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# NILES' WEEKLY REGISTER.

Vol. VIII. BALTIMORE, MARCH 2, 1833. [Vol. XLIV. Whole No. 1,119.]

THE PAST—THE PRESENT—FOR THE FUTURE.

PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

Your Daily Acquaintance  
city for one year, is  
thousand, five hundred  
which, calculating  
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ment of a volume, we have often indulged in a familiar chat with our readers "on things of the past and speculating on the future interest of the proceedings of congress, now earnest attention of the people, has induced the present, and lay too; for it seems that all persons, whether Jackson men or Jacksonian men—national republicans or Clay men—anti-monarchical men or anti-proclamations men—rights men or constitutionalists—tariffites or anti-tariffites, &c. &c. have been so jostled that no party knows exactly where is its own present location.—Some "gueses" that they are on the banks of *New-found-land*; but the fog is so thick, and we water so much disturbed, that neither the quadrant nor the lead line renders accustomed service. Soon after the rising of congress, the fog will clear away, and parties will get observations of the sun, as well as soundings, and make a fresh start on their several courses. We cannot steer in any new direction; but whether we shall remain at anchor, or seek a permanent harbor—refraining from every thing which may lead into controversy—we will depend upon the probability of rendering service to those great interests which we have so long and earnestly supported. We shall take an early opportunity of expressing ourselves fully and freely, and independently, on this subject—simply saying, for the present, that our opinions remain unchanged. The question is—as to the utility of uttering them. Congress must rise to-morrow—the bustle of business will soon be over, and a calm review of all that has happened may speedily take place. Things seem so much interlocked with things, that, in all cases, it is not easy to separate them, and determine each by its own merits. This, however, we may promise—that the same industry which has for so long a time found favor with the public, shall be exerted to sustain the reputation of the REGISTER; and the total absence of controversial subjects from its pages, perhaps, will be more agreeable to the public than that course which "circumstances" imposed upon us. But still it is not by any means intended to abandon the discussion of general principles—though the late manner and direction of such discussions may be considerably modified. We have no personal allusion—referring only to things.

Mr. Clay's bill in the senate, for the regulation of the tariff, reached its third reading in that body, when serious doubts began to be entertained of the right of the senate to originate a revenue bill—for such, and such only, in our estimation, is Mr. Clay's project. The latter was then suddenly adopted by the house of representatives, in lieu of the mangled bill of the committee of ways and means, and very swiftly passed, 118 to 85, on Tuesday last. See the yeas and nays, page 12. It was immediately sent from the house to the senate, where it yet remained. And the opinion is given out that it will not pass the senate, unless the bill of the senate, further to provide for the collection of duties on imports, shall also pass the house.\* And if the latter fails in the house, some also believe that the tariff bill will hardly pass the senate.

The latter, or tariff bill, as it passed the house, is the bill as reported by the select committee of the senate. The amendment made by the committee are wholesome—but our original objection to the bill remains unchanged.

WISCONSIN SAGACITY. The editor of the U. S. Register has discovered, because we said that, "in the long run, the value of imports cannot exceed the value of the exports," we have repudiated our error as to "free trade!" Mr. Green will next find out that "since all men will die, no man is living." If there is a balance between a white man and an Indian, whiskey for the balance will be against the Indian, if he consents to it, until he parts with the last piece that covered

his nakedness—and then he can only obtain more whiskey as he obtains more skins: the quantity of whiskey consumed being strictly regulated by the quantity of skins. There is no longer a "balance of trade" against the Indian;—he is, without feeling, and without any Me. Green will agree with us, that if an individual (as a nation), sells a greater value than he purchases, or expends, there is an undoubted "balance of trade" in that individual's favor! But it is not worth while to pursue the subject. The people will feel that there is a balance of trade against them, a few years hence—unless the present prospects of things are materially changed.

NEW YORK. We mentioned in our last, that some of the old bank-manufacturing-leaven had appeared at Albany. It appears that a certain *Alvah Beebe* had written threatening letters to certain members of the assembly, if they voted against the proposition to make a new bank at that place, and that he had offered one member 10,000 dollars in the stock, and so forth. The sergeant-at-arms was sent to arrest him, and he was brought a prisoner to Albany. It seems that he admitted the charges, but justified them. "As to the threat to vote down other bills, he answered that it was in accordance with the legislation of the state;" and that if members who for themselves or their friends were interested in a bank, were voted down by others, justice and propriety required that these latter should be defeated; and he added "that this was a means of obtaining justice, that, as he understood, *had been long practised*." The offer of stock he also defended on the score of "immemorial usage." Members, he said, had been constantly in the habit of subscribing for stock in banks, which they had voted for; and he further charged that he had been induced to make this particular offer at the instance of "the friends of the member"—who had named the precise amount of stock wanted! All which things, usages &c. the counsel for the accused is said to be ready to substantiate. If so, we shall probably have a precious exposition of the art, trade and mystery of lobbying.

For all which, after much debate, Mr. Beebe was brought to the bar, reprimanded by the speaker, and released from the custody of the sergeant-at-arms.

The "Albany Argus" gives the following account of the ceremony:

The respondent having been brought to the bar in the custody of the sergeant-at-arms, the speaker directed the following resolution to be read to him by the clerk:

Resolved, That Alvah Beebe has been guilty of a contempt and breach of the privileges of this House, and that he be brought to the bar of the house immediately, and that he be publicly reprimanded by the speaker, in the presence of the house.

The speaker then addressed the respondent as follows:

The resolution first read, clearly indicates the opinion of the house, of your conduct, as the author of a letter addressed to one of its members, offering improper inducements to support an application pending before the legislature. Your own admission establishes the fact that you was the writer of such letter. The offence committed by you is one of no ordinary character, for the statute imposes the heaviest penalties. Any attempt to corrupt the integrity of the members of this house in favor to destroy the purity of legislation, deserves not the severest reprobation, but the infliction of exemplary punishment. There are some circumstances which tend to palliate your offences—these are your youth and inexperience, to these, joined to your wicked or corrupt intention, may be added how to stepness of their bring her to trial, nor dis-pronounce. In obedience to the army in the north, as it was reprimand you for your conduct, and liberally bestowed rewards and

was passed yesterday (Friday) 149 to 45.

XLIV—No. 1.

almonition may prove a salutary lesson to yourself, and serve as a warning and example to all others.

The "Schemetically Cabinet" says:—The following resolution, introduced by Mr. Seward, on Saturday last, in the senate of this state, was defeated (by postponement,) by a vote of 19 to 9; all the "Jackson" members present voting against it except Messrs. Sherman, Sulam and Van Schaick:

*Resolved*, (if the assembly concur,) That the president of the United States, in his late proclamation, has advanced the true principles upon which only the constitution can be maintained and defeated.

Mr. Seward's Speech, at present governor of the state, has been elected a senator of the United States, after the 4th inst. in place of Mr. Johnson, whose period of service will then expire. Mr. Southard is, for capt. Crockett 23

**MARYLAND.** The house of delegates of this state (51) have passed a liberal supplement to the act for making a road from Baltimore to Washington, and subscribing 500,000 dollars to the stock. The road is to be made by the Baltimore and Ohio rail road company.

**VIRGINIA.** The following is among the curiosities of the times:

In the legislature of Virginia, on Tuesday, last week, the following preamble and resolution was moved by Mr. Knox:

"Whereas a bill is now pending before the senate of the United States, which proposes to invest the president with the authority of employing at discretion the land and naval forces of the country, for the purpose of carrying into effect the revenue laws of the general government; and whereas, in the opinion of the general assembly of Virginia, there exists no necessity for clothing the president with such unlimited powers, *Resolved, therefore*, by the general assembly of Virginia, that John Tyler and William C. Lives, senators in the congress of the United States from the state of Virginia, be and they are hereby instructed to vote against the said bill, and to use their best exertions in order to defeat the passage of the same; and likewise request our representatives in congress to do likewise."

After some debate, and a refusal to defer the fate of the resolution, by laying it on the table, it was indefinitely postponed (rejected) by a vote of 75 to 51.

(On the matter of this resolution, the will of Virginia has been "nullified"—one of her senators constitutionally voting against the other constitutional senator.)

**Colonization.** In the house of delegates, on Saturday, the committee of finance, to whom had been referred the various petitions for legislative aid to the colonization society—made a report conformable thereto. A motion was made by Mr. Brodus to lay the report on the table, which was, after much discussion, rejected.—Mr. Dale moved the indefinite postponement, which also, after considerable debate, was decided in the negative—ayes 57—noes 57. The house adjourned without disposing of the subject. On Monday, Mr. Ritchie moved to take up the report—several members desired that the vote on the taking up should be considered as a test vote. The question was then taken—the ayes and noes being called—and it was taken up—ayes 61—noes 59. It was then referred to a select committee consisting of Messrs. Gilmer, Brodus, Campbell, Marshall, Faulkner, Pendleton, Carter (of P. W.), McDowell, Cahell, McCamant and King. [Fred. Atenia.]

**SOUTH CAROLINA.** We are happy to learn that the late affray in Barnwell district was a mere quarrel between four individuals—and that there was a pretty rough with dirks, &c. no one killed. A general battle, instigated by the persons present, but the inter-ferential gentlemen prevented it.

It is seen that gen. Hamilton, president of the convention, has directed a meeting of that body at Columbia.

It is out in this city on the evening of building situated on East Bay, and in its progress seemed to

threaten a large portion of the town with destruction—but, by the spirited exertions of the men, powerfully assisted by col. Bankhead and major Hellman, 100 men, and a strong detachment of the ship Satchel, under command of captain the flames was arrested, after 30 or 40 summed, blown up, or pulled down. wood and not very valuable.

**GEORGIA.** Savannah, Feb. 13. Yesterday of colonial Georgia. On the 11th day, 100 men, and a strong detachment of the ship Satchel, under command of captain the flames was arrested, after 30 or 40 summed, blown up, or pulled down. wood and not very valuable.

The day was honored by "Hall the pomp and circumstance" of military parade, by our brilliant volunteer corps.

**MISSISSIPPI.** After eighteen ballots, the legislature of this state adjourned without electing a senator of the United States, after the 4th March next, Mr. Black having been appointed to fill the vacancy. The votes were divided between Messrs. Black (the sitting member), James C. Wilkins, and P. R. Pray.

**FLORIDA.** An act has been passed by the governor and council of this territory to incorporate the "Union bank of Florida," with a capital of 1,000,000, and a privilege of increasing it to 3,000,000 dollars.

**STATE BANKS.** We are glad to hear that the projects of state banks in Ohio, Kentucky and Indiana have failed—but the present; and hope the same result in Maryland.

**INDIAN WAR.** Louisville, Feb. 19. We received last evening the following letter, which contains information of considerable moment. [Journal.]

Contonment Gibson, Jan. 12, 1833.  
Dear friend: I take this opportunity of informing you of our situation. Capt Ford's company of U. S. rangers left this place on the 5th instant, by order of col. Arbuckle, on an expedition against the Pawnee, but, in their progress, they were attacked on the 9th, by a band of Cananasha Indians, five hundred in number. They fought with great bravery for the space of an hour and a half, but they were overpowered, and compelled to surrender themselves prisoners of war. I was at the last when the express came in. One of the lieutenants at the time of his escape, and brought information that the savages, as it is supposed that all have been put to death. Five companies of regulars, on the receipt of the intelligence, immediately started to prevent such as might be still alive. There is every probability of a bloody war with the Cananasha Indians.

JAMES SMITH, a ranger under capt. Boon.

**QUESTION AND ANSWER!** Mr. Clayton, of Delaware, in the course of his argument in favor of the revenue bill, in the senate, asked Mr. Tyler "if he would deny that he was a citizen of the United States?" To which Mr. Tyler responded that "he was not a citizen of the government of the United States."

—If Mr. Tyler had been in many parts of Europe in troublesome times, he would not only have proudly called himself a "citizen of the United States," but also said that he was a "Funker"—boasting of events

"Which gave to fame

The Yankee name."

"She is no Frenchman," said the boatswain of the Java, when carried below into the cock-pit severely wounded, "but a d—d Yankee. She fires three times on our own. We'll be prisoners, or on our voyage to —, in a few minutes."

**IN EFFROY!** There has been sundry hangings and shootings of the presidents of the United States, in effigy, in parts of the south. Neither hurts much! The editor of the *Kentucky* has suffered such punishments many times—in that quarter.

**INCREASE OF AMERICAN TONNAGE.** We learn from good authority that there are now on the stocks in the United States, one hundred and thirty ships, averaging more than three hundred and fifty tons each. Of this number it is said that upwards of seventy are being built east of Boston.

This is a truly gratifying evidence of the prosperous state of our commercial interests, and promises a fair chance of promotion to the enterprising officers in our merchant service.

[Cour. & Eng.]

[What better proof than the preceding would any man desire to have, that the "high" and "abominable" tariff of 1828, yet in operation, has destroyed navigation and commerce?]

**FUEL IN NEW YORK.** From a statement published in the New York Daily Advertiser, it appears that the cost of fuel in that city for one year, is one million three hundred and sixty-nine thousand, five hundred and seven dollars and eighty cents, which, calculating the population at two hundred and twenty thousand, is a fraction over six dollars to each individual. The statement only embraces the quantity of wood and American coal sold to citizens for consumption; and does not include the large quantity of Liverpool, Sidney, Picton, and other foreign coal used by the citizens and for manufactures; nor does it include the pine wood used for steam boats.

**POSTMASTERS.** An old subscriber in New York, who is strongly opposed to nullification by South Carolina—requests that the postmaster general may be informed of the necessity of certain authorizing acts on the line of the road between Baltimore and western New York.

**SIX CENTS DAMAGE.** Two persons at New York, one a shop-keeper and the other a whiskeyer daily, have each obtained the handsome sum of six cents damages, on account of certain enshadings which they received—the one from a brother, and the other from the father, of young ladies whom they had insulted.

**CASE OF MR. FILLMORES.** The National Intelligencer of Feb. 23, says—The supreme court delivered its opinion yesterday in the case of the *United States vs. Thomas Fillmore*, affirming the judgment of the circuit court of the District of Columbia in favor of the defendant. As this is one of the cases originating in the political persecutions of the memorable year 1829, we shall take an early opportunity of recurring to the opinion of the supreme court, and presenting to our readers a more particular account of it.

**THE MEDICAL PROFESSION.** In the medical class of the university of Pennsylvania, for the session of 1832-3 there were 368 students—of these 120 were from Pennsylvania, 103 from Virginia, 30 North Carolina, 15 South Carolina, 14 Georgia, 19 New Jersey, New England 10, New York 10, Maryland 9, Alabama and District of Columbia 7 each, Louisiana and Delaware 5 each, Kentucky and Mississippi 4 each, Tennessee, Canada and West India 2 each.

The whole number of students was 823—collegiate 105, medical 368, academical 185, charity (English) schools 164.

**UNITED STATES MINT.** The report of the directors of this establishment for the year just closed, shows the coinage, during the year, of the sum of \$3,491,955—consisting of 157,487 half eagles—4,400 quarter do.—4,797,000 half dollars—320,000 quarter do.—522,500 dimes—955,000 half do.—and 2,352,000 cents. Of the gold coined, \$80,000 were from Mexico, South America and the West India, \$28,000 from Africa; \$778,000 from the gold region in our own country; and about \$12,000 from sources not ascertained. Of the gold produced in the United States \$34,000 came from Virginia; 458,000 from North Carolina; 45,000 from South Carolina; 140,000 from Georgia; and 1,000 from Tennessee. The quantity produced in South Carolina was more than doubled within the last year; in North Carolina nearly doubled; in Virginia increased 30 per cent. in Georgia diminished 30 per cent.

**BEAUTIES OF THE PRESS.** From the *New Hampshire Patriot*, of Feb 25. It will be seen that Mr. Blair has been defeated as printer to the next congress, and Messrs. Gales & Seaton elected. Thus it is, the editor of the Globe, who has stood forth the champion of the people and the administration, and who has done more than almost any other man in exposing the corruptions of the bank and the false and deceptive course of the opposition, has been forced to give place to the editors of the Intelligencer, a leading and bitter opposition print. And this too, has been done by members of congress elected by the people to sustain the administration. When will these things cease? Government patronage enough has been bestowed upon the profligate Englishman, Gales, to make fifty prudent men rich, and now another job has been given him, for his services to the bank and the federal party.

From the same. (C) Mr. Clay's hand bill seems to be hung up in congress. We wish the house would pass it, only to see how quick old Hickory would veto it.

**BRITISH REVENUE.** From late London papers we lay before our readers an abstract of the amount of the revenue for the years and quarters ended 5th January, 1833.

It will be seen that the total ordinary revenue for the year ended 5th January, 1833, is £43,379,339. The total revenue for the year ended 5th January, 1832, was £42,833,170. The increase on the year is £546,169.

The total revenue for the quarter end. 4 5th January, 1833, is £11,705,201. The total revenue for the quarter ended 5th January, 1832, was £11,742,536. The decrease on the quarter is £37,335.

On the year, the customs have increased £223,167; on the quarter £38,363. On the year, the excise has increased

£326,346; on the quarter it has decreased £299,086. The taxes have increased in the year £79,543. The post office has decreased in the year no less than £68,005; on the quarter, however, it has increased £10,000.

**BRITISH WEST INDIES.** By the brig Mary, captain Green, in 16 days from Montego Bay, we have Jamaica papers as late as the 26th ultimo, which are mostly occupied with the subject which has so long distracted that island, and rendered it justly obnoxious to the charge of religious persecution. The Jamaica Courant, a paper of considerable influence, seems to be devoted to the destruction of certain religious sects, on the ground that they have instigated the slaves to rebellion. To such an extent has the public mind been excited against the Baptist and Methodist clergymen, that they have been assailed and mobbed, while in the performance of their religious duties, and, in many instances, have narrowly escaped with their lives. To protect these classes of citizens from violence, and to preserve the public peace, a proclamation had been issued by his majesty William the 4th, which reached Jamaica on the 26th; it forbids all civil and military officers, under the government, connecting themselves with the clubs which have been organizing to oppose public preaching, and calls upon them to use every exertion in their power to bring the offenders to justice. The Courant speaks in terms of defiance of the proclamation, and remarks: "His majesty appears to imagine we are all slaves; and that we are to be governed at a distance of four thousand miles, by a proclamation, in defiance of laws which have been sanctioned by his predecessors; by these laws we shall be governed, however we may incur the high displeasure of him who is our majesty!" If the Courant speaks the language of the great mass of the people, we cannot predict what may be the result of this disturbing question, or where it will end.

So far the New York Advocate and the N. Y. American say—A gentleman who has an intimate acquaintance with local property of the island of Jamaica, on looking over our files received by the last vessels, observed that sales have been attempted of the following estates: Temple Hall, with two hundred and forty negroes, which cost a few years since, fifty thousand pounds, was bid in, eight thousand and only having been offered for it; Pleasant Hill, a coffee estate with two hundred and sixty nine negroes, cost, a few years since, one hundred thousand pounds, was bid in, only ten thousand offered. These are said to be fair specimens of the depreciation of the value of estates in the island; and as they were brought to the hammer, the mortgage having been sued up, would not have brought much more than sufficient to pay the costs of court.

FOREIGN NEWS.

GREAT BRITAIN AND IRELAND.

A great fire had taken place in Liverpool, in which 10 to 12,000 bales of cotton were consumed. The total damage said to be 300,000 pounds sterling.

The splendid and extensive premises at Leith were destroyed by fire early in January. It included steam mills, grain flour ballis and spirit cellars, and extended from the head of Broad Wynd to the shore, and along the front of shore to Bernard street—loss estimated at \$178,000.

The mail from Exeter to London, a distance of 173 miles, is carried in eighteen hours, while the mail from Calais to Paris, the same distance, is allowed 30 hours, and that is now thought rapid travelling.

Troops were leaving England—for Ireland and the West Indies.

A good many cases of cholera have recently appeared in England and Ireland.

The renewal of the charter of the bank of England is an absorbing topic.

A story is current in Chichester of a dignitary of the church complaining to his bishop that he could not live upon his income, (nearly £1,000 a year). His lordship is reported to have said, "You had better be quiet; it is possible you will be compelled ere long, to live upon a much smaller sum."

The London Globe gives the following official result of the recent election.

England—Reformers,	110	304
Conservatives,	110	44
Scotland—Reformers,	9	80
Conservatives,	25	518
Ireland—Reformers,	144	518
Conservatives,	25	—
Total	144	518

This result shows a proportion of nearly four to one in favor of liberal principles.

PORTUGAL.

Don Pedro was still confined in Oporto, which Miguel's troops had bombarded, and considerably damaged. The fleet of Sardinia was expected at Oporto, from Vigo.

FRANCE.

The authorities are much embarrassed how to dispose of the duchess of Berry. They will neither bring her to trial, nor discharge her.

The king has reviewed the army in the north, as it was returning from Antwerp, and liberally bestowed rewards and praises.

## HOLLAND AND BELGIUM.

The state of affairs has not materially changed. The king of Holland had not swerved from his purposes.

We need only cite one proof of the enthusiasm which animates this extraordinary people. On the very day that the news of the surrender of the citadel at Antwerp arrived in Holland, and the concourse of subscribers for the loan was immense, and all the funds necessary for the national defence against a most cruel oppression, were furnished with the greatest eagerness, and even rivalry. [The Guardian.]

## ITALY.

The following from Naples is of December 22: "For two days the eruption of Vesuvius has assumed an alarming character; the flanks of the mountain are foreworded in every direction by vast torrents of lava. We can perceive three small craters that have formed themselves in the centre of the great crater; the edge of which is in several places rent by crevices 30 or 40 feet wide, and 15 or 20 deep. A new stream of lava, which formed itself in the night of the 20th, has taken the direction of Portici."

## GREECE.

Is becoming more settled. It is said that the French troops were to be speedily withdrawn.

## COLOMBIA.

We are glad to hear, generally, that present peace prevails in this long war-torn land, though we do not understand how many "sovereign" states have been made for the rule of the several chiefs. There seems to be not less than three of them—Venezuela, New Granada, and "Escudor." The latter is called a "republic," but we do not know it by its name.

## TURKEY AND GYRE.

A letter from Paris, of January 13th, gives the following as the latest and most authentic information from Constantinople:—

The progress of the pacha's troops in Asia Minor is rapid; insurrection is fast spreading every where. The sultan has no money and but few troops. He cannot rely either on the courage or fidelity of the latter, and he does not know it by its name. On their first encounter with Ibrahim, they will be defeated and dispersed, if not induced to join his triumphant banner. All the best letters from Constantinople, dated the 10th ult. and received by the last post, say that Ibrahim was only a few days' march from the capital, and express the fullest conviction that nothing but foreign interference could check his progress. It is evident that the court of Russia is anxiously desirous to prevent his going too far, and it is probable that it will take means to prevent him, if the danger becomes too imminent to allow of any time being lost in consultations with other European powers on what ought to be done.

The Egyptian fleet of 25 sail had appeared in the Archipelago, seeking the Turkish fleet, which was at anchor at the mouth of the Bosphorus. It was reported that 70,000 men of the Turkish army had joined the Egyptians. If all that is stated is true, the sultan must yield to his pacha, unless saved by the interposition of the European governments.

The plague was raging at Constantinople, and had carried off 17,000 persons.

## STATE OF SOUTH CAROLINA.

To all to whom these presents may come:

Know ye, that by virtue of the authority vested in me by the convention of the people of South Carolina, I do hereby call together, and by these presents I have convoked the members of the said convention to re-assemble at Columbia, in the state aforesaid, at meridian, on the second Monday in March next, which will be on the 11th day thereof, to deliberate on such matters touching the interests and welfare of the good people aforesaid, as may be then and there presented for their consideration.

And I hereby call upon the said members to be punctual in their attendance, at the time and place herein specified.

Given under my hand and seal, in the parish of St. Peter's, South Carolina, this 13th day of February, in the year of [L. A.] our Lord one thousand eight hundred and thirty-three, and in the fifty-seventh year of American independence.

J. HAMILTON, jr.

President of the convention of the people of South Carolina.

## ITEMS.

A large number of counterfeit bills of the bank of the United States have been circulated in New Brunswick, and especially in Fredericksburg.

The Rival, which sailed from Greenock for Oporto, on the 29th of November, with a crew of 37 men and 423 passengers for the service of Don Pedro, was totally lost on the 4th of December, near Galway, and every soul on board perished. The vessel was commanded by Mr. William Wallace, and the men for Portugal were under the charge of capt. Bygraves. The passengers were chiefly mechanics, journeymen operatives, weavers, and laborers, from almost every town and village in the west of Scotland, but principally from Galway.

The superintendent of salt springs, in the county of Onondaga, New York, reports the whole number of bushels of salt inspected during the year 1832, was one million six hundred and fifty-two thousand nine hundred and eighty-five, of which one hundred eighty-seven thousand six hundred and fifty-three was coarse salt.

A mine of anthracite coal is said to have been discovered on the Potomac, about 12 miles above Williamsport.

Some cases of cholera have recently appeared in Tennessee and Louisiana—but it does not appear that this fearful disease had extended itself.

Died, recently, at Pomfret, Conn. gen. Lemuel Grosvenor, in the 81st year of his age—a valued soldier of the revolution.

Seventy bales of cotton, weighing 31,500 lbs. were recently drawn by one horse from Tusculumba, (Alabama,) to the river; a distance of 2 7/8 miles, in 14 minutes, on the rail road.

Savannah Georgian.

The "Gallego mills" now owned by Mr. Chevalier, near Richmond, Virginia, were destroyed by fire in the night of the 6th February, believed to have been caused by friction in some of the machinery. These were among the largest mills in the United States, and the flour manufactured in them was of a very superior quality. The loss is supposed to be 100,000 dollars.

Joseph L. Hays, who lately resigned as police marshal of the city of N. York, during the term of his service in the police office, served 5,000 warrants, on persons whom he was called upon to arrest for various offences.

The population of Upper Canada, according to a statement in the Montreal Gazette, is nearly three hundred thousand.

Judge Smith has been impeached before the senate of Illinois. Among the charges, is one for imprisoning a Quaker for refusing to take off his hat in court.

We are glad to hear that licut. Randolph, of the navy, who seems to have been bitterly persecuted by some of the *misericordias* having influence in Washington, has been acquitted of all the charges preferred against him.

The snow was four or five feet deep in Portland, on the 15th Feb. last—and the roads impassable.

The Charlotte (N. C.) Journal states, on the authority of the postmaster at that place, that a pair of India rubber shoes passed through that post office, a few days since, franked by a member of congress from South Carolina, as "public documents."

The annual number of newspapers which pass through the New York post office, is estimated at eleven million eight hundred thousand.

It is intimated in the New York Gazette, that the office of United States district attorney, for that city, is worth \$30,000. This fat salary is made up by fees, &c. in actions against the merchants.

The remains of Henry Eckford, the celebrated ship-wright of New York, were recently received in that city from Constantinople—where he had been for some time superintending the navy yard of the sultan; who, on his death observed, "America must be a great nation, that she can allow such men as Henry Eckford to leave her dominions."

A letter from Hallowell, Maine, dated the 17th Feb. states that the snow there was seven feet deep.

The United States express, between Washington and Charleston, has performed some great exploits. The journey between Petersburg and Laurenceville, 49 miles, (one of the worst of roads at this season of the year) was lately made in two hours and 20 minutes—and 71 miles on the line travelled in 2 hours and 50 minutes. There is no need of such hurry; we suppose, just now, and we hope that there will not be—but the organization is proper, and its efficiency should be ascertained and kept up—*pro tem*.

## TWENTY-SECOND CONGRESS—SECOND SESSION.

## SENATE.

The following is a copy of Mr. Clay's compromise tariff bill, as it was reported by the select committee.

Strike out the parts within [brackets] and insert the parts in italics.

Be it enacted by the senate and house of representatives of the United States of America in congress assembled, That upon and after the 30th day of December, 1833, in all cases, where duties are imposed on foreign imports, by the act of July 14, 1832, entitled "an act to alter and amend several acts imposing duties on imports," or by any other act, such excess per centum on the value thereof, one-tenth part of such excess shall be deducted; from and after the 30th day of September, 1835, another tenth part thereof shall be deducted; from and after the 30th day of September, 1837, another tenth part thereof shall be deducted; from and after the 30th day of September, 1839, another tenth part thereof shall be deducted; from and after the 30th day of September, 1841, one-half of the residue of such excess shall be deducted; and from and after the 30th day of September, 1843, the other half shall be deducted.

Sec. 2. And be it further enacted, That so much of the second section of the act of the 14th of July aforesaid, as fixes the rate of duty on all milled and filled cloth, known by the name of plains, kerseys, or Keadal cottons, of which wool is only the material, the value whereof does not exceed 35 cents a square yard, at 5 per centum ad valorem, shall be, and the same is hereby repealed. And the said rates shall be subject to the same duty of 50 per centum as is provided by the said second section for other manufactures of wool, which duty shall be liable to the same reductions as are prescribed by the first section of this act.

Sec. 3. And be it further enacted, That until the 30th day of September, 1842, the duties imposed by existing laws as modified by this act shall remain, and continue to be collected. [And from and after the day last aforesaid, all duties on imports shall be collected in ready money; and laid for the purpose of collecting such revenue, as may be necessary to an economical admini-

administration of the government, and, for that purpose, shall be equal upon all articles imported to their share, which are not, by this act, declared to be entitled to entry subsequent to the said 30th September, 1842, free of duty, and until otherwise directed by law from and after the said 30th day of September, 1842, such duties shall be at the rate of 20 per cent. ad valorem; and from and after that day, all credits now allowed by law, in the payment of duties, shall be, and hereby are, abolished—*Provided*, That nothing herein contained, shall be construed to prevent the passage of any law in the event of war with any foreign power, for imposing such duties as may be deemed by congress necessary to the prosecution of such war. And from and after the day last aforesaid, all duties on imports shall be collected in ready money, and all credits now allowed by law, to the payment of duties, shall be, and hereby are, abolished, and such duties shall be left for the purpose of raising such revenue as may be necessary to an economical administration of the government; and from and after the day last aforesaid, the duties required to be paid by law on goods, wares and merchandise, shall be assessed upon the value thereof at the port where the same shall be entered, under such regulations as may be prescribed by law.

Sec. 4. And be it further enacted, That in addition to the articles now enumerated, by the said act, raising such revenue as may be necessary, the following articles imported from and after the 30th day of September, 1833, and until the 30th day of September, 1842, shall also be admitted to entry, free from duty, to wit: bleached and unbleached linens, table linens, linen napkins, and linen cambrics, manufactures of silk, or of which silk shall be the component material of chief value, coming from this side of the Cape of Good Hope, excepting raw silks, all combed stuffs, printed shawls, and all manufactures of wool and worsted.

Sec. 5. And be it further enacted, That from and after the said 30th day of September, 1842, the following articles shall be admitted to entry, free from duty, to wit: (unmanufactured cotton) indigo, quicksilver, sulphur, crude saltpetre, steel, grind stones, refined borax, emery, opium, tin in plates or sheets, gum arabic, gum benzoin, lac, and muslin, raw cotton, muslin, and berries used in dyeing, saffron, turmeric, wood or pastel, aloes, saubergs, Burghundy pitch, cochineal, camomile flowers, coriander seed, calump, chalk, coenulus indicus, horn plate for lanterns, ox horns, other horns and tips, India rubber, unmanufactured ivory, juniper berries, musk, nuts of all kinds, oil of juniper, unmanufactured rattans and reeds, tortoise shell, tin foil, shellac, all vegetables used principally in dyeing and composing dyes, wood and all articles employed chiefly in dyeing, except indigo, coppers, bichromate of potash, prussiate of potash, chromate of potash, and nitrate of lead, aqua fortis, and tartaric acids, (and all other coloring drugs and materials for composing dyes,) and all imports on which the first section of this act may operate, and all articles now admitted to entry, free from duty or paying a rate of duty not 20 per centum ad valorem, before the said 30th day of September, 1842, and after that day may be admitted to entry subject to such duty not exceeding 20 per centum ad valorem, as shall be provided for by law.

Sec. 6. And be it further enacted, That so much of the act of the 14th day of July, 1832, or of any other act as is inconsistent with this act shall be, and the same is hereby repealed. *Provided*, That nothing herein contained shall be so construed as to prevent the passage, prior, or subsequent to the said 30th day of September, 1842, of any act or acts, from time to time, that may be necessary to detect, prevent or punish evasions of the duties on imports imposed by law: nor to prevent the passage of any act prior to the 30th day of September, 1842, in the contingency either of excess or deficiency of revenue, altering the rate of duties on articles which by the aforesaid act of 14th day of July, 1832, are subject to a less rate of duty than 20 per centum ad valorem, in such manner as not to exceed that rate, and so to adjust the revenue to either of the said contingencies.

February 22. Mr. Benton presented two memorials from Missouri, one against the passage of the bill relating to the proceeds of the public lands, and the other against rechartering the United States bank; which were laid on the table, and ordered to be printed.

Mr. Frelinghuysen, presented a memorial from certain manufacturers of copper, which was laid on the table. The various bills lying on the table, waiting for their third reading, were taken up, read a third time and passed.

On motion of Mr. Forsyth, the senate then proceeded to the consideration of executive business.

When the doors were reopened—The senate proceeded to the consideration of the bill to modify the acts imposing duties on imports.

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When the doors were reopened—The senate proceeded to the consideration of the bill to modify the acts imposing duties on imports.

YEAS—Messrs. Bell, Bibb, Black, Calhoun, Chambers, Clay, Clayton, Ewing, Foot, Frelinghuysen, Hill, Holmes, Johnson, King, Knight, Miller, Moore, Naudain, Poindexter, Prentiss, Rives, Robbins, Sprague, Tomlinson, Tyler, Wilkins—26.

NAYS—Messrs. Benton, Buckner, Dallas, Dickerson, Dudley, Forsyth, Grundy, Kane, Robinson, Seymour, Silsbee, Smith, Waggaman, Webster, White, Wright—16.

So the amendment was agreed to.

On the suggestion of Mr. Tyler, the senate proceeded to amend the bill in the second section, by striking out the words at the close of the section, constituting the last paragraph.

The section reads as follows, and the part moved to be stricken out is enclosed in brackets:

Sec. 2. And be it further enacted, That so much of the second section of the act of the 14th of July aforesaid, as fixes the rate of duty on all milled and fulling cloth, known by the name plains, kerseys, or Kendall cottons, of which wool is the only material, the value whereof does not exceed thirty-five cents a square yard, at five per cent. ad valorem, shall be, and the same is hereby, repealed. [And the said articles shall be subject to the same duty of fifty per cent. as is provided by the said second section for the other manufactures of wool, which duty shall be liable to the same deductions as are prescribed by the first section of this act.]

Mr. Clay expressed a hope that the amendment would not be pressed.

Mr. Forsyth advocated the proposition to amend.

Some further remarks were made by Messrs. Webster, Clayton, Clay, Foot and Miller, when the bill, on motion of Mr. Benton, laid on the table, in consequence of a message from the house, announcing the death of the hon. James Kent, a representative from New York, and inviting the senate to attend the funeral to-morrow, at 11 o'clock.

The usual resolution was then adopted, and, on motion of Mr. Clay, it was

Ordered, That when the senate adjourns, it adjourn to meet to-morrow at one o'clock. The senate then adjourned.

February 23. After attending the funeral of Mr. Kent, of the house of representatives—

At half past one o'clock, the senate was called to order.

The chair communicated a report from the department of state, containing a statement of passengers and seamen who have arrived in passenger ships.

Mr. Dallas presented a memorial from the manufacturers of worsted yarn; which was laid on the table.

On motion of Mr. Clay, the bill to modify the acts imposing duties on imports, was taken up.

The question being on the motion of Mr. Smith, to amend the second section, some discussion took place, in which Messrs. Wright, Foot, Clay, Forsyth, Buckner, Bell, Holmes, Smith, Sprague, Chambers, Benton, Dickerson, Silsbee, Frelinghuysen and Hill took part.

Mr. Smith having modified his motion so as to strike out the whole of the second section, (which goes to replace plains, kerseys, &c. where they stood before the act of July, 1832) the yeas and nays were ordered on that question.

Before any question was taken, Mr. Wilkins moved that the senate do now adjourn.

Mr. Clay asked for the yeas and nays, which were ordered; and the question being taken it was decided as follows:

YEAS—Messrs. Benton, Buckner, Dallas, Dickerson, Dudley, Hill, Knight, Robinson, Seymour, Silsbee, Smith, Tipton, Webster, Wilkins—14.

NAYS—Messrs. Bell, Bibb, Black, Calhoun, Chambers, Clay, Clayton, Ewing, Foot, Forsyth, Frelinghuysen, Grundy, Hendricks, Holmes, Johnston, Kane, King, Mangum, Miller, Moore, Naudain, Poindexter, Prentiss, Rives, Robbins, Sprague, Tomlinson, Troup, Tyler, White, Wright—31.

So the senate refused to adjourn.

The question then returned on the motion to strike out the second section.

Some discussion took place between Messrs. Webster, Clay, Chambers and Clayton, and the question was about to be taken; when

Mr. Chambers moved that the senate do now adjourn.

The yeas and nays being ordered, the question was taken and decided as follows:

YEAS—Messrs. Benton, Buckner, Chambers, Dallas, Dickerson, Hendricks, Kane, Knight, Prentiss, Robinson, Seymour, Silsbee, Smith, Wilkins—15.

NAYS—Messrs. Bell, Bibb, Black, Calhoun, Clay, Clayton, Ewing, Foot, Forsyth, Frelinghuysen, Grundy, Holmes, Johnston, King, Mangum, Miller, Moore, Naudain, Poindexter, Rives, Robbins, Sprague, Tipton, Tomlinson, Troup, Tyler, White, Wright—26.

After some remarks from Mr. Webster and Mr. Clay, the question was then taken on the motion to strike out the second section of the bill, and decided as follows:

YEAS—Messrs. Benton, Buckner, Dallas, Dudley, Forsyth, Grundy, Kane, King, Robinson, Silsbee, Smith, Webster, White, Wright—14.

NAYS—Messrs. Bell, Bibb, Black, Calhoun, Clay, Clayton, Dickerson, Ewing, Foot, Frelinghuysen, Hendricks, Holmes, Johnston, Knight, King, Mangum, Miller, Moore, Naudain, Poindexter, Prentiss, Rives, Robbins, Seymour, Sprague, Tipton, Tomlinson, Troup, Tyler, Wilkins—29.

So the senate moved to strike out the second section. Mr. Kane then moved to amend the bill by adding another section, which provided that nothing contained in this act should be construed to extend to the present duties on lead in pigs, bars, or sheets, leaden shot, red or white lead, dry or ground in oil, sugar of lead, &c. &c.

Mr. Smith moved to amend the amendment by adding the words "bar iron and castings of iron, gunpowder, cannon, mortars, howitzers, cannon balls, shells for guns and howitzers," &c. Mr. S. said this proposition was to carry out the views of the secretary of the treasury in reference to the protection of munitions of war.

After a new words from Mr. Clay in opposition to the last proposition, and in favor of it from Mr. Smith and Dickerson, the yeas and nays were ordered, and the question being taken, was decided as follows:

YEAS—Messrs. Benton, Buckner, Clayton, Dallas, Dickerson, Dudley, Hendricks, Kane, Robinson, Smith, Tipton, Webster, Wilkins, Wright—14.  
NAYS—Messrs. Bell, Bibb, Black, Calhoun, Clay, Ewing, Foot, Forsyth, Grundy, Holmes, Johnston, King, Knight, Mangum, Miller, Moore, Naudain, Poindexter, Rives, Robbins, Seymour, Sprague, Tomlinson, Troup, White—25.

So the amendment to the amendment was negatived.

The question was then taken on the amendment proposed by Mr. Kane, the yeas and nays being ordered, and it was decided as follows:

YEAS—Messrs. Benton, Buckner, Dickerson, Dudley, Hendricks, Kane, Robinson, Silabee, Smith, Tipton, Wilkins, Wright—12.

NAYS—Messrs. Bell, Bibb, Black, Calhoun, Clay, Clayton, Dallas, Ewing, Foot, Forsyth, Grundy, Holmes, Johnston, King, Knight, Mangum, Miller, Moore, Naudain, Poindexter, Rives, Robbins, Seymour, Sprague, Tomlinson, Troup, Tyler, Webster, White—27.

So the motion to amend was rejected.

Mr. Forsyth then moved to strike out the 3d and 6th sections of the bill, which attempt to bind all future congresses until the year 1842.

Mr. Webster made one or two observations on the motion. The yeas and nays were then ordered, and the question being taken, was decided as follows:

YEAS—Messrs. Benton, Buckner, Dallas, Dickerson, Dudley, Forsyth, Kane, Knight, Robinson, Seymour, Silabee, Smith, Webster—13.

NAYS—Messrs. Bell, Bibb, Black, Calhoun, Clay, Clayton, Ewing, Foot, Grundy, Holmes, Johnston, King, Mangum, Miller, Moore, Naudain, Poindexter, Prentiss, Rives, Robbins, Sprague, Tipton, Tomlinson, Troup, Tyler, White, Wilkins, Wright—28.

So the motion was rejected.

Mr. Benton then moved to amend the bill by adding a new section, the object of which was to make a reduction of the drawbacks allowed on the exportation of articles manufactured in the United States, in proportion to the duties on the same, in the same proportion as the reduction made in the duties by this bill.

The yeas and nays were ordered on this motion.

After a few words from Messrs. Benton, Calhoun, Smith, Poindexter, Foot and Miller,

The question was taken, and decided as follows:

YEAS—Messrs. Benton, Buckner, Calhoun, Dallas, Dickerson, Dudley, Forsyth, Johnston, Kane, King, Rives, Robinson, Seymour, Tomlinson, Webster, White, Wilkins, Wright—18.

NAYS—Messrs. Bell, Bibb, Black, Clay, Clayton, Ewing, Foot, Grundy, Hendricks, Holmes, Knight, Mangum, Miller, Moore, Naudain, Poindexter, Prentiss, Robbins, Silabee, Smith, Sprague, Tipton, Troup, Tyler—24.

So the amendment was rejected.

Mr. Wright then moved to amend the bill by adding a section to restore the duties on coarse wool to the rates established by the bill of 1828.

On this question the yeas and nays were ordered, and after an explanation from Mr. Wright, that his object was merely to place coarse wool as it was placed in 1828, in consequence of the adoption by this bill of a duty of 5 per cent. on coarse wools, the question was taken and decided as follows:

YEAS—Messrs. Dudley, Hendricks, Seymour, Silabee, Tipton, Webster, Wright—7.

NAYS—Messrs. Bell, Bibb, Black, Buckner, Calhoun, Clay, Clayton, Dallas, Dickerson, Ewing, Foot, Forsyth, Grundy, Holmes, Johnston, King, Knight, Mangum, Miller, Moore, Naudain, Poindexter, Prentiss, Rives, Robbins, Robinson, Smith, Tomlinson, Troup, Tyler, White, Wilkins—32.

So the motion was negatived.

Mr. Silabee moved to strike out the words "coming from this side of the cape of Good Hope," in reference to the discrimination made in the pieces from which silks are imported.

The motion was negatived without a division.

The bill was then reported as amended.

Mr. Dallas then moved to amend the amendment made as in committee of the whole, in the third section, by striking out the words which suggest the point to which the duties shall be ultimately reduced, to be the "revenue necessary to an economical administration of the government."

A discussion took place on this motion, in which it was contended by Messrs. Webster, Dallas, Dickerson and Buckner, that these words, although not so intended, might be construed by

southern gentlemen, in the year 1842, as an abandonment of the protective principle, and a design on the part of those who had introduced this bill, to make revenue alone the standard of all future duties on imports.

Mr. Clayton and Mr. Clay regarded the language as authorizing no such construction, and denied that any one would be justified in inferring that there was to be any abandonment of the system of protection. It was insisted by Mr. Clayton that the government could not be kept together if the principle of protection were to be discarded in our policy, and declared that he would pause before he surrendered that principle, even to save the Union.

Mr. Forsyth regarded the clause as an absurdity, on which an argument either for or against protection might be erected; but as it was the only absurdity which was agreeable to him, among the many absurdities contained in the bill, he would vote for it.

Mr. Holmes said a few words to restore the senate to good humor, quoting the juvenile ballad:

Let dogs delight to bark and bite,  
For God hath made them so;  
Let bears and tigers grow and fight,  
For 'tis their nature, too.  
But brethren you should never let  
Such angry passions rise,  
Your pretty hands were never made  
To tear each others' eyes.

The question was taken, the yeas and nays being ordered, and decided as follows:

YEAS—Messrs. Benton, Dallas, Dickerson, Dudley, Knight, Prentiss, Robinson, Seymour, Silabee, Tipton, Tomlinson, Webster, Wilkins, Wright—14.

NAYS—Messrs. Bell, Bibb, Black, Calhoun, Clay, Clayton, Ewing, Foot, Forsyth, Grundy, Holmes, Johnston, King, Mangum, Miller, Moore, Naudain, Poindexter, Rives, Troup, Tyler, White—22.

So the amendment was rejected.

The amendment made in committee by inserting "steel" among the free articles, was not concurred in.

The other amendments were concurred in. Mr. Webster then stated his intention to oppose the bill, on its general principles; but if the senate would take the question on the engrossment without calling the yeas and nays, he would postpone what he had to urge until the question should come up on its final passage.

The question was then put, and the bill was ordered to be engrossed.

On motion of Mr. Clay, the bill, as amended, was ordered to be printed, and 500 copies were ordered.

Mr. Calhoun then said, that as the whole of Monday would probably be occupied in this debate, he would postpone the consideration of his resolutions, which stood as the special order for Monday, until Tuesday.

At 9 o'clock the senate adjourned.

February 25. Mr. Robinson, from the committee on the library, reported a joint resolution authorizing an extension of the subscription of congress to the continuation of the compilation of documents publishing by Gales & Seaton; which was read and ordered to a second reading.

On motion of Mr. Smith, the previous orders were postponed, and the senate proceeded to consider the bill making appropriations for the military service; which was considered, and ordered to a third reading.

The bill was then read a third time and passed.

Mr. King moved to suspend for two days the order which excludes all persons from the floor.

The chair stated that it would be impossible to preserve order, if the rule should be suspended. He understood that when the gallery fronting the chair was erected, it was intended that the first seats should be reserved for ladies; and although it was now filled with persons who undoubtedly had a right to occupy it, he was certain that it would be only necessary to make the suggestion, to induce every gentleman to retire from that position for the purpose of accommodating female visitors. At the same time, he signified his entire willingness to conform to the present motion, if such should be the unanimous wish of the senate.

No objection being made, the order was suspended.

The bill to modify the act of the 14th day of July, 1832, and all other acts imposing duties on imports, was read a third time, and the question being on its passage.

The yeas and nays were ordered on this question, on the call of Mr. King.

Mr. Webster then rose, and gave his sentiments in opposition to the bill. He paid, in the commencement, a tribute to the purity, zeal and ability of the senator from Kentucky, for whom he had so long entertained a high respect, and to elevate whom to a situation where his talents might be still more beneficial to his country, he had zealously labored. He also complimented the talents and services of the senator from South Carolina, with whom he had so often acted, and for whom he had always felt a sincere regard. He briefly reviewed his own course, when the former bills on the subject of the tariff were under consideration, and the conviction which was forced on the east, and other portions of the country, that the protective system was to be the settled policy of the government. New England had resisted, in the first instance, the establishment of a high protective policy; but when that was determined on, the eastern states turned all their natural advantages, and their capital of





to be clearly understood as to the points which he had relied on for the protection of the industry of the country. He had named, 1st, prohibition—2dly, the imposition of high duties without regard to the amount of revenue—3dly, a limitation of the revenue affording protection as far as he could—and 4thly, by encouraging the manufacturers by letting in articles free of duty. He might have added a 5th mode, by regulating sales by auction, an important object which the manufacturers had solicited congress to accomplish, but which had not yet been done. He expressed his willingness to leave the effect of his bill to be decided by the opinions of the manufacturers themselves, a large number of whom are now assembled in Washington, and whose almost unanimous voice would be in favor of his bill. He referred to correspondence to prove that the bill before the house would be ruinous to their interests, while the bill before the senate would remove all fear of ruin. In reference to iron, he reminded the senator from Massachusetts, that by a new process called *coaking*, iron would soon be manufactured in this country at as low a rate as in England. His whole objection to the argument of the senator was, that he bounded forward to 1852, and undertook to prophesy what would be the state of things at that period. He would as soon rely on the forecast of the senator from Massachusetts as on any member of the senate, or of the congress, to leave the effect of his bill to be decided on so many contingencies. An American statesman will look abroad upon all the interests of the country, and would comprehend in one view all its condition. He was as sensible to fear as any one, and therefore the imputation that this measure was introduced under the influence of a panic, could not affect him. But he could not see the necessity of such a measure in the place in the situation of things, even since the commencement of the session. At that time South Carolina stood alone; but, since then, Virginia had sent a commissioner, or a minister, to South Carolina, to induce her to delay her operations of hostility. If South Carolina should accede to her request, will not Virginia go with her in her ulterior measures, in case her grievances should not be removed by Congress? He was not willing to apply the sword to reduce the south to obedience. Not that circumstances might not arise, which would render it necessary to resort to force. But in reference to a foreign power, there was always a reluctance to engage in war, until every effort at negotiation had failed; and, if there was this unwillingness to engage in foreign war, how much more reluctance could there be to engage in a war at home, in a contest in which he who commands in chief might not be willing to stop until he should have placed himself on a throne. He did not fear any misconstruction of the pledge contained in the bill; and he hoped that the manufacturers would go on and prosper, confident that the abandonment of protection was never intended, and looking to more favorable times for a renewal of a more efficient tariff.

He saw no difficulty in putting an estimate on the value of cotton. Congress lays down the principle, and it will remain for the secretary of the treasury, under the direction of the president, to carry the law into effect. The rule is prescribed, and he could not anticipate any difficulty in acting upon it. He went somewhat at large into statements and arguments to sustain his position in reference to cotton. In the worst form of construction, which could be put on the law by the secretary of the treasury, the cotton interest would enjoy a sufficient protection until the year 1851. He shewed what would be his own construction, which would leave that interest in a still better condition. It would be competent, however, for congress, who would again be in session before this law could go into effect, to correct any errors which might be made. In reference to the powers of the secretary to cause a proper appraisement to be made, he quoted from the act of 1832; but repeated that any difficulty in this matter could be obviated by congress at its next session. He referred to the reductions which would be effected by this bill in the article of silks, and in other items. But even if the reductions should be made, the revenue point, there was a reservation to augment or diminish the revenue as circumstances might require. He stated that the last series of gradations in 1841 would leave the duties on woollens at 28 per cent. There were, he said, two classes of manufacturers, the political and the business manufacturers. The political manufacturers were unwilling to give up any thing; but there was not a business manufacturer, within his knowledge who was not satisfied with the present bill. He explained his bill as going on the broad principle of looking to the interests of all, and enhancing the safety and security of all, and the conciliation of the country. He asked if the senator from Massachusetts was not willing that opposite interests should unite for the purpose of bringing about harmony and good feeling. The south had given up her constitutional objections, and had yielded the home valuation, and it could not be said, therefore, that there had been no sacrifice of her interests. There had been, therefore, no abandonment of principle, but all parts of this great family had come together prepared to make mutual concessions for the purpose of restoring harmony.

[It being near 4 o'clock, a motion was made by Mr. *Wilkinson* and Mr. *Erving*, in succession, to take a recess for two hours, but on some opposition by Mr. *Calhoun* and others, Mr. *Clay* said he was willing to baffle on, and the motion was withdrawn.]

Mr. *Clay* then resumed, and stated that the manufacturers of iron would more readily be satisfied by this bill than other pro-

position which had been offered. There were some who had said, let the tariff go down, if the next congress chooses, there would be a reaction afterwards; but he thought that these gentlemen took counsel of passions alone when it was the duty of statesmen to elevate themselves. He was for encountering no certain danger for the purpose of providing some uncertain good. He wished to compromise all interests, and it was with this same policy, that he had proposed another great measure, which had twice received the sanction of a majority of the senate. He would not acquiesce in the views of those who relied on a reaction. Similar was the expectation, at the last session, but there had been no beneficial result. He was for conciliating all interests, let whomsoever might fail, and whomsoever might succeed. He regretted that the bill, in select committee, had been injured by striking out the clause making cotton free, and stated that this was not done by his vote, or by that of his friend from Delaware. Still it was a measure calculated to promote the great object for which it was introduced. He was not disposed to throw himself forward to 1852, but he did not think that there was any cause for apprehension as to the provisions which look to that period.

The opponents of the bill would send out a flaming sword; the friends of the bill would send out a flaming sword, accompanied by the olive branch. The gentleman from Massachusetts had thought proper to say that he (Mr. *Clay*) would have voted for the revenue collection bill. It was true he would have voted for it, but he felt no new born zeal prompting him to make speeches on the subject.

He thought of the administration as he always had thought, and he had determined to leave it to the friends of the executive to bear themselves out in defence of the bill. He would have voted for it, but it would have been with reluctance, because of the consequences which may result from the measure. He stated that, with some exceptions, as to the high-toned doctrine which were to be found in the document, he approved of the general tone of the proclamation of the president, and of his message to the senate on the subject of South Carolina.

The opponents of this bill rely on force; his friends cry out force as the olive branch. One side cries out power; power! The other side cries out power; but desires to see it restrained and tempered by discretion and mercy, and not to create a conflagration from one end of the union to the other. He believed the gentlemen who opposed the bill did not wish for civil war, but the defeat of the bill would lead to consequences to be deplored. And he would not wish to see sacred cities, desolated fields, and streams of American blood shed by American citizens.

He had been accused of ambition in introducing this measure. He despised the envolving spirit from which the charge emanated, and dismissed the accusation to the winds. If congress would pass this bill, he would willingly retire to his home, to the groves of Ashtland, where he could find a solitude and an affection which he had not always found in public life.

Mr. *Smith* said this bill did not reduce the revenue one dollar. There will be no reduction, but the importations would be restricted.

After speaking for a few minutes, Mr. *Smith* gave way at half past 4, and

Mr. *Silbee* moved that the senate take a recess till 6 o'clock—ayes 17, noes 19. So the motion was negatived.

Mr. *Smith* then resumed, and went into a review of the various sections of the bill. He agreed with the senator from Massachusetts that this bill repeals the whole of the ground on which our revenue system was built.

Mr. *Robbins* then moved that the senate take a recess till 6 o'clock—ayes 17, noes 17.

The chair voting in the affirmative, it was ordered that the senate take a recess till 6 o'clock.

#### Evening session.

At 6 o'clock the senate re-assembled in session, and resumed the consideration of the tariff bill; when

Mr. *Smith* made a few remarks against the bill.

Mr. *Hull* spoke briefly in favor of the bill.

Mr. *Dickerson*, after some remarks moved to recommend the bill to the committee from which it was reported, with instructions so to amend it that the gradual reductions of duties shall not be more unfavorable to those articles which are subject to a specific duty than to such as are subject to ad valorem duties.

Mr. *Grady* asked the yeas and nays on the motion; which were ordered.

Mr. *Sprague* made a few remarks in favor of the bill.

Mr. *Dickerson* made some observations.

Mr. *Clay* then rose, and said that as it was understood that a similar bill had been ordered to be engrossed for a third reading in the other house, he would move that the senate now adjourn.

The senate then adjourned.

February 28. The following resolution offered yesterday by Mr. *Biss*, was taken up and agreed to:

Resolved, That the secretary of state be directed to lay before the senate, as soon as his duties will permit, a statement, showing the increase per centum of the white population of each state and territory of the United States, at the several decennial periods from the year 1790 to 1850 inclusive. Also a per centum of increase of free slaves and free persons of color, showing the relative proportion which such increase may bear to the white population; also, the increase per centum of aliens within the same period, and the proportion that increase may bear to native and naturalized citizens. Also the increase per centum of the

militia forces of the United States, together with such other statistical information bearing on the same, as the secretary may deem useful and expedient.

On motion of Mr. Hendricks, the senate proceeded to consider the bill for the continuation of the Cumberland road, in the states of Indiana and Illinois.

Mr. Hendricks moved to amend the bill, by inserting an additional appropriation of 125,000 dollars, for repairing the Cumberland road east of the Ohio.

The amendment was agreed to; as well as another to authorize a change in the location of a certain part of the road, and the bill ordered to be read a third time.

Mr. Grundy, from the joint committee appointed to wait on the president and vice president elect, made the following report:

"The joint committee appointed to wait on the president and vice president elect, and notify them of their election, report that they have performed that duty in part, and have waited on Andrew Jackson, of Tennessee, and informed him of his election to the office of president of the United States, for four years, commencing on the 4th of March next, and received from him, in answer to the communication made by us, that he felt gratified for this manifestation of the continued public confidence and favor, and would endeavor to merit a continuance of the approbation of his fellow citizens, by constant efforts, so to discharge his duties, as to promote the welfare of our common country."

The chair laid before the senate a report from the secretary of war, communicating a statement of arms manufactured at the national armories, and expenditures there, which was ordered to be printed.

The resolutions offered sometime since by Mr. Calhoun were taken up; and Mr. Calhoun, at considerable length, took an opportunity to reply to Mr. Webster on certain points made in the debate on the bill further to enforce the collection of duties on imports, and Mr. Webster rejoined. Messrs. Sprague and Forsyth also made a few remarks. At which Mr. Calhoun consented that his resolutions should be laid on the table, without an intention to call them up again.

The bill from the house to modify the act of the 14th of July, and other acts imposing duties on imports, was read a first time, and ordered to a second reading.\*

The bill of the senate on the same subject was then laid on the table. The senate then adjourned.

[Mr. Calhoun's constitutional argument this day, and Mr. Webster's reply were very interesting, and shall be preserved. In the course of his remarks, Mr. C. seemed to imply that Mr. W. wished to win favor in a certain quarter—(with the administration), which Mr. C. explained and said he had not imputed such motives—Mr. Webster saying he had no new born zeal, and he had, he, in any way; and in the views concerning the administration, &c. Mr. Calhoun alluded to "a peculiar reputation in the south." Mr. Webster said no northern gentleman desired to reduce evil out of it—and so Mr. C. said that he believed—but the "inevitable current of things" was to disturb this population.]

February 27. The bill to modify the act of the 14th July, and other acts imposing duties on imports, was read a second time.

The bill being then considered as in committee of the whole, Mr. Clay then moved that the bill be reported to the senate.

Mr. Grundy inquired, if the senator from Kentucky had examined the bill to ascertain if it was the same as the bill which had been before the senate.

Mr. Clay replied in the affirmative; and said, that he believed it corresponded word for word with the other bill.

Mr. Dickerson moved to amend the bill by adding a provision, that the rule by which the graduation of duties shall be made, shall be the annual report of the state of commerce and navigation, for the last year.

Mr. Clay opposed the amendment, because he thought that it would be founded on a total misapprehension of the bill. There would be no difficulty in executing the law, if the secretary of the treasury should report in the spirit in which it will be passed. At the next session there will be a month before the bill will go into operation, while there are but three days left of this session, and any amendment made now must hazard the measure. He would take the example of the framers of the constitution and follow it. They said, make the constitution, and let it be amended afterwards, and not now hazard the measure.

Mr. Webster said, the dissenters he thought that some amendments were indispensably necessary, yet if the bill were to pass, it ought to pass at once, and he hoped his friend, from New Jersey, would withdraw his amendment, and leave the matter to stand over until next session.

Mr. Smith, referring to the state of another bill, said that he would now give notice that he should to-morrow move to lay this bill on the table, until the ensuing bill shall have passed.

Mr. Clayton said, that although he was in favor of the principle of the amendment, he should vote against it, because he thought that it would, at this period of the session, hazard the passage of the measure.

Mr. Robbins expressed a wish to state his objections to the bill, but on the suggestion of

Mr. Clay, who said he would not press the third reading to-day,

Mr. Robbins gave way until the question on the third reading should come up.

The bill was then reported without amendment, and ordered to be read a third time.

Mr. Chambers moved to postpone the preceding orders, for the purpose of taking up the joint resolution extending the subscription made to the compilation of documents, now in progress by Gale & Seaton, to the continuation of the same; which was agreed to.

The resolution was then read a second time, and considered as in committee of the whole.

Mr. Hill asked what was the cost of the documents already printed. Mr. Robbins said he was not prepared to answer.

The resolution was then reported without amendment. The question being on the third reading of the resolution, Mr. Hill asked for the year and says, which were ordered.

After a few words from Mr. Chambers and Mr. Robbins, the question was taken and decided as follows:

YEAS—Messrs. Bell, Black, Chambers, Clay, Clayton, Ewing, Foot, Frelinghuysen, Hendricks, Holmes, Kane, Knight, Naudain, Poindexter, Robbons, Robinson, Seymour, Silsbee, Tipton, Tomlinson, Waggaman, Webster—22.

NAYS—Messrs. Benton, Buckner, Dallas, Dickerson, Grundy, Hill, King, Moore, White—9.

So the resolution was ordered to be engrossed and read a third time.

Mr. Foot moved to reconsider the vote of yesterday, by which the resolution offered by Mr. Buckner was agreed to. It was his object to refer the resolution to the committee on the library. He said that he was not aware of the extent to which the resolution went, until he saw it in the papers.

The motion was laid on the table. A great deal of other business was attended to, and variously forwarded for final action—all which will fully appear in the list of nets, &c.

The senate took a recess till 5 o'clock.

In the evening session, a large number of private bills were ordered to a third reading.

February 28. The following resolution offered yesterday by Mr. Chambers, (because of the abandonment of all hope of acting on the subject at the present session) was taken up and agreed to—

Resolved, That the secretary of the senate cause to be published during the recess of congress, six hundred copies of the system of civil and criminal laws, reported by the joint committee appointed for that purpose; and also cause an index to the same to be made, one copy whereof shall be delivered to each member of the next congress, and the residue to such persons as may be designated by the said joint committee.

The senate made extra allowances to the door keepers, messengers, &c. and then, spending some time in executive business, took a recess till evening. We have no account of the proceedings of the evening session.

#### HOUSE OF REPRESENTATIVES.

Friday, Feb. 20. Mr. Washington, by leave, presented a remonstrance and memorial of a committee appointed at a large and highly respectable meeting of the citizens of Washington, in general town meeting assembled on the 10th inst. of the citizens of said city, against the memorial of the Baltimore and Ohio railroad company, which was presented to the house on the 18th inst.; which remonstrance and memorial was referred to the committee on roads and canals.

Mr. Root offered the following resolution:

Resolved, That the clerk of this house procure for the use of the members two thousand copies of the manual on silk, published by J. H. Cobb, of Dedham, in the state of Massachusetts, provided the cost shall not exceed one thousand dollars.

Mr. Clay, of Alabama, moved to lay it on the table.

Mr. Arnold demanded the yeas and nays—which being taken stood as follows: yeas 61, nays 73—so the house refused to lay the resolution upon the table.

Mr. Root then delivered a very animated speech in its support, in which he commented, with some severity, on Mr. Clay's attempt to defeat the measure before a word could be heard in its favor.

Mr. Clay rose to reply, when

Mr. Hoffman rose and announced to the house the decease of James Lent, Jr. a member of the house of representatives from the state of New York. After some appropriate remarks, Mr. H. submitted the following resolutions, which were unanimously adopted:

1. Resolved, That the members of this house, will testify their respect for the memory of James Lent, deceased, late a member of this house from the state of New York, by wearing erape on the 10th anniversary of the remainder of the present congress.

2. Resolved, That this house will attend the funeral of the late James Lent, to-morrow, at 11 o'clock, A. M. and that a committee be appointed to take order for, and to superintend, the said funeral.

3. Resolved, That a message be sent to the senate to notify that body of the death of James Lent, late a member of this house, and that his funeral will take place to-morrow, at 11 o'clock.

The house then adjourned.

Saturday, Feb. 23. After attending the funeral of the deceased member, Mr. Lent, the house pursuant to adjournment, assembled

\*This is Mr. Clay's bill, adopted by the house of representatives and passed, in lieu of Mr. Verplanck's—for the reason assigned in page 1.

held at 2 o'clock, but no quorum appearing, a motion for adjournment prevailed, and the house adjourned.

The following were the observations made by Mr. Hoffman, of New York, in announcing to the house the death of his late colleague:

**Mr. Speaker:** It becomes my melancholy duty to announce to the house the death of my friend and colleague, the hon. James Lent. After a short illness, but exceedingly severe, he died last evening at a late hour.

I do not intend to detain the house by a detail of his private virtues. As a son he was dutiful to his parents; as a husband, most affectionate to his wife; as a parent, kind and indulgent; but prudent to his children; and with their tears and afflictions which I have in part witnessed, are the best testimonials of his private worth.

In early life, destined to the mercantile profession, that spirit of enterprise which characterizes our people, led him to visit the farther East—India and China. There, he had an opportunity of observing the manners, morals, religion, and political institutions of those remote and distant nations, and of comparing them with the manners, morals, religion, and political institutions of his native country. That comparison led him to a strong conclusion in favor of our religion and political institutions over those of the most civilized nations of the east—a preference decided and manifest in his whole after life.

As a citizen, he was liberal without ostentation. With a mild and amiable heart, practising the kindest condescension of manner, he was in all things susceptible in his devotion to duty. Instructed by experience, he was always useful and always honest. If he did not, from the modest diffidence of his temper, mingle publicly in our discussions here, with a correct knowledge of trade and business, he frequently aided by his own the judgment of others.

I have known him well. In an intimate acquaintance of several years while we have been members of this house, in every thing public and private, I have found him eminently distinguished for purity of heart, uprightness of intention, and justice of design. If others here have won my esteem, and many have; none has deserved or acquired a stronger hold on my best affections. As the deceased intimated no wish as to the disposition of his remains, I move you these three resolutions expressive of that respect I feel for him, and in which the house will concur.

**Monday, Feb. 25.** After the morning business, which resulted only in laying certain bills on the table—

**Mr. Wickliffe** moved that the house proceed to the special order of the day, (which is the tariff bill).

**Mr. Bell** hoped the house would not do so until it had first disposed of the bill from the senate.

**Mr. Bowditch** moved for a call of the house.

**Mr. Wickliffe** said that if the house proceeded to the order of the day, he hoped they would dispose of the amendments to the bill before it, when he should offer another bill to reduce the tariff, such as he hoped would unite the votes of a majority of the house.

**Mr. Bowditch** withdrew his motion for a call.

**Mr. Wickliffe's** then said that as **Mr. Bell** opposed the execution of the special order, he would ask the yeas and nays upon his motion to execute it. They were ordered by the house, and being taken, stood as follows: yeas 20, nays 106.

So the house refused to proceed to the order of the day.

**Mr. Vance** moved to go into committee of the whole on the state of the union and take up the bill from the senate on the subject of disposing of the proceeds of the public lands for a limited time.

The chair decided that such a motion could not be made until the house had reached the orders of the day.

**Mr. Vance** took an appeal.

The speaker explained his decision, and **Mr. Vance** the grounds of his appeal.

**Mr. Wickliffe** then suggested that the vote taken by yeas and nays, refusing to execute the special order of the day, was insufficient to prevent the taking up of that order, inasmuch as the rule to go into the special order every day at one o'clock, had been passed by two-thirds, it would require two-thirds to prevent it.

The speaker said it was too late to make this question now, as other business was before the house.

**Mr. Daniel** said he should insist on the same ground, and would take an appeal.

The chair said there was already an appeal before the house. **Mr. Vance**, in order to have the question tried, withdrew his appeal.

**Mr. Daniel** then appealed, and insisted that the special order should be executed.

The question of order was argued by Messrs. Wickliffe, Carson, Taylor, Thompson, of Geo. Daniel, Sutherland and Dearborn; after which

**Mr. Daniel** withdrew his appeal.

**Mr. Williams** now moved to postpone all the orders of the day which precede the bill from the senate on disposing of the proceeds of the public lands.

**Mr. Carson** inquired whether the tariff bill was included in the orders.

The chair replied in the negative.

**Mr. Carson** appealed from this decision.

The speaker said no appeal could lie, as the motion was to postpone all the orders, whatever they might be.

**Mr. Williams** inquired whether two thirds were necessary to postpone all the orders?

The chair replied in the affirmative.

**Mr. Williams** then moved the postponement of each particular bill as they were announced in succession.

On postponing a bill in relation to the territory of Michigan, **Mr. Plummer** delivered a long and earnest remonstrance—but the bill was postponed.

On postponing the Virginia military land warrant bill **Mr. Lee** demanded the yeas and nays, but the house refused to order them.

The house at length arrived at the senate's bill further to enforce the collection of the revenue.

The bill was read a first time.

**Mr. Walllesley** moved that it now have its second reading.

**Mr. Lewis** moved to postpone the bill until to-morrow.

**Mr. Williams** moved to lay the bill on the table.

**Mr. Boon** asked the yeas and nays on the motion. They were ordered and taken—and stood as follows: yeas 58, nays 125.

The bill then had its second reading.

**Mr. Carson** moved to refer the bill to the committee of the whole on the state of the union.

After some discussion on this motion—

**Mr. Bell** moved to postpone the bill to to-morrow.

The debate continuing with great animation—

**Mr. Wickliffe** moved a postponement till Thursday.

The debate continued with increasing earnestness until 5 o'clock, when the question was decided by yeas and nays as follows—yeas 77, nays 108.

**Mr. Bates** of Maine, moved to postpone till Wednesday; which, after a short discussion, was also negatived by yeas and nays—yeas 64, nays 99.

**Mr. Wickliffe** immediately moved that the house proceed to execute the special order, by taking up the tariff bill.

The motion prevailed, and on motion of **Mr. Letcher**, the house went into committee of the whole, under instructions to strike out the body of **Mr. Ferguson's** bill, and insert that of **Mr. Clay**, from the senate. This was done. The bill was reported to the house, and after a brief debate it was ordered to its third reading—yeas 105, nays 71. The house adjourned at half past 8 o'clock.

**Tuesday, Feb. 26.** **Mr. Hogan** moved to refer the report of the naval committee, in regard to alleged abuses in the navy, together with the accompanying papers, to the secretary of the navy.

**Mr. Bates** made a spirited opposition to the motion, and in vindication of the officers of the navy, concluded by moving to lay the subject upon the table.

Which motion was agreed to.

The other morning business will sufficiently appear in its progress. The house proceeded to the orders of the day.

The tariff bill, as amended, by inserting the whole bill of **Mr. Clay**, in the shape in which it has been ordered to a third reading in the senate, was read a third time, and the question being on its passage—

**Mr. Huntington**, after a few remarks on the great importance of this question, moved a call of the house.

The house was called accordingly.

It appeared that 291 members were present.

**Mr. Burges** moved to suspend further bill, and insert that of **Mr. Bates**, but the motion failed—yeas 69, noes 78.

The doors were then closed, and the excuses of absentees received. Proceedings were then suspended, and the doors of the hall again opened.

**Mr. Burges** remonstrated very warmly against the passage of the bill; and in the course of his remarks adverted with some severity to the agency of **Mr. Clay**, in originating the measure.

**Mr. Jenifer** replied with warmth to this part of the speech, and vindicated the purity of **Mr. Clay's** motives and purposes.

**Mr. Foster** said his constitutional objections to the bill had been removed by a closer examination of its provisions. Still he did not like the bill, but was willing to take it as an experiment.

**Mr. Deany** delivered, at considerable length, the reasons that would induce him in vote against the bill.

**Mr. Daniel** replied to the remarks of **Mr. Burges**, in respect to **Mr. Clay**, and vindicated the general objects of the bill. He demanded the previous question; but withdrew his motion at request of

**Mr. Burges**, who briefly, but very severely rejoined.

**Mr. Sutherland** then made a highly animated speech in opposition to the bill.

**Mr. Carson** demanded the previous question; but the motion failed, only 65 rising to second it.

**Mr. Bates**, of Maine, then gave the reasons why he should vote for the bill; and

**Mr. Pendleton** stated the grounds upon which he should vote against it.

**Mr. McDuffie**, though not believing the bill proposed to make to the south all the concession to which they were justly entitled, yet he believed, such as it was, it would give peace to the country, and therefore would vote for it.

**Mr. Spright** moved the previous question, but immediately withdrew the motion.

**Mr. Huntington** asked for the yeas and nays on the passage of the bill, which were ordered.

Mr. Bates, of Mass. made his protest against the bill, as a total surrender of the principle of protection.

Mr. Williams now moved for the previous question.

The motion was seconded—yeas 93, nays 63.

Mr. Dickson called for the yeas and nays on the previous question, and they were ordered by the house.

The previous question was then put as follows:

Shall the main question be now put?

The yeas and nays being taken, stood—yeas 108, nays 85.

The main question, viz: shall this bill pass? was then put, and decided by yeas and nays, as follows:

YEAS—Messrs. Adair, Alexander, Chilton, Allan, R. Allen, Anderson, Angel, Archer, Armstrong, Arnold, J. S. Barbour, Barwell, Barter, Barnes, Bates, Bell, Berens, Beane, Blaine, Blair, John Blair, Boon, Bouck, Bouldin, Brauch, John Brodhead, Bullard, Cambreleg, Carr, Carson, Chinn, Clalborne, Clay, Clayton, Coke, Connor, Corwin, Coulter, Craig, Creighton, Daniel, Davenport, W. R. Davis, Doubleday, Drayton, Draper, Duncan, Felder, Findlay, Fitzgerald, Foster, Galtier, Gilmore, Gordon, Griffin, Thomas Hall, William Hall, Harper, Hawes, Hawkins, Hoffman, Holland, Horn, Howard, Hubbard, Irvin, Isaacs, Jarvis, Jenifer, Richard M. Johnson, Cave Johnson, J. Johnson, Kavanagh, Kerr, Lauer, Lansing, Lecompte, Letcher, Lewis, Lyon, Marlis, Mason, Marshall, Maxwell, Wm. McCoy, McDuffie, McIntire, Meckay, Mitchell, Newnan, Newton, Nuckolls, Patton, Plummer, Folk, Rencher, Roane, Root, Semmes, Sewell, Win. B. Shafter, Aug. H. Slaughter, Smith, Spright, Speers, Stanley, Standley, F. Thomas, P. Thomas, Wiley Thompson, John Thomas, Tompkins, Verplanck, Ward, Washington, Wayne, Weeks, Elisha Whiteley, Camp. P. White, Edward D. White, Wickliffe, Williams, Wintington—118.

NAYS—Messrs. Adams, H. Allen, Allison, Appleton, Ashley, Batecock, Banks, N. Barber, Barstow, I. C. Bates, Beardsley, Brice, John C. Brodhead, Bucher, Burd, Burges, Cahoon, Chandler, Chouteau, Collier, L. Condit, S. Condit, E. Cooke, Elias Cooke, Cooper, Crane, Crawford, J. Davis, Dayan, Dearborn, Denny, Dewar, Dickson, Ellsworth, Geo. Evans, Joshua Evans, Edward Everett, Hogan Everett, Ford, Grinnell, Hilland Hall, Helvetr, Hodges, Hogan, Hughes, Huntington, Irlie, Ingersoll, Kendall, Kennon, Adam King, John King, Henry King, Leavitt, Mann, McCarty, Robt' McCoy, McKennan, Mercer, Milligan, Mullerburg, Nelson, Pearce, Pendleton, Pierson Pitcher, Fotts, Randolph, J. Reed, Edward C. Reed, Russel, Slade, Southard, Stephens, Storrs, Sward, Sutherland, Taylor, Vinton, Wardwell, Watmough, Wilkin, Wheeler, Fred'k Whiteley, Young—64.

So the bill was passed, and sent to the senate for concurrence. Mr. Williams now moved to postpone all the orders of the day, both general and special, which precede the senate's bill for the disposition of the proceeds of the public lands. He, however, consented to withdraw this general motion, and allow the orders to be called separately.

They were so called; and when the house had reached the bill for allowing the heirs of Witter to sue the United States to try their title.

Mr. Plummer made an effort to induce the house to discuss that bill; but the house refused; and, on motion of Mr. Irvin, it was laid upon the table.

The house having at length arrived at the bill further to provide for the collection of duties on imports—

Mr. Williams moved to postpone this bill until to-morrow.

Mr. Irvin demanded the yeas and nays on the motion. They were taken, and stood as follows: yeas 81, nays 105.

So the house refused to postpone the bill.

Mr. Daniel now moved to lay the bill on the table, and demanded the yeas and nays on that motion. They were ordered by the house. He, however, consented to withdraw the motion at the request of Mr. Arnold, who promised to renew the same motion.

Mr. Arnold then said he should change his course in relation to this bill, in consequence of the house having passed the bill reducing the tariff. Mr. A. was going into some remarks on the mockery of passing such a bill now, when he was called to order by the chair. After trying several motions, with the view of having it in order to proceed in his remarks, Mr. A. relinquished his design, and, according to promise, moved to lay the bill on the table.

The yeas and nays were demanded on this motion, and being taken, they stood as follows: yeas 58, nays 132.

So the house refused to lay the bill on the table.

Mr. Merritt moved that the house now take a recess until 6 o'clock; and demanded the yeas and nays, but withdrew his motion; when

Mr. Dearborn moved the previous question on the bill.

The chair was ascertaining whether the motion was seconded, when

Mr. McDuffie rose and asked leave to address an appeal to the house.

The speaker was proceeding in the count, when

Mr. McDuffie insisted on being heard.

Great confusion arose: but amidst cries of "order" and "connt," Mr. McD's voice was heard, saying that all he asked was fair discussion. If gentlemen were disposed to hear the opponents of the bill, he was ready to meet them, but if not, and if he could get forty men to stand by him, he would continue to move adjournments and call for yeas and nays until the end of the session.

Mr. Carron exclaimed "I will support you, sir"—several other voices cried out in a similar manner.

The speaker called to order.

Mr. Bell rose and began to speak, but his words were inaudible from the noise.

Mr. McDuffie moved repeatedly to adjourn.

The speaker called him to order, and admonished him that a member was on the floor.

As soon as the reporter could hear any thing distinctly, Mr. Bell was saying, that he had no wish to cut off discussion, if that was what the opponents of the bill desired; and if they were ready to discuss its merits, and not to put it by, he should not sustain the motion for the previous question.

Mr. McDuffie moved that the house adjourn.

The chair decided the motion to be out of order, the house taking a recess, and meet at 6 o'clock.

Mr. Wayne believed the bill to be right in itself—but yet, circumstances might be such as to induce those who thought so to vote against it.

Mr. W. said he should vote for the bill; but, if his friends, by cutting off debate, should refuse to him and others, the opportunity of expressing their sentiments, and vindicating their own course before the people, he should not vote against it; and there were twenty more that would do the same.

Mr. Bell made some remark not heard by the reporter, which led to an explanation between him and Mr. Wayne—who concluded by moving a recess until 6 o'clock.

A desultory debate on the question of order now arose, on an appeal from Mr. Carson, on the speaker's decision, that a motion to adjourn was out of order, which ended in Mr. Carson's withdrawing his appeal.

Mr. Dearborn explained his reasons for having moved the previous question—which was not to prevent fair discussion, but to prevent a circumventive course, calculated to get rid of or defeat the bill.

Mr. Daniel and Mr. Dearborn had some further, rather colloquial, discussion; when the hour of four having arrived, the house took a recess till 6 o'clock.

Evening session.

The house met at 6 o'clock, and proceeded in committee of the whole, Mr. Taylor in the chair, to the consideration of District business, on which it was still engaged at 8 o'clock, at which time the following bills had been considered and laid by, to be reported to the house, viz:

A bill to incorporate the Georgetown orphan asylum and free school.

A bill to improve the navigation of the Potomac river, between Georgetown and Alexandria.

A bill in addition to an act vesting in the corporation of Washington all the rights of the Washington canal company. [To take back the Mail lots, and allow in lieu thereof, to the city, \$150,000.]

A bill granting a penitentiary for the District.

A bill concerning certain lots to the president and directors of Georgetown college.

A bill in relation to the Potomac bridge.

Wednesday, Feb. 27. After some private or local business had been disposed of

Mr. Adams moved to discharge the committee on manufactures from the consideration of so much of the president's message as relates to the protection of domestic manufactures, and from all other matters referred to them; and asked leave to present a report from the minority of the committee on the matters in the message.

At the suggestion of Mr. Hoffman, the motion was withdrawn, and the question first taken on discharging the committee, and agreed to.

Mr. Hoffman then said that if leave should be given to present the report of the minority, he would ask for its reading, at least in part.

The report was then presented, and the reading of it commenced, and continued until 12 o'clock, when the house proceeded to the orders of the day.

Certain bills relating to the affairs of the District of Columbia were read a third time and passed.

The senate's bill further to provide for the collection of the revenue (the enforcing bill), coming up in order.

Mr. Verplanck moved to postpone his consideration until to-morrow, with a view to take up the appropriation bills.

Mr. Wickliffe gave notice of his purpose to make a question of order whether this bill could be discussed in the house before it was discussed in committee of the whole.

On the question was at length taken, in which it was very difficult to avoid running into the merits of the bill.

The gentlemen who participated in the debate were Messrs. Cambreleg, Bell, Sutherland, Howard, Wickliffe, Dearborn, Verplanck, Wayne, Daniel, Hoffman, McDuffie, Blair, of South Carolina, Beardsley, Clayton, Burges and Hawes.

When the question was at length taken, and decided by yeas and nays as follows: yeas 70, nays 127.

So the house refused to postpone.

Mr. Carson now rose to address the house, and had proceeded some time, when

Mr. Wickliffe rose to make the question of order, to which he had before alluded, whereupon a very confused scene ensued—

the particulars of which, together with the other details of the debate, we must for the present defer. The result was that the decision of the chair was sustained by the house, and Mr. Carson was permitted to proceed: he thereupon resumed, and continued to occupy the house in opposition to the tariff until near 4 o'clock, when, on motion of Mr. Clayton, the house took a recess till 6 o'clock.

Among the proceedings of this day, we have the following: On the bill further to provide for the collection of duties on imports—

Mr. McDuffie said—a bill which might be regarded as the olive branch had been passed and sent to the senate—he would put it to the justice and unanimity of the house whether the olive branch should be followed by the sword of blood. There was no necessity for this bill. The other bill would be found to carry healing efficacy with it. If any thing could convert it into a curse it would be the present bill.

Mr. Blair, of South Carolina, said his colleague had expressed an opinion that the tariff bill which had been sent to the senate was the olive branch of peace—that might be his opinion as an individual. It was not in the power of that or any other gentleman here to express the sentiments of the convention of S. Carolina which had solemnly declared, that unless the whole protective system be overturned, the revenue laws should not be executed. The house had no right to presume that the convention would recede in any manner, in consequence of the passage of a bill which contained protection throughout all its provisions.

For himself, he was indifferent on the subject; but it should be remembered, that unless some effectual measures were adopted, a large part of the population of South Carolina were exposed to confiscation and punishment for paying obedience to your laws.

Mr. Burges said it would not be suspected of him that he was a friend to the present administration. He was a friend to the laws of the land, and, to ensure their execution, it was altogether essential that this bill should pass. Is it necessary, before we provide for obedience to the laws, that we should be informed whether South Carolina intends further to resist them? He was willing to admit that such a declaration, if connected with the recent course taken by that state—with what degree of credit to themselves history will inform the world—had expressed opinions that the bill sent to the senate would be satisfactory to the people of that state. Where then is the harm of passing this bill? If they intend to obey the laws, no provision in this bill could touch them. The objection on the part of that state could only arise from a determination to resist the execution of the laws which had been nullified, which formed the basis of the bill sent to the senate. Without this bill that measure was only throwing a volume of paper upon the burning flames.

Evening session. The house, at 6 o'clock, resumed its sitting—when Mr. Clayton, of Georgia, who had the floor, delivered a very animated speech in opposition to the revenue collection bill.

Mr. Ingham replied ably, and insisted on the necessity of passing the bill to vindicate the authority and honor of the government.

Mr. Blair, of South Carolina, followed on the same side, and made some pretty severe animadversions on nullification and secession, &c.

Mr. Root delivered an animated speech against the bill. Mr. McDuffie expressed his desire to bring the house to a close before the bill should pass, and moved that the house adjourn. The house then adjourned, (at about 10 o'clock.)

Thursday, Feb. 28. After various resolutions, &c.

The speaker laid before the house sundry communications, viz. 1. A letter from the secretary of war, transmitting a statement of the expenditures incurred, and of arms manufactured at the national armories in the year 1832; which letter and statement were laid on the table.

2. A letter from the secretary of state, transmitting an abstract of all the returns made to the department of state, by collectors of the different ports, for the year 1832. And, also, an abstract of all the passengers which arrived in the United States, during the year ending September 29, 1832; which letter and abstracts were laid on the table.

3. A letter from the first comptroller of the treasury, transmitting a list received from the register of the treasury, of the balances standing on the books of the revenue, which have remained unsettled by collectors of the customs, and others, or appear to have been due more than three years prior to the 30th of September in which letter and list were laid on the table.

4. A letter from the postmaster general, transmitting a list of the names of the persons employed as clerks in his department during the year 1832, with the salary of each; which letter and list were laid on the table.

Mr. Adams moved that the further reading of the report made by him from the minority of the committee on manufactures be dispensed with, and that it be laid on the table and printed.

Mr. Hoffman moved a division of the question.

It was divided accordingly.

The motion to lay on the table was agreed to. On the question of printing, Mr. Hoffman addressed the house in opposition to it; and went into a statement of facts in relation to the report. He said it had never been submitted to the committee in time for its action. It purported to be a counter report, or report of the minority; but where was any report from the majority? It was new to ask a majority to agree to the re-

port of a minority, which they had never had an opportunity even to hear. Mr. H. dwelt on the mischievous tendency of such a practice, if sanctioned by the house. He insisted there was nothing, either in the substance or manner of the paper, which ought to induce the house to print it. It was neither a report or counter report, but a speech—an argument of an individual. Mr. H. was proceeding to enter on the subject-matter of the paper, when Mr. Bell called for the orders of the day.

The house then resumed the consideration of the bill further to provide for the collection of the revenue.

Mr. McDuffie rose and addressed the house with much animation, in opposition to the house.

Mr. Wayne, of Georgia, next obtained the floor; but, before he began, a motion was made for a recess till five o'clock, and carried.

The evening session. An account of the proceedings has not been received—but the debate was going on at a late hour, with an avowed determination to press the question before the adjournment.

The National Intelligencer says—In our report of the debate in the house of representatives upon the bill to make a loan to the city of Washington, we are now apprised that a material part of the amendment submitted by Mr. Howard was omitted. The persons proposed to be appointed by the president were, in addition to other duties, "to pronounce what ought to be performed by either or both, (the canal and rail road companies), on principles of law, justice, equity and a true regard to the public good."

MR. CLAY'S BILL—YEAS AND NAYS.

We were about preparing a view of the vote on this bill, in the house of representatives, by states—when the following, from the Baltimore "American" of Thursday last presented itself.

The vote on the passage of the new tariff bill, in the house of representatives, is of so much general interest that we have thought that a table of the votes arranged according to the states represented would not be unacceptable to our readers. We have taken the report of the Intelligencer of yesterday morning, in which there appears however to be an error of addition. We make the number, as in the table below, 120 yeas, to 84 noes,—instead of 118 to 85 noes.

MAINE. Yeas—Anderson, James Bates, McIntire, Holland, Kavanaugh, Jarvis. Nays—Evans.

NEW HAMPSHIRE. Yeas—Broadhead, Harper, Hubbard, Weeks. Nays—Coughtin, Adams, Benson.

MASSACHUSETTS. Yeas—None. Nays—Lodge, Dearborn, I. C. Hates, Choate, Adams, Davis, Briggs, E. Everett, Grennell, Appleton, John Reed, Kendall, Nelson.

RHODE ISLAND. Yeas—None. Nays—Burges, Pearce.

VERMONT. Yeas—None. Nays—Cahoon, Everett, Hall, Slade, Heman Allen.

CONNECTICUT. Yeas—None. Nays—Barber, Ellsworth, Huntington, Ingersoll, Storm, Young.

NEW YORK. Yeas—Bergen, Cambreng, Verplanck, C. P. White, Ward, Lansing, Root, Bouck, Angel, Hoffman, Doubleday. Nays—Fendleton, Wilkin, J. C. Brodhead, John King, Pierson, Steadley, Taylor, Pitcher, Hogan, Bayan, Wardwell, Collier, Edward C. Reed, Harston, Babcock, Dickson, Whittlesey, G. H. Wheeler, Bates Cooke. Absent—Lent, (dead), Soule, Jewett, Tracy.

NEW JERSEY. Yeas—None. Nays—Southard, Lewis Condict, Silas Condit, Hughes, Cooper, Randolph.

PENNSYLVANIA. Yeas—Horn, Smith, Gilmore, Coulter. Nays—Sutherland, Wirtmough, Heister, Joshua Evans, Potts, Mann, Bucher, Henry King, Muhlenberg, Irlie, Ford, Stephens, DeWitt, Adam King, Crawford, Robert McCoy, Allison, Hurd, McKennan, Denny, Banks. Absent—A. Stewart.

DELAWARE. Nay—J. I. Milligan.

MARYLAND. Yeas—Spence, Kerr, Femmes, Sewell, Washington, Jenifer, Thomas, Worthington, Howard. Nays—None.

VIRGINIA. Yeas—Newton, Coke, Roane, Chinn, Robert Allen, Armstrong, Barbour, Patton, Archer, Alexander, Davenport, Bouldin, Gordon, William Metcalf, J. Johnson, Maxwell, Craig, Draper, Balborne, Mason. Nays—None.

NORTH CAROLINA. Yeas—W. B. Shepard, Hawkins, Hall, Branch, Haringer, Speight, McKay, A. H. Shepperd, Rencher, Bethune, Comer, Williams, Carter. Nays—None.

SOUTH CAROLINA. Yeas—Mitchell, Blair, Nuckolls, Davis, McDuffie, Felder, Griffin, Barnwell, Drayton. Nays—None.

GEORGIA. Yeas—Foster, Lamar, Newnan, W. Thompson, Wayne, Clayton. Nays—None.

KENTUCKY. Yeas—Daniel, Marshall, Clifton Allan, Hawes, Letcher, Adair, Galtner, Tompkins, Weckifer, Lecompte, R. M. Johnson, Lyon. Nays—None.

TENNESSEE. Yeas—Blair, Arnold, Isaacs, Standifer, Wm. Hall, Bell, Polk, C. Johnson, Fitzgerald. Nays—None.

OHIO. Yeas—Fimlady, Corwin, Crighton, Irvin, J. Thompson, E. Whittney, Stanberry, Newt. Kane, Russell, Vinton, Kennon, Leavitt, E. Cooke. Absent—V. Cook.

LOUISIANA. Yeas—Bullard, Thomas, F. D. White.

INDIANA. Yeas—Boon, Carr. Nay—McCarty.

ILLINOIS. Yeas—Duncan.

MISSISSIPPI. Yeas—Plummer.

MISSOURI. Nay—Ashley.

ALABAMA. Yeas—Clay, Lewis, Mardis.

States	SUMMARY.			Total.
	Ayer.	Noes.	Absent.	
Maine	6	1	0	7
New Hampshire	4	0	0	4
Massachusetts	0	13	0	13
Rhode Island	0	2	0	2
Vermont	0	5	0	5
Connecticut	0	6	0	6
New York	11	19	4	34
New Jersey	0	6	0	6
Pennsylvania	0	1	0	1
Delaware	0	1	0	1
Maryland	9	0	0	9
Virginia	20	1	0*	21
North Carolina	13	0	0	13
South Carolina	9	0	0	9
Georgia	6	0	1	7
Kentucky	9	0	0	9
Tennessee	7	0	0	7
Ohio	7	6	1	14
Louisiana	3	0	0	3
Indiana	2	1	0	3
Illinois	1	0	0	1
Missouri	0	1	0	1
Alabama	0	0	0	0
Mississippi	1	0	0	1
	120	84	8	212

MR. CLAY'S TARIFF BILL.

Having freely expressed our own opinion of this bill, we present another view of it from the *New York Advocate*.

The following letter is from an intimate, highly respected and intelligent friend, whom we know to be what he professes, no party man, and an undoubted friend to the protective policy. His reasonings are therefore entitled to great respect and consideration; and we give them to our readers with the more pleasure, because they present the subject in a point of view which may not strike many who are ignorant of the motives with which Mr. Clay has been actuated.

Washington, 14th Feb. 1833.

DEAR SIR: You have, before this reaches you, read Mr. Clay's bill, Mr. Webster's resolutions, and learned from your private correspondent, and the papers, the effect that has been produced. Standing in the relation which Mr. Clay does before the union, to the protective system, the introduction of this bill is perhaps one of the most important measures, whether viewed in relation to its operation on himself individually, or in its probable effect on the industry of the country, that he has ever offered for the consideration of congress. By his enemies he will be charged, and many of his former supporters will, doubtless, respond to the accusation, that he has sacrificed his principles on the altar of his ambition, and bargained away, for southern votes and southern support, the great interest which were to his care especially committed. You know that I am no party man; that measures, not men, is my motto, and that I am an unyielding advocate both from interest and principle, of the American system. In saying, then, that such criminalations are groundless, I trust that you will believe me, at least so far as to give me credit for sincerity. To form a correct opinion on this subject it is necessary to be acquainted with the aspect of affairs here previous to Mr. Clay's motion, and to have since heard Cambreling, in the house, declare that he never would vote for a bill which he a few days before openly avowed his anxiety to see passed; and Benton, in the senate, state, in debate, that woollens never ought to receive less protection than 30 per cent. Mr. Forsyth, in his remarks in opposition to leave behind granted to offer the bill, fully expressed the views and feelings entertained by our enemies as to that time. They considered us as defeated and in their power, and were only hesitating as to the form and degree of punishment they should inflict. The administration expressing, as they stated, the public will, which had been distinctly manifested by the election of general Jackson to the presidency, in the bill reported by the committee of ways and means, and to which they lent their whole support, left no alternative for Mr. Clay but either form an arrangement with the enemies of Van Buren, at the south, by which time could be gained, trusting that at the expiration of eight or nine years, the protective policy would become universally popular, or silently witness the entire destruction of a system, of which it is his highest ambition to be considered the founder. To be sure, there was a chance of its being again renewed as it necessarily is a measure of necessity, which could not have unquestionably followed the distress that would have ensued from its destruction, but the remedy was too powerful to be resorted to, if a palliation could be found. The south, finding themselves in an unpleasant dilemma, were willing to unite on any measure which would furnish them the opportunity of an apparently honorable escape. All they claimed was liberty to say to their constituents, that their principles had not been smothered; they were willing to defer for ten years the exhibition of their effects. Time, and the prospect of protection for at least eight years, was the consideration on one side; on the other the satisfaction of proclaiming a triumph, without any practical benefit from the victory claimed. It will be said by

many, I am aware, that Mr. Clay has by this bill relinquished forever the principle of discriminating duties. But I very ask, can an arrangement, which obviously contains in it every principle of its own destruction, be considered as permanent by its framers? If not, the fact on which I charge must rest, to wit, that at the end of ten years all duties are fixed at twenty per cent.—sufficient, when taken in connection with another, that cotton is then to be free—to satisfy any mind that a new law will then be unanimously called for from every section of the union. The south has now a specific duty of the principle of its own destruction, to be continued ten years hence to sustain herself against the competition of Texas and Brazil! Is it not more than probable, is it not certain, that she will require even a higher protection than she now enjoys? All the slave states are so fully sensible of the benefits they derive from cultivation of sugar in Louisiana, in the market it affords for their surplus negroes, and the employment of capital that would otherwise be directed to the growing of cotton, that, were it not for appearances, they would offer, even now, no objection to the present duty on sugar. No one presumes to suppose that twenty per cent will ever be even the shadow of protection for sugar. May we not reasonably conclude that the southern politicians are aware that they shall need protection at that time, and expect to claim it—and may we not also infer that with a view to obtain assistance from other interests in effecting this, that they insist on placing all on the same level of twenty per cent. If the tariff of 1832 was taken as the basis, and the various duties were reduced in ten years to the revenue standard, retaining the same proportional difference to each other which they do at present, would they not have reason to apprehend that some important interests might find themselves sufficiently protected, and be unwilling for an object so worthy of an increase of duties. I must say that the subject has struck me in this light, and the conclusion has forced itself upon me, that the bill was not intended by Mr. Clay, nor by the southern gentlemen who are understood to be its friends, to present a plan for the permanent adjustment of the tariff. That its only object is to allay the excitement which unfortunately exists at the present time, remove the subject from the sphere of the influence of party politics, and afford an opportunity to adjust, and fix on a permanent basis the industry of the country, which even the southern politicians admit it is necessary to sustain. Yours, &c.

THE CAPE DE VERDS.

We have been favored with the following letter from a clergyman who went passenger in one of the vessels sent from this port by the liberality of our government, as a relief to the relief of the Cape de Verd sufferers. The description it gives of the distress and mortality which the famine in those islands had occasioned, and the frantic joy with which the starving inhabitants hailed the arrival of these unexpected saviors, will be read with thrilling interest. Surely no man of common sensibility, after perusing this letter, can regret the humble offering which he makes for an object so worthy of his charity—worthy, at least, on account of the urgent nature of the call, if not for any particular merit in the recipients of his bounty.

[*Journal of Commerce.*]

Port of Mayo, (Cape de Verds), January 5, 1833.

We arrived at this port on the last day of December, having left the principal part of the provisions for the islanders, at Bonavista, in the morning, and now loaded with provisions, and expect to sail within two or three days. At this island, and at Bonavista, there has been less suffering from the protracted famine, than at the other islands. From information received from individuals who have visited, and profess to be well acquainted with the condition of the islands, the suffering, wretchedness and desolation, has been beyond the conception of those who live in the midst of plenty and prosperity. I am not able to state the whole population of the islands, from the absence of statistical documents;—but the estimate of the number of deaths, from actual starvation, in all the islands, within about a year, is placed by those best acquainted with the circumstances, at between 30,000 and 40,000.\* The items which go to make up this amount in the bill of mortality, are as follows: In St. Antonio, among a population of 35,000, 11,000 have died from starvation alone; in Fogo, 12,000 from the same cause; in Brava, 7,000; in St. Nicholas, 3,000, and in St. Jago the number is considerable, although not stated definitely. Captain Hays, of the brig Emma, of Philadelphia, with a full cargo of provisions for the suffering islanders, assured me that the scene of wretchedness and desolation at St. Antonio, where he touched long enough to discharge 500 barrels of provisions, was beyond description; the people of that island, who were miserably thin, and whose inhabitants looked more like moving skeletons, than living beings—their flesh was gone, their muscles seemed dried up, and they presented the appearance of only the naked frames of men, which could scarcely be kept together. The inhabitants had despaired of obtaining relief from any of the ordinary resources; and as no vessel had touched at the island for several months, on the account of the difficulty and danger of sailing, it resulted in the fact that there is no safe harbor for vessels, a pilot was despatched

\*The population of the Cape de Verds is stated in the *Gazetteer* to be about 100,000. It seems almost incredible that the mortality should have been as great as here stated; though we must say that the writer is a gentleman of intelligence, and not more likely than others to adopt exaggerated reports.

\*Add speaker, who did not vote of course.

in a boat with some half a dozen skeleton beings, to hold the first vessel that could be seen, and beg of it to stop and sell them something to keep them alive for a few days longer; when the Emma hove in sight, and was hailed, and, as soon as possible, the mournful tale of wretchedness was told, and the entreaty pressed to stop and sell them something to eat. Captain H. replied that he had nothing to sell—but that his vessel was loaded with provisions to give away; and that he had come for the express purpose of affording relief to any of the islanders who needed the gratuity. They seemed incredulous at first, but when satisfied of the fact, they raised their hands in astonishment toward heaven, intimating that he must have been despatched from thence, on such an errand of mercy. After landing, capt. H. soon found from what he there saw and heard, that the account of their deplorable condition was not far from being over-stated. He discharged 500 barrels of provisions, and left them, after receiving every demonstration of gratitude from the sufferers which they were able to give. They even followed him to the water's edge, and there, in attempting to give three cheers with all the little energy which they possessed, they made a noise which seemed more like a sepulchral groan, than the voice of the living.

Captain H. was assured that almost every morning the dying and the dead would be seen in almost every direction from the door of his informant, and that but a short time before, a boy was seen cutting a piece of flesh from the carcase of a fellow creature, to lengthen out his own miserable existence, but was found soon after, dead, with the piece of flesh in his hand, having crawled only a few steps, before he expired. It was represented as only a specimen of what may often be witnessed, in its substantial features. Bonavista and Mayo have suffered less than the other islands, which has prevented us from being eye-witnesses of such heart-sickening scenes of wretchedness, as have been witnessed by others. Captain H. assured me that he felt amply compensated for all the expense which he had incurred, in coming out gratuitously to be almoner of the charity of Americans to those distant and desolate islands, in the consciousness of the real benefit which had been conferred. Our own country has not only been first, but alone, in this work of substantial sympathy and charity. Not a farthing has been sent by the people of any other nation—as charity, which speaks volumes in favor of our citizens. Even the Portuguese, in coming out to relieve the poor creatures by thousands, when the king derives not a little of his wealth from their toils and sufferings. The islanders supposed at first that the supplies received from our country had come from the government of the United States—and when assured that the government had nothing to do with it—that it was from the public and private contributions of men, women and children, as the spontaneous expression of our sympathy, they were overjoyed, as soon as their suffering condition was made known—they seemed utterly at a loss to comprehend how it could be; I have often heard them say—"American kinder than our own country—we have too kings, but they no send provisions to keep us from starving—they fight one another to see who shall govern—they care nothing about us." &c. The rains have begun to fall in the island—and vegetation is coming forward rapidly, and the hope is cherished that something, in a few months, may be obtained from the fruits of the earth, to supply the wants of the people.

P. S. You judged right in supposing that little of interest would be found here, relating to the vegetable kingdom. It is the most desolate, barren portion of the earth which I ever beheld. There was scarcely any appearance of vegetation on some of the islands by which we passed, although on some of them in the interior, it is said that there are trees, &c. There is scarcely a tree on Bonavista, except those that have been planted—or even on this island. On some of the islands there are fruits of several different kinds, and the land is under some degree of cultivation, but we have not been able to visit them. I have obtained the seeds of two kinds of tree, from St. Antonio—one the puga, from which all the oil used on the island is made, and is an emetic as well as cathartic—the other called at the island pua; and chery moulla, which produces a fruit somewhat resembling the pine apple, but entirely different. I hope to meet with better success in South America.

A letter from Lieut. McIntosh, commanding the U. States Schooner Porpoise, of the U. States Navy, dated at New York, Praya, island of St. Jan, January 3, 1853, says—"The very many reports which have reached the United States as regard the sufferings of the inhabitants of these islands have not been at all exaggerated; although at present there are no deaths on this island, in consequence of the relief which has been extended to them by the citizens of the United States; yet the many walking skeletons and objects of misery which continually present themselves to your eyes on shore, but too plainly assure you what result has been the dreadful situation of the island of St. Antonio, from a population of twenty-four, only eleven thousand are remaining, on the small island of Pigo four thousand now remain from a population of fourteen, and several of the other islands have suffered equally, and what is still more painful, their sad sufferings are by no means at an end. Another year if they exist at all, will be owing to the charity of others; for these three years previous to the present, scarcely a drop of rain fell from the heavens; although they have had abundance during the present year, it has been so unreasonable as rather to be an injury than an advantage to cultivation. I

have been astonished, however, while witnessing the misery of the inhabitants, to view the hills covered with cattle of various kinds, and have asked in vain for an explanation of the fact, or what law could restrain starving thousands from supplying, partially at all events, their necessities."

#### EXTRAORDINARY SUICIDES.

Boston, Feb. 2. Yesterday morning, a most remarkable and melancholy event was disclosed in this city. The dead bodies of Mr. John Carter, aged about 23, and Miss Mary Bradley, aged 20, were found suspended by their necks, in the first chamber of her father's (Mr. Samuel Bradley) store on Washington street. Through a loop, attached to a hook in the ceiling, and secured by a black silk neckerchief, a couple of hammock-ropes tied together, and these unfortunate persons were found fastened and suspended to each end of these hammock-ropes. Two chairs had been placed together, and Miss Bradley, being not so tall as Mr. Carter, a box had been placed on one of the chairs so as to elevate her head to the height of his. Having stood in this position facing each other, the chairs were thrown from under them, and they were left suspended. When discovered, their arms hung down by their sides.

Mr. Carter had served his apprenticeship with Mr. Bradley, and had left him about two years ago, for New Orleans, where he entered into business. Last summer, Mr. B. having lost a son, who was connected with him in business, wrote to Mr. C. to return, and enter his store, as a partner, on favorable terms. Carter had, for several years, been on intimate terms with Miss B. and it was generally supposed that they were engaged to be married to each other. On his return, he resumed in such relation, and he was permitted to accompany her. Mr. Carter entered into a negotiation to purchase into Mr. Bradley's business establishment, with a view to immediate marriage, and as Mr. Bradley wished to retire from business. But in this attempt being unsuccessful, he designed to return to New Orleans. Miss B. wishing to go to New Orleans with him, the consent of her parents was withheld. The parents, however, did not object to their being married at some future period. The lovers were, however, rendered unhappy, and in an evil hour, committed the rash deed above related.

They left Mr. Bradley's house on Sunday morning, at bell-ringing, purposing to go to Trinity church. They were seen, however, when the bells were nearly done tolling, below Summer street, counting down Washington street, towards Mr. B.'s store. This was the last time was seen of them together. Mr. Carter, however, went into the apothecary's shop, a few doors below Mr. B.'s store, on Sunday afternoon. No alarm was felt at the absence of Miss B. because she was in the habit of accompanying Mr. Carter to his father's house, and often remained there over night with his sister. As the walking was very bad, it was supposed she had staid there on Sunday night.

When the lad whose duty it was to open the store, went there yesterday morning, he found that by inserting his own key, he had knocked on the sash, which was in the middle. On entering the store, he found Mr. Carter's body on the counter, and thought all was not right, but did not go up in the chamber where the bodies were found, until some time after. Mr. Carter left two letters in the store, one directed to his father and the other to Mr. Bradley, in which he stated that he had been unfortunate; that he was tired of the world and took this mode of leaving it; that he wished his friends would forgive him and hers, and that it was her request that both might be buried together in Mr. B.'s tomb under Trinity church. In Miss Bradley's trunk at home was also found a letter in her own hand writing, in which she thanked her parents for all their kindness and asked forgiveness of them for this last act of leaving them in this manner. Mr. Bradley is truly a bereaved man. About a year ago, he lost a promising son, about 11 years old, who was killed instantly by a fragment of the wheel of a coach in which he was riding, and another son, who was his partner in business, died of consumption within a year.

The above is a correct account of this unhappy occurrence, so far as we have heard. Within a few weeks, Carter received 3,500 dollars on some real estate which he owned, and he immediately lost it, as he said, in Boston in some speculation, which he had declined giving any account to Mr. Bradley or to any of his friends, although he acknowledged that he had lost it, and was requested to state in what manner.

#### THE CHEROKEES.

From the National Intelligencer.

The Cherokee Phoenix takes exception, without sufficient reason, to our having copied from a Georgia paper (the only channel through which any information of the matter has been received) an account of alleged murder of whites by certain Cherokees. We are against all sorts of murder or manslaughter, and must condemn it under whatever color it comes. We are glad to be assured that the Cherokees are in this case innocent of it. The following is the Cherokee account of the affair referred to:

New Echota, Feb. 2.

A white family of four persons reside at Salogunyah, ten miles distant from this place. Lawson Bowman, wife, child and mother-in-law. Bowman was a young man brought up partly in the nation, and lived 3 or 4 miles from any house. The week preceding Christmas, two Indian boys passing his place, found that the house had burned to the ground with the occu-



passage of it. The boys made it known, and many Cherokees proceeded to the place to make some discovery whether this precious loss of lives was occasioned by murder or otherwise. It appearing the house had been burned four or five days previous, and a heavy rain; no circumstance appeared which would justify the conclusion that it was a case of murder. Nothing could be found of the remains of the persons but small pieces of cinders. An out-house contained some property undisturbed. In the meantime, Bowman and relatives charged the perpetration of this crime to the Cherokees, and the troops were sent for to arrest them. The writer of this article advised the Indians to submit. They did so. The Georgia guard rushed to the Indian settlement with the spirit of Sampson, when he went down to Akeley, or like a lawless storm, frightened the poor women and children from their homes in the cold days of Christmas, and chained fast to one another 10 Cherokees. They were kept chained fast to one another for several days; we saw some driven along the muddy roads to some magistrates for examination, but, in the absence of any testimony whatever against these men, they were all released. This is the only case that has occurred where the loss of lives has been charged to the Cherokees, and no far they have proved unfounded. [Phœnix.]

## NAVY OF THE UNITED STATES.

HOUSE OF REPRESENTATIVES, JANUARY 29, 1833.

Mr. Wadsworth, from the committee on naval affairs, made the following report:—

The committee on naval affairs, to whom was referred the several resolutions presented on the 17th instant, by the hon. Mr. Hogan, of this house, with the view to inquire into and prevent certain abuses alleged therein to exist in the naval service of the United States, report:

That they have duly and maturely considered the same; and having referred the resolutions, with the documents appended thereto, to the navy department, and received from the secretary the annexed letter, dated January 28th, 1833, containing his views on the subject, they beg leave respectfully to submit the same to the house, as follows:

Navy department, January 28th, 1833.

Sir: I have received your letters of the 25th instant, in relation to the resolutions of the house of representatives, passed the 17th instant, on the proper measures to be adopted to prevent certain supposed abuses among the officers of the navy.

My opinion is not asked on the existence of those abuses at this or at any former period, whether practised by the officer designated in the specifications, or by any other officers in the service; but only, whether any "further legislation is necessary to correct the abuses supposed by said resolution to exist in the service."

In reply to this last inquiry, I can only say, that if such abuses have ever occurred, or should occur hereafter, it appears to me no further legislation is necessary to correct them; but that the present authority of the United States, through the courts of law and equity, is ample for the correction of them; and, it is presumed, no period has existed when that authority would not have been exercised, on due complaint being made for the purpose, supported by such probable evidence of guilt as would justify calling on the officer implicated for official explanation; and if not given satisfactorily, ordering on him such judicial proceedings as the respective laws appeared to require. The papers enclosed, are herewith returned. I am, very respectfully, sir, your obedient servant,

LEVI WOODBURY.

The hon. John Anderson, chairman of the naval committee of the house of representatives.

Your committee avail themselves of the occasion to express their hearty concurrence in these views, expressed by the secretary of the navy, and entering, as they now do, their protest against any such future proceeding through the medium of this house, against either the naval or military officers of the government, they respectfully ask to be discharged from all further consideration of the subject.

## COLLECTION OF REVENUE AT CHARLESTON.

Treasury instructions to the collector, of the port of Charleston. [CONFIDENTIAL.]

Treasury department, November 6, 1832.

Sir: The act of the legislature of South Carolina, passed at their recent special session, and the anticipation of measures which may be apprehended from the convention called by that act for the avowed purpose of opposing and preventing the execution of the laws of the United States, imposing duties on foreign goods, wares and merchandise, make it proper immediately to draw your attention to the subject, and especially to some of the provisions of the existing acts of congress for the collection and security of the revenue.

It is difficult, and indeed impossible, to foresee in detail the precise measures which may be adopted by the convention; and the instructions now submitted to be more or less hypothetical, and the particular acts you may be called on to discharge of your duty, to perform, must be, in a great degree, regulated by the character of the emergency, as it may arise. It is sufficient, however, to observe, that all the means which ingenuity can devise will be adopted to elude, or render null and inoperative within the state of South Carolina, the laws of the union imposing duties on foreign goods, wares and merchandise, and that a corresponding energy and vigilance in the performance of their duties, will be required from those charged with the execution.

You will require no observation from me to impress you with the delicacy and importance of the crisis in which you may soon be called to act, or with the indispensable necessity of unshrinking firmness and fidelity in the discharge of your duties. The crisis may involve no less than the safety of our inalienable union, and the self approbation and public gratitude attendant upon all honorable exertions for the preservation of that precious palladium of our happiness, will insure, on your part, all that the government can expect.

It is greatly to be apprehended that the measures of the convention may be such as not to be effectually counteracted without further legislation on the part of congress, which, of course, cannot be had in season for a prompt application of the remedy which their wisdom may devise: but I entertain no confident hope that, with a vigilant, faithful and fearless exercise of the authority conferred by the existing laws, aided by the moral support of the patriotic and unprejudiced portion of the community, much of the meditated evil may be for the present averted, if not altogether prevented.

Without a better knowledge than can now be had of the means of resistance to which the convention may resort, it is supposed that authority sufficient, for the present, is conferred by the constitution, which makes it the duty of the president to execute the laws; by the act vesting in the department of the treasury, the special power to superintend the collection of the revenue, which may fairly be supposed to give all powers not contrary to the laws, and necessary to their execution; and by the several provisions of the act entitled "an act to regulate the collection of duties on imports and tonnage," passed the 3d of March, 1799, to which last act it is my intention, at present, to ask your particular attention.

It will be perceived by the 13th section of that act, that each of the collection districts, established in South Carolina, and the whole and every part of each district, is constituted a port of entry; and though the collector, naval officer and surgeon, are directed to reside at Charleston, and a collector at each of the other ports, it cannot be questioned that the vessel may lawfully enter, discharge her cargo, and, if directed, make a call at any other point within the port of entry; and it appears also certain, that whenever, from physical or moral necessity, the laws shall be suspended at the residence of the collector, and he be prevented by a superior and unlawful force from the exercise of his authority at the usual place, it may be competent to place his office, in receipt and custody, the legal entry at some other safe and convenient place within the port of entry, as described by law.

You are already aware that, by the provisions of the same act, no goods, wares or merchandise, can be "brought into the U. States" from any foreign port or place, in any ship or vessel, without having on board a proper manifest; that, within twenty-four hours, after the arrival of any ship or vessel from any foreign port or place, at any port in the United States, established by law, at which an officer of the customs resides; within any harbor, inlet or creek thereof, the master must repair to the custom house, and make report of her arrival; and, within forty-eight hours after such arrival, he must make further report in writing, accompanied by his manifest; and that, within fifteen days, (and by the act of the 3d March, 1821, in case of vessels of more than three hundred tons, within twenty days), after such report, if the master, or the owner, or consignee of the merchandise on board, must make entry thereof, in writing, with the said collector; and that, in default thereof, the collector is authorized to take possession of said goods, wares and merchandise, in the manner particularly described in the 56th section. At the time of making an entry, the tonnage duties, (if any), must be paid; and previously thereto, the register, or other competent lieu thereof, together with the clearance and other documents, must be produced to the collector, and must remain in his office until returned to the master, or the clearance of the vessel for any other port; which clearance cannot be granted, and consequently the delivery of the papers cannot be made until all the formalities in regard to the vessel on her arrival shall have been complied with, and (by the 93d section), until receipt for all the legal fees which shall have accrued on the vessel, shall have been produced to the collector; and, by the 29th section, a vessel which shall have arrived from a foreign port, and shall attempt to depart without having been reported, or entered by the master, is liable to be arrested and brought back by the officers of the customs. The entry of the merchandise, by the owner or consignee, already adverted to, consists, besides the other proceedings and formalities particularly required, in paying or securing, according to the provisions of the law, to be ascertained by the collector and naval officer. Where the duties are to be secured, it is by bond or bonds, which shall include one or more securities, to the satisfaction of the collector; who shall be satisfied not merely of the solvency of the surety, but of his sufficiency in other respects, and would not be expected or authorized to accept, as surety, any individual who should be understood to have force or credit sufficient not to pay the bond, or comply with his obligation.

You will perceive, moreover, by the 50th section of the act, no goods, wares or merchandise, brought in any ship or vessel, from any foreign port or place, shall be unladen or delivered but in open day, except by special licence, now at any time, without a permit from the collector, under severe penalties, including the forfeiture of the goods, and that, by the 53d section, no permit shall be granted for landing the same, until all du-

These duties shall have been paid, or secured to be paid, according to law.

By the 53d section, the collector of any district at which any ship or vessel may arrive, and immediately on her first coming within such district, is directed to put and keep on board such ship or vessel, whilst remaining in the district, or in going from one district to another, one or more inspectors to examine the cargo, and to superintend the delivery thereof, and to perform such other duties according to law, as they shall be directed by the collector to perform for the better securing the collection of the duties; and it is expressly made the duty of said inspectors in sufficient goods, wares or merchandise, of any nature or kind whatsoever, to be landed from such ship or vessel without a permit in writing from the collector of the port, and naval officer, where any, first had and granted for the purpose.

It may be proper, also, to observe, that after twenty-four hours from the time of her arrival, a vessel cannot proceed from one port to another without a clearance in the manner particularly pointed out. By the 31st section of the act referred to, and by the second section of the act of the same date, "establishing the compensation of the officers employed in the collection of the duties on imports and tonnage," the collectors are authorized to employ, with the approval of the secretary of the treasury, such persons as they may think proper to require; and by the 97th, 98th, 99th, 100th and 101st sections of the act first referred to, ample authority is given to provide the requisite number of cutters and boats for the better securing the collection of the duties. The officers of such boats are subject to the direction of the collectors, and are, moreover, empowered and directed to go on board all ships and vessels which shall arrive within the district of the coast of the United States; and among other duties, to affix and put proper fastenings on the hatches and other communications with the hold, and to remain on board the said vessels until their arrival at the port of their destination. They are likewise to execute and perform such other duties for the collection and security of the revenue, as, from time to time, shall be enjoined by the secretary of the treasury; and they are not contrary to law and the provisions of said act; and they are further authorized to fire at or into any vessel liable to examination which shall not bring to, or being required or chased by any cutter or boat, as described in the 102d section.

Neither the validity of these provisions of the act of the 2d March, 1799, to which I have adverted thus particularly, that the further the means which my duty requires me to take may be more intelligible, nor of the act itself, has ever heretofore been questioned: and it is not altogether clear that the purposes of the convention, to assemble in South Carolina, as defined by the recent act of the legislature of that state, would extend to acts of a collector merely in execution of these provisions. However this may be, they are now, and always have been applicable to every part of the Union; they are now, and have uniformly been, a daily and strict observance in each of them; they are not merely of universal application every where, but embrace almost every imaginable case, and if, as has been sometimes publicly professed, the meditated resistance to the laws of the Union is to assume the form of legal redress, and avoid a resort to open force or violence, it is believed they will be found, when properly enforced, to be fully equal to every emergency likely to arise.

In this view, it is presumed, your own official conduct has been and is now in strict conformity with the provisions of the act of 1799, and that, in observing these instructions, you will be merely executing your duties with, perhaps, greater vigilance than ordinary, and adapting existing regulations, of daily use they may arise. It is the more important that you should keep this view of the subject constantly in mind, as it is the wish of the president, and of this department, to take no step, nor employ any means calculated to provoke or excite to force those who are now threatening resistance, but to defend their operations by the moral force of the laws and the constitution, and to execute the former in the manner therein prescribed, and to employ force only when it shall be clearly authorized, and be found unavoidable in the discharge of your duty, and independently necessary to resist its employment by those who shall have resorted to it for the subversion of the laws.

It may be sufficient, therefore, in the first place, to call your particular attention to legal provisions already adverted to, and to the duties which they enjoin, and to direct that, in every case to which they are applicable, you will conform to their provisions by all the means which they place in your power.

But as there are some contingencies inseparable from the measures of the convention about to assemble which cannot be overlooked, it is proper that, in regard to these, you should be now advised.

Upon the supposition, therefore, that the measures of the convention, or the acts of the legislature may consist, in part, at least, in declaring the laws of the United States imposing duties unconstitutional and null and void, and in forbidding their execution, and the collection of the duties within the state of South Carolina, you will, immediately after it shall be formally announced, resort to all the means provided by the laws, and particularly by the act of the 2d of March, 1799, in counteract the measures which may be adopted to give effect to that declaration.

For this purpose, you will consider yourself authorized to employ the revenue cutters which may be within your district, and

provide as many boats, and employ as many inspectors, as may be necessary for the execution of the law; and for the purpose of the act already referred to. You will, moreover, cause a sufficient number of officers of cutters and inspectors to be placed on board, and in charge of every vessel arriving from a foreign port or place, with goods, wares, or merchandise, as soon as practicable after her first coming within your district, and direct them to anchor her in some safe place within the harbor, where she may be secured from any act of violence, and from any unauthorized attempt to discharge her cargo before a compliance with the laws; and they will remain on board of her at such place until the reports and entries required by law shall be made, both of vessel and cargo, and the duties paid, or secured to be paid by your satisfaction, and until the regular permit shall be granted for landing the cargo; and it will be your duty, against any forcible attempt to retain and defend the custody of the said vessel, by the aid of the officers of the customs, inspectors, and officers of the cutters, until the requisitions of the law shall be fully complied with; and in case of any attempt to remove her or her cargo from the custody of the officers of the customs by the form of legal process from state tribunals you will not yield the custody to such attempt, but will in the district of the district, and employ such means as, under the particular circumstances, you may legally do, to resist such process, and prevent the removal of the vessel and cargo.

Should the entry of such vessel and cargo not be completed, and the duties paid, or secured to be paid, by bond or bonds, with sureties to your satisfaction, within the time limited by law, you will, at the expiration of that time, take possession of the cargo, and land and store the same at Castle Pinckney, or some other safe place, and in the time if the duties are not paid, sell the same according to the direction of the 26th section of the act of the 2d of March, 1799; and you are authorized to provide such stores as may be necessary for that purpose.

It may be hoped that the foregoing precautions, and the prompt prosecution, in all cases, of those who may violate the provisions of the laws of the district, and of the customs, will be sufficient for the present, and as long as you may find it practicable to perform your official duties, and as long as the rights of your person, and those of the other officers of your district shall be secure, and properly respected, the custom house may be continued at Charleston. But, should the measures of the convention, or those of the legislature, expose your person, or the person of the other officers of the district, to any imprisonment, and by force or other necessary means, the execution of the laws of the United States impracticable, you may remove the custom house to Castle Pinckney, or to some other secure place within the port of entry, where you may take and receive the entries of vessels and their cargoes, and perform other duties necessary by law to be performed at the custom house.

You will, moreover, cause the officers of the cutters under your direction, in board all vessels departing from the port of Charleston, and in case any shall be found without having been regularly entered and cleared in the manner required by law, to seize and detain the same, to be prosecuted according to law.

It will be proper, in every case of doubt and difficulty, to consult the laws of the district, and, on all occasions, where these instructions do not afford an adequate guide, to follow his advice.

It is expected that you will promptly inform the department of any difficulty that may occur in your district, and keep it regularly advised of all the measures that may be adopted by any person or persons for obstructing the execution of the laws, and also of the means which you may deem it your duty to adopt, and that, in every case of importance, where you may not admit of it, you will, previously to taking any unusual or important step on your part, apply to the department for further instructions. For this purpose, you are authorized to despatch a special messenger, whenever, in your opinion, it may be necessary either for safety or expedition.

To enable you to execute the laws, and to fulfil these instructions, the revenue cutter Alert has been ordered to proceed to Charleston. On her arrival there will be two cutters on that station, and you will place them where you may think best.

You will treat these instructions as confidential, until it shall become necessary in act; but, in the mean time, you will exhibit them confidentially to the district attorney, naval officer and surveyor, that you may have the benefit of their counsels, and that you may all be better prepared to act together when occasion shall require. I am very respectfully, your obedient servant.

L. McLANE, secretary of the treasury.

To James K. Pringle, esp. collector of the customs, Charleston.

[Similar letters were addressed to the collector at Georgetown, and the collector at Beaufort, differing only in the following particulars, viz: the reference to Castle Pinckney was omitted, and, in lieu of the last two paragraphs, the following was substituted:—

"To enable you the better to execute the laws, and fulfil these instructions, a revenue cutter will be placed under your direction, and you will assign her to such station, and give such instructions from time to time to her commander, as you may deem best adapted to the objects. The cutter for your district will be despatched in a few days.

"You will treat these instructions as confidential until it shall become time to act."

# NILES' WEEKLY REGISTER.

FOURTH SERIES.] No. 2—VOL. VIII. BALTIMORE, MARCH 9, 1833. [VOL. XLIV. WHOLE No. 1,120.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

¶ We are now pretty nearly through the *hurry* of the business of congress; but many very valuable articles are lying-over, which shall be inserted with all convenient despatch. Our first purpose is to present and preserve important public papers—and, relieved of the notice of passing events in congress, our means are extensive. But the mass of interesting matter on hand, and about to be received, is uncommonly large.

¶ The 22nd congress adjourned at an early hour on Sunday morning—Saturday's sitting being continued. We give a very full report of the proceedings of the last days of the session. No small degree of confusion and excitement appeared on several occasions, and especially in the house of representatives—but much feeling was expected, because of the various important subjects before that body; and, perhaps, they were disposed of with as good temper as could have been hoped for. It will be seen that the evening session of Thursday, the 28th Feb. extended to past one o'clock on Friday morning, the 1st March—by which the bill further to provide for the collection of duties on imports was so placed by the *previous* question, that it was promptly passed by yeas and nays at the next sitting—149 to 48. The details are full of interest.

It will also be seen that Mr. Clay's tariff bill, which had been adopted and passed by the house and sent to the senate, passed the latter—29 to 16.

¶ In the proceedings of the house of representatives of the 1st instant, is inserted a report from the committee of ways and means concerning the bank of the United States; that of the minority of the committee, on the same subject, is laid off for our next. It is pretty clear, we think, that the safety of the public money is not endangered by being deposited in that institution—notwithstanding the repeated assaults which have been made on its responsibility to meet its engagements! We suppose that the bank will now be suffered to reach its period—undisturbed. The people are deeply interested, that the bank should be rather assisted than embarrassed, in winding up its affairs. It entirely possesses the public confidence, and so may even yet materially subserve the public interests.

¶ We shall soon have the proceedings of the convention of South Carolina, re-assembled by the proclamation of *major general Hamilton, commanding the state troops of South Carolina, in Charleston,* (as "Randolph of Roanoke," has it)—and suppose that "the ordinance" will be triumphantly suspended, and with "a flourish of trumpets," and of "the shrill sife and spirit-stirring drum," which the fullness of glory to the "brave volunteers"—although and notwithstanding "the ordinance" has been repealed, as it ought, by the congress of the United States, and its conditions have not been complied with, in most essential respects—the act of 1832 being yet in force, though to be modified hereafter, commencing on the 31st December next, but still not to be repealed, as was imperiously demanded by the "sovereign" state.

¶ The U. S. Telegraph of the 4th inst. appeared in *Virginia*—not because of "the inauguration of Andrew Jackson," but for the reason that the "bloody bill," the "further to provide for the collection of duties on imports," had become a law—saying "here lies the mortal remains of state rights;" and "it is for this we mourn." We shall next week publish this law.

¶ THE MAILS. The "summer arrangement" of the mails, which was put into operation about the 20th Feb. was "disturbed" by a severe snow-storm and frost which commenced on the 1st of March; and from Saturday until Wed-

nesday night, we had no mail from the east—and, at the last date mentioned, we received only two of the four that were then behind. The steam boat which was to have brought the Sunday mail, was embargoed by the ice in the Elk river; and, at the time of putting this sheet to press, had not arrived.

In consequence of the resumption of their regular trips, by the steam boats,—the lines of stages which carried the mail or passengers on the proper post road to Philadelphia, had been withdrawn; and the indirect route through York and Lancaster only remained for the public accommodation: hence many members of congress, and others, returning from Washington, were compelled to remain at Baltimore during the whole week, and all our extensive hotels were so filled, that a large number of persons had to seek private lodgings. The "frost king" however, has eased his icy fingers—and, in a day or two more, will probably depart—for the present.

THE CLOSE OF THE SESSION. We have given up a large portion of the present sheet to a detailed account of the proceedings of the last session of the 22nd congress, just now closed; and they are very important. A list of the acts, &c. is added.

It will be seen that, contrary to almost universal belief three weeks ago, that the three great bills—further to provide for the collection of duties on imports, Mr. Clay's bill to modify the tariff, and his bill concerning the proceeds of the public lands, all passed both houses of congress by large and extraordinary majorities. The latter, however,—though the vote in the senate was 23 for, and five against it, and in the house *ninety-six to forty*, being unopposed by the president, has not become a law! If it had passed in time—so that the president must have approved, or have placed his formal veto upon this bill,—it is believed that it would have become a law against the will of the executive; and this, we think, may be easily supposed from the meagre minorities which supported the administration in its projects for selling the stock of the bank of the United States, and withdrawing the public deposits from it. But the "force of circumstances," assailed, perhaps, by the thing called "management," shielded the president from this unpleasant condition, and enabled him to cause the bill to die an *unnatural* death, without the possibility of a re-action of the representatives of the people in its favor. We intend to give a pretty full *congressional history* of this bill, and make some free remarks on various proceedings had concerning it—some of which are esteemed as about the meanest ever practised by persons—who ought to have seats in the senate! And the refusal of the president to sign a bill so much desired by a very large majority of the people, as shown by the votes of the senate and of the house, is unparalleled in the history of constitutional governments. It is an exertion of authority which neither the king of Great Britain, nor the king of France, would venture to practice. The high self-will of the chief magistrate is thus made sufficient to defeat the most wholesome measures of the legislature—fresh from the people, and fairly presumed to obey the "sovereign." We speak not as party politicians—but are influenced by the same principles which led us to support the bill "further to provide for the collection of duties on imports"—the principle that the ascertained wishes of the majority of the people may not be set aside, either by a president of the United States, or a governor of the state of South Carolina: and, hereafter, it may become necessary to form and pass bills with strange titles—for examples,—"to enforce the collection of the revenue on imports, and distribute the proceeds of the public lands"—"to defray the expenses of the civil list, and improve certain harbors"—"for the pay and subsistence of the navy, and to appropriate money for the Rockville road," &c. that one man's legislative power may not become ABSOLUTE, as to the passage of laws!

The new tariff bill has become a law. We stand decidedly opposed to that bill—there are parts of it wholly irreconcilable to our deliberately formed and long cherished opinions, as we intend to shew on a future occasion;\* but we would not have had that bill rendered waste paper by the action of the president, or the refusal of his signature. In England, or France, if an administration has a clear majority against it in the legislative bodies, the ministers resign, as they ought, and the king yields himself up to the people's will. But what is the present condition of things in the United States? The administration was rendered dependent on its old and avowed opponents for the only favorite measure adopted in congress! In one leading case only was the wish of the executive gratified—and that by the support of its most resolute political enemies, because they thought that measure was a just one. A strange state of affairs exists. Gen. Jackson has been re-elected by a mighty majority—and yet so much are things mixed with things, and parties confounded with parties, that even the official organ of government could not obtain the vote of either house for the office of printer; and the bank of the United States was sustained by a vote of more than two to one against the executive *politicians*. We have had but little to do with them, in the REAISON, and shall have yet less; notwithstanding, facts shall be still stated, and principles discussed and sustained.

The following paragraphs give summary notices of some of the chief things that have happened.

From the *National Intelligencer*, of March 4. The winter's tale is almost wound up. Much of the details of business of the two past days will be found in our columns to-day; but the important business of the session, from which it takes rank and character, may be summed up in three lines, as follows:

Congress have passed

1. A bill to modify the tariff;
2. A bill to enforce its collection; and
3. A bill to appropriate among the several states the revenue from public lands.

These bills have passed in a manner *pari passu*, and almost concurrently. The majorities by which they have passed are large, and, whatever misgivings may exist in the minds of our friends as to the operation of one or the other of them, we have no doubt that they will as a whole meet the approbation of the great body of the people.

We will not exult at the vote in the house on the subject of the bank of the United States; but it would be affectation in us to say, that we are not gratified in finding ourselves so triumphantly sustained by the representatives of the people, in the ground we have occupied on this subject. The house would not even leave it doubtful what its opinion was. It has most distinctly and emphatically declared it to the world.

From the same, of March 5. The reader will find in the preceding columns a complete list of the acts passed at the session of congress which has just terminated. [See page 31.] From this list the results of the session may be ascertained, and at this moment from no other source.

An unusually small number of bills failed this session, in transitu between the two houses. The most important of these was the *Light-house bill*, which was rejected by the opposition of a single senator to its passage, which, though according to the rule of the senate, seems to be the fruit of an anomaly in legislation.

The only bill which failed from the refusal of the president of the United States to sign it, was the important bill (Mr. Clay's great bill) to appropriate for a limited

\* We specially allude to the want of discriminations in the amount of duties, after 1842, which we regard as a concession of the principle of protection: as to the operation of the law until that period, concerning those articles which now pay specific duties or according to a minimum, we are entirely in the dark; and have unsuccessfully sought information as to the manner in which the amount of duties payable on such goods is to be determined. On articles now paying simple ad valorem duties, the *modus operandi* is plain enough; but further than this, we find great doubts existing as to the effects of the law; the process by which the "excess" over 90 per cent. is to be ascertained, (with regard to other articles), does not seem clearly understood by any one individual that we have had the pleasure to meet with.

term the proceeds of the sales of the public lands of the United States, and for granting land to certain states.

Among the acts, of which a list is published, is one, reported by Mr. *Ferplanck*, which passed in the night of Saturday, and which seems to us of sufficient importance to the importing merchants, as well as to the revenue officers, to justify a special reference to it. By the operation of the general act of July, 1832, unintentionally, probably, on the part of congress and of those who framed it, the duties imposed on many kinds of *hardware* were nearly doubled, and other inconveniences interposed in the way of importers. These are removed by the act just passed; in which also the inconveniences from the duties on *copper*, brass plates, and copper for sheathing vessels, are also remedied, by restoring the duties on all these articles to their former footing, except copper sheathing, which is hereafter to be admitted free of duty.

The amount appropriated at the late session of congress for the continuation of the Cumberland road on westward, is nearly half a million of dollars.

From the same, of March 6. Before the close of the session of congress, our readers are already aware, the house of representatives declared, by a vote of considerably more than two to one, upon the recommendation of the committee of ways and means, their confidence in the bank of the United States. A still stronger testimony in favor of that institution, however, was borne by the senate, upon the recommendation of the committee of finance, of that body, seconded again by the house of representatives, and sanctioned even by the president of the United States, in the following manner:

The claimants for indemnity under the treaty with France, availing that the amount which is eventually to be divided amongst them should lie idle in the treasury, petitioned congress to cause the same to be invested so as to bear interest, until its distribution is awarded by the commissioners. In compliance with this petition, a provision was introduced, in the senate, into the general appropriation bill, and has become a law, requiring the secretary of the treasury to cause the money accruing under the treaty, to be invested in the stock of the bank of the United States, or loaned to individuals or trusts, upon pledges of stock of the United States, or of the bank of the United States, and upon no other security whatever. We here find all branches of the government in accord in placing the credit of the United States and that of the bank of the United States upon precisely the same footing, as invested to higher confidence than any other mode of investment. The action of congress on this subject fully accords, we have no doubt, with the general wish of the claimants.

By one of the acts of the last session of congress, an office is established, entitled commissioner of pensions (to superintend the execution of the whole pension system) with a salary of 2,500 dollars per annum. It gives us pleasure to state that, with the advice and consent of the senate, James L. Edwards, who has long and faithfully discharged the same duties, has been appointed to fill the new office.

The finest haunch of mutton that has ever been seen in this city, was yesterday exhibited in the Centre market. It weighed 120 pounds, and was raised by Mr. John Brudley, of Chester county, Pennsylvania, and was sent here as a present to the president of the United States, (though the donor is no Jackson man). That is in this case, as we have seen in other cases of great consequence, the president's political adversaries triumph better than his professing friends.

From the same, of March 8. Among the miscellaneous appropriations contained in the general appropriation act for the present year, it gives us pleasure to find following for the accommodation of the mercantile community, and the government agents connected with the same:

For the erection of a custom house at New York three hundred thousand dollars.

For the purchase of a site and the erection of a public warehouse, in the city of Baltimore, fifty thousand dollars.

For do. do. in Newburyport, in Massachusetts, fifty thousand dollars.

For do. at Middletown, in Connecticut, four thousand eight hundred dollars.

For completing the custom house at New London, (Conn.) four thousand dollars.

For the purchase of custom house ground at Key West, four thousand dollars.

By a clause in the general appropriation act, the privilege of *franking* letters is given to members of congress from 60 days before each member takes his seat, [or ought to take his seat,] to the end of the term for which he is elected, and to the meeting of the congress following.

U. S. BANK STOCK. Upwards of 600 shares were sold at New York on Saturday last, at 105 a 105½. On the 4th of March, it had advanced to 109.

"COMBINATIONS?" By turning to the 33d vol. of the REGISTER, page 114, it will be seen that certain letters from Mr. Floyd, (now governor of Virginia), were read in the house of delegates of that state, in which he said that, "combinations [not coalitions] for effecting the election of general Jackson were nearly complete, and that he wished to remain in congress until they were complete." Mr. F. had been the friend of Mr. Crawford. The following shews "how the land lies" at present:

A letter to the editors of the National Intelligencer, from a correspondent at Richmond, under date of 24th ult. says:

I gave you an item of intelligence which possibly you may not receive from any other quarter; one going fully to demonstrate, I think, the iron ebb of nullification in the capital of this state. The governor of Virginia, I understand, had at some trouble and expense, caused a superb state flag to be prepared and painted, with the intention of having it hoisted at the quarters of the state guard, on Friday morning last, the 23d instant. Knowledge of its existence, and of his intention, somehow or other, was obtained on Thursday the 21st, and a good deal of excitement manifested itself among the representatives and the people. Either dissuaded by his party friends, or prompted by his own fears of the consequences that would issue from displaying the flag, his excellency determined to let it remain snug in the painter's shop; and fortunate it was that he did so—for had the banner been unfurled to the breeze, and exposed to public gaze, it would unquestionably have been torn down and prostrated by the people, and in all probability with some bloodshed. Scarce a voice was heard in favor of raising it; and numbers were heard to express their determination, to rally under the star-spangled banner of the union. It was supposed by some, that had the state flag been hoisted on the day, the flag of the union would not have been, at least by order of the commanding chief. As it was, the union flag, fixed on a pole, was poked out of a hole in the southern end of the capitol loft, and in this half erect and awkward situation, flapping on the end of the ridge of the building, and repeatedly hooked on the point of one of the lightning rods, it was torn in many places, and pieces thereof were flying in every direction over the heads of the military and citizens assembled on the public square.

LOTTERIES. A "dead set" is making at the lottery system in several of the states, and we think that it will not be permitted to endure much longer.

NAVAL. The U. S. sloop of war Vincennes, at Portsmouth, N. H. is said to be fitting for sea with all possible expedition, and the Boston, Erie and frigate Constitution, at the navy yard, Charleston, are ordered to be put in readiness for sea.

BALTIMORE AND WASHINGTON. The following highly interesting article is from the Maryland Republican of Saturday last:

The supplement to the bill authorizing the Baltimore and Ohio rail road company, to construct a rail road to the city of Washington, passed the house of delegates on Wednesday, by a vote of 55 to 15, and will no doubt pass the senate—as it is in accordance with the propositions of the rail road company, there is no doubt of the project progressing without delay—and we may look for its accomplishment at an early period. The state authorizes one third of the capital, and books are to be opened for individual subscriptions for the balance. The rail road company are authorized to take what stock may not be subscribed within thirty days after the opening of the books, and may borrow funds to a certain amount on the faith of the state, the payment of the principal and interest of which funds is secured by a pledge of the rail road itself. The maximum price for transporting passengers is fixed at \$2 50, one fifth of which is to be paid into the state treasury, as a bonus for the charter. This will probably produce a revenue to the state, derived, too, principally from "birds of passage," of forty or fifty thousand dollars per annum; and increasing as the travel on that great thoroughfare, between the north and south, shall increase.

PUBLIC LANDS. The following resolution was passed by the house of delegates of the state of Maryland, on the 31st ult. by a vote of 48 to 23, after several attempts to amend it.

Be it resolved, by the general assembly of Maryland. That the recommendation by the president of the United States in his last annual message to congress, to cede the public lands to the

new states in which they are located, is impolitic, unjust and highly injurious to the fair and legitimate claims of Maryland; and that it is our duty to those whom we represent, solemnly to protest against the adoption of such a policy, and at the same time earnestly to request our representatives in congress to give a zealous support to the passage of the bill, from the senate, providing for the distribution of the proceeds of the sales of the public lands amongst the several States and territories of this union, now pending in the house of representatives of the United States.

TREASURY DEPARTMENT, comptroller's office, Feb. 16, 1833.—Circular to collectors of the revenue:

Sir:—As the law allows fifteen working days for unloading vessels of 300 tons and under, and twenty days to the case of vessels exceeding 300 tons, and it will be impracticable in many cases to land the goods and have them deposited in the custom house stores between it and the 3d of March next; you will be pleased to adopt this as a general rule, that where the vessels are placed in the custody, and under the locks and keys of an inspector, in such manner as to prevent any imposition on the revenue, the cargoes of such vessels may be considered to have been deposited in the custom house stores within contemplation of law, so as to be entitled to the benefit of the 18th section of the new tariff act of the 1st of July 1832—and entered as importation made after the 3d March, 1833.

The credits for the duties, however, are to commence to run from the dates of the arrival of the vessels respectively.

It is proper to add, this arrangement has the approbation of the secretary of the treasury. Respectfully,

(Signed) JOS. ANDERSON, comptroller.

TREASURY DEPARTMENT, March 6th, 1833. Congress having by an act passed on the 3d inst authorized the secretary of the treasury, "to tend on interest the instalments under the treaty of indemnity concluded at Paris on the fourth of July, one thousand eight hundred and thirty-one, between the United States of America, and his majesty, the king of the French, upon a pledge of the stock of the United States, or of the bank of the United States, or to the bank of the United States, subject nevertheless to be repaid to the public treasury, whenever the commissioners appointed under the said treaty shall, by their award, direct to whom the said fund with the accumulated interest, shall be distributed:

In pursuance thereof, NOTICE is now given, That proposals will be received from the bank of the United States or other incorporated institutions, or from individuals, until the 20th inst, for borrowing the same. If from the bank of the United States, without any pledge of stock, and if from others upon a pledge of stock of the bank of the United States at par, to an amount equal to the sum borrowed, for the entire net proceeds of the first instalment under the said treaty, amounting to \$561,930 00, or for any part thereof, not less than \$100,000, to be repaid agreeably to the provisions of the said act.

LOUIS McLANE, Secretary of the Treasury.

THE INDIANS. The article which we copied into the last REGISTER, page 2, as to the defeat of and capture of a company of U. S. rangers, by the Cananah Indians, is set down as an arrant falsehood, imposed on the editor of the Louisville Journal.

The "Galenian" of Jan. 23, says—We learn that the statement in the last Galenian, of an attack by the Sac and Fox Indians on the Menominee and Winnebagoes, was erroneous. The Winnebagoes got into a drunken frolic, and had a riot among themselves, in which two or three lives were lost, which gave rise to the whole report.

ORDERS IN THE GALLERIES. Upon two or three recent occasions the spectators in thelobbies and galleries of the senate have evinced their approbation of remarks made, by applauding. We hope never to see this allowed in the presence of legislative or judicial bodies in this country; and we are glad to find that the president of the senate has determined, upon every such violation of order, to clear the galleries.

If applause is once permitted, we shall next have *huzzas*, and finally tumult and confusion. The rule of perfect silence on the part of the audience ought hereafter to be most rigidly enforced. [Alex. Gaz.]

CASE OF THOMAS WATKINS. From the National Intelligencer of March 2. The chief justice announced yesterday, that the court being divided on the application for a habeas corpus in the case ex-parte Watkins, the motion was, therefore, refused. The point or points upon which the difference of opinion occurred were not intimated from the bench, so that we do not know what further is to be done in the case. We learn, however, that it is probable that some further steps will be taken in the case by the counsel of Dr. Watkins.

NEW JERSEY. Chas. P. Seeley, president of the council, has been elected governor of New Jersey, for the remainder of the year, in place of Mr. Southard, elected a senator of the United States; and John Moore White has been elected attorney general of the state. The Jackson party voted for C. L. Hardburg as governor, and G. D. Wall as attorney general.

PENNSYLVANIA. An act has passed the legislature of this state for the entire abolition of lotteries after the 31st December next.

**VIRGINIA.** A bill has passed the Virginia house of delegates, appropriating \$10,000 annually, for five years, for the purpose of colonising in Africa, the free people of color in that state.

**SOUTH CAROLINA.** Mr. John C. West, who was recently elected agent in the 5th district, South Carolina, has been required by governor Hayne to take the nullification test oath before any of his acts will be considered "legal." He refused to do it, and has published an address to his constituents giving his reasons for refusal at length. He assigns, among other constitutional and conscientious objections, that he cannot swear "to enforce laws which an irresponsible association has the power to suspend at pleasure," meaning, we presume, the nullification club in Charleston. Mr. West will doubtless be superseded, and be again a candidate, and the Camden Journal promises that he will be sustained by a triumphant majority in the district. This process may be repeated perpetually, and all legal proceedings be thus arrested in the district by the peaceful action of the unionists in their elective character. "Thus," says the Charleston City Gazette, "it will be seen that the reign of proscription has begun in good earnest." And the Courier says that Mr. West's example will be followed by the union party throughout the state.

It is believed (says the Augusta Courier), that not less than 20,000 of the citizens of South Carolina of all kinds, have passed through this city on their way to the west. In consequence, the roads to Alabama are very bad, and provisions scarce and high in price. A letter from a gentleman who recently moved to that state says he has to pay two dollars per bushel for corn, from the number of persons who have removed to that part of the country within the last three months.

**MR. GUYTON.** It is stated that the senate has, for the third time, rejected the nomination of Samuel Guyton, as receiver of public monies in one of the land offices in Mississippi. The like, we suppose, never happened before.

**JAMAICA.** We have received by the Orbit, a file of the Jamaica Courier to the 4th inst. It appears by these papers, that the opposition to the government, and the administration of Lord Mulgrave, was on the increase. Some riots had taken place. The Courier says:

We repeat our regret, that the conduct of Lord Mulgrave should have reduced himself and the colony to their present condition. The signs of the times are awful, and our only salvation is coolness—discretion, with determination; and, with these united, Jamaica must yet flourish.

We learn, that for some weeks past, the towns and villages on the north side of the island have been placarded with such compliments to our esteemed governor, as—"down with Mulgrave!"—"Independence to Jamaica!"—"no sectarians!"—"But success to the colonial union!"

(N. Y. Mer. Adv.)

**APPOINTMENTS BY THE PRESIDENT—By and with the advice and consent of the senate.**

Levett Harris, of New Jersey, to be charge d'affaires of the United States to his majesty the king of the French.

Peter V. Daniel, of Virginia, Wytly Sillman, of Ohio, and John R. Livingston, jr. of New York, to be commissioners under the treaty with Naples.

Thomas Ewans, jr. of the District of Columbia, to be secretary to the board of commissioners, and George Brathitt, of Kentucky, to be clerk under the same treaty.

Joseph Villamil, late of Louisiana, to be consul of the United States at the port of Guayaquil.

J. B. Ferrand, to be consul of the United States at Panama in the republic of New Grenada.

Francis Thomassin, of South Carolina, to be consul of the United States at Barcelona, in the island of Cuba.

Obed Folga, of New York, to be consul of the United States at Payta, in the republic of Peru.

Henry Carteton, of Louisiana, to be attorney of the United States for the eastern district of Louisiana, in the place of John Sibleid, whose commission has expired.

Jonas L. Sibley, of Massachusetts, to be marshal of the United States for the district of Massachusetts, from the 3d of March, 1853, when the commission of Samuel D. Harris expired.

Andrew J. Donelson, to be the secretary authorised under the act "prescribing the mode by which patents for public lands shall be signed and executed," approved March 2d, 1853.

Thomas McCrate, to be collector of the customs for the district, and inspector of the revenue for the port of Wiscasset, in the state of Maine, from the 11th of March, 1853, when his present commission will expire.

#### THE TARIFF BILL.

The following are Mr. Ritchie's remarks on Mr. Clay's tariff bill. We have no present comment to make upon them.

From the Richmond Enquirer of March 2.

#### THE TARIFF BILL.

We hope it is now a law of the land. It passed the house of representatives on Tuesday. Every voice south of the Potomac, we believe, with the exception of Mr. Mercer, being in favor of it. It is expected to pass the senate without difficulty. It is not the best bill to which we are entitled—nor in all probability the

best which the whole moral force of the united south could have wrung from the next congress. But we take it for the present for what it is worth. It will give peace to South Carolina—whose measures have been marked by so much precipitation and danger, and calculated to shake the union itself. And we, for one, shall hail the measure with sincere satisfaction.

We do not understand Mr. Clay's course. In his speech on Monday last, he hopes "that the manufacturers would go on and prosper, confident that the abandonment of protection was never intended, and looking to more favorable times for a renewal of a more efficient tariff." RENEWAL of a more efficient tariff! Now, what says his bill? That "from and after the day last aforesaid" (30th June, 1853), all duties upon imports shall be reduced in a money rate, &c., and such duties shall not exceed 20 per cent. shall be laid for the purpose of raising such revenue as may be necessary to an economical administration of the government." How stated the hope and the pledge together? Does Mr. Clay mean to tantalise the manufacturers with the hope of "more favorable times for the renewal of a more efficient tariff?" or, does he mean to give it, and to restore security and peace? Why, this is nothing but light—for, well is it, that the incendiary should rush to extinguish the flames he has principally contributed to kindle.

He declares, that he wishes to put the system on a permanent foundation for nine or ten years!—and adds, that he is willing to test his bill "by the opinions of the manufacturers themselves, a large number of whom are in the habit of making the ingenu and whose almost unanimous voice would be in favor of his bill." Well, if they are content, we can have no objection. But how foolishly would the south have acted, in submitting longer to a system, which the manufacturers can now afford to modify without a murmur? We doubt, however, whether Mr. Clay will find the manufacturers so easy. Mr. Webster seems to think differently—but they may rely upon it, that their oppressive system is now gone—that no more favorable times will ever come for renewing a more efficient tariff—that Mr. Clay himself cannot bring it back—that the south has seen how gradually and insidiously this system has grown upon us—that they have seen the error, and will hereafter repudiate every return to it, with a jealousy and a determination which nothing can subvert. The die is cast, if this bill passes—and this unnatural system, which is so much at war with the genius of the age, and the institutions of a free and a young country, will never be renewed after 1842, by all the Clays and the Calhouns in the country.

We shall be delighted to see it drop—and though 9 or 10 years is pretty long for us to submit to it, yet we are willing to allow so much time to the manufacturers to accommodate themselves to the change—always reserving the right of cutting down the revenue to the most economical wants of the government. We hail the passage of the bill with satisfaction—as calculated to preserve the peace of the country. Mr. Clay has been the most active man in bringing it about. It was what he owed to the country—and we are glad that he has paid the debt. But, depend upon it, Mr. Clay, that your hopes about the return of more favorable times, and the renewal of a more efficient tariff, will never be consummated with the consent of the south. And another thing! you will never succeed, as you hint, in converting the southerners into "high tariff men"—that hope is gone! that source of joy is dried up. And another! the south have not "given up their constitutional objections"—and what is more, they never will—for, independently of their pecuniary interests, they regard the whole system as contrary to the genius of our institutions—as involving especially a jurisdiction over the rights and pursuits of the people, which was never, and never will be, yielded to a limited federal government.

#### LETTER FROM GENERAL MERCER.

Washington, D. C. March 4, 1853.

Edgar Snowden, ex. editor of the Alexandria Gazette:

DEAR SIR: In the analysis, which lately appeared in your paper, of the vote of the house of representatives, on the bill modifying the tariff of July 1852, I appear to be the only member from Virginia opposed to that measure; and, as it was regarded, by a large majority of those who voted for it, as one of pacification, I avail myself of the channel of your paper, to state briefly, the grounds of my dissent to it, sustained, as it was, by many of my personal and political friends.

Those grounds would have been publicly submitted to the house, if I was a member; but I not regarded it as a duty to forbear to protract a debate which consumed up a very large portion of the late session of congress; and, at one time, threatened to render an extra session of that body necessary to the administration of the government.

It is known to all my intimate friends, that, although I was not an original advocate of the protective system, beyond an adequate provision, in peace, of the means of defence in war, I consider the public faith as solemnly pledged, by the various tariff acts of congress, since the last war with Great Britain, to

those citizens of the United States who have accepted the invitation of those laws, to place their capital and labor under the shield of the protective policy.

The testimony of so many men, representatives of the eastern and middle states, in the house of congress—in whose knowledge of the condition of the manufactures of the country I had much confidence, as well on account of their integrity and ability, as of their better opportunity of information, derived from their place of abode, a great proportion of whom voted against the bill in question,—occasioned in my mind no little hesitation to give to it the sanction of my vote.

But an earnest desire to avoid existing discontents, to the south, if practicable, in a manner consistent with what is due to the authority of the laws, induced me to declare to the friends around me, after the bill had come from the senate called the "enforcing act," that, if it passed the house, I would yield my assent to a modification of the tariff: for which, bills were then under discussion in both houses.

The order in which those bills should pass the senate, had been, in my judgment, very properly arranged; and that arrangement I regarded as of material consequence to the character of the nation.

South Carolina had nullified a law of the United States, and threatened resistance to any attempt to enforce its execution. To yield to this threat, would be, in my opinion, a virtual renunciation of the sanction of this particular law only, but of the entire authority of congress. While an attitude of defiance was maintained by that state, I regarded any concession from the federal government, prior to a provision of the means and the expression of a determination to maintain, unimpaired, the authority of the union, as wholly derogatory to its character, and as essentially tending to endanger its future existence, by inviting similar resistance in other quarters, and a general feeling of distrust of its authority every where.

It was by no means certain, at the moment at which the late tariff bill passed the house of representatives, that the "enforcing act" might not be defeated, provided the former preceded it. Many causes led me to consider the passage of the "enforcing act," in such event, as doubtful. Among these, were the ad- vanced period of the session, which must terminate in a few days, and the anxiety of many members to pass another very important act, called the "land bill." Accordingly, after the bill of conciliation had passed, there were more than 70 votes to lay the "enforcing act" on the table, with the avowed intent not again to consider it during the session.

As both acts have now passed, I have only to make, in justice to myself, this explanation to my constituents.

While I congratulate you and them, on the reasonable hope which those measures afford of the restoration of harmony to our union, without material injury to any class of citizens, I take this occasion to say, that I never, for one moment, considered its existence seriously endangered by the political movements of South Carolina. That glorious bark, not of my own freedom merely, but of the liberty of mankind, I regard as incapable of being subverted by the madness or folly of a single state. I am, dear sir, very respectfully, your obedient servant,  
C. F. MERCER.

#### THE INAUGURATION.

At 12 o'clock, on Monday last, the president and vice president, elect, attended by the heads of departments, foreign ministers and their suits, the judges of the supreme court, the president of the senate, and senators, the speaker of the house of representatives, the members of the house of representatives, the marshal of the District and the mayor and corporate authorities of the city, and a vast concourse of citizens and strangers, entered the hall of representatives. The president took the seat of the speaker of the house with Mr. Van Buren on his left, and his private secretary, Mr. Donelson on his right. After a pause of a few minutes, the president rose and was greeted by the cheers of the large assembly present. He then proceeded in an audible and firm voice to pronounce his inaugural address, at the close of which, he was again greeted with cheers and applause. The chief justice then approached the president and administered the usual oath, at the conclusion of which he was again cheered by the multitude. The oath was also administered to Mr. Van Buren. The president and vice president then retired amid the plaudits of the assembly.

INAUGURAL ADDRESS OF THE PRESIDENT OF THE UNITED STATES, FOURTH OF MARCH, 1855.

Fellow citizens:—The will of the American people, expressed through their unobscured suffrages, calls me before you to take through the solemnities of this day, the oath which I myself the duties of president of the United States, for another term. For their approbation of my public conduct, through a period which has not been without its difficulties, and for this renewed expression of their confidence in my good intentions, I am at a loss for terms adequate to the expression of my gratitude. It shall be displayed, to the extent of my humble abilities, in continued efforts in an administration of government, as to preserve their liberty and promote their happiness.

No many events have occurred within the last four years, which have necessarily called forth, sometimes under circumstances the most delicate and painful, my views of the principles and policy which ought to be pursued by the general government, that I need, on this occasion, but allude to a few leading considerations, connected with some of them.

The foreign policy adopted by our government soon after the formation of our present constitution, and very generally pursued by successive administrations, has been crowned with almost complete success, and has elevated our character among the nations of the earth. To do justice to all, and submit to wrong from none, has been, during my administration, its governing maxim; and so happy have been its results, that we are not only at peace with all the world, but have few causes of controversy, and those of minor importance, remaining undusted.

In the domestic policy of this government, there are two objects which especially deserve the attention of the people and their representatives, and which have been, and will continue to be the subjects of my increasing solicitude. They are the preservation of the rights of the several states, and the integrity of the union.

These great objects are necessarily connected, and can only be attained by an enlightened exercise of the powers of each within its appropriate sphere, in conformity with the public will constitutionally expressed. To the legislatures, it devolves the duty of all to yield a ready and patriotic submission to the laws constitutionally enacted, and thereby promote and strengthen a proper confidence in those institutions of the several states and of the U. States which the people themselves have ordained for their own government.

My experience in public concerns, and the observation of a life somewhat advanced, confirm the opinions long since published by me, that the destruction of our state governments, and the annihilation of their control over the local concerns of the people, would lead directly to revolution and anarchy, and finally to despotism and military domination. In proportion, therefore, as the general government encroaches upon the rights of the states, in the same proportion does it impair its own power and detract from its ability to fulfil the purposes of its institution. Solemnly impressed with these considerations, my countrymen will ever be ready to exercise my constitutional powers in arresting measures which may directly or indirectly encroach upon the rights of the states, or tend to consolidate all political power in the general government. But of equal, and indeed of incalculable importance is the union of these states, and the sacred duty of all to contribute to its preservation by a liberal support of the general government in the exercise of its just powers. You have been wisely admonished to "accustom yourselves to think and speak of the union as of the palladium of your political safety and prosperity, watching for its preservation with jealous anxiety, discountenancing whatever may suggest even a suspicion that it can in any event be endangered, and in all your actions to guard and watch it with particular solicitude, as you would guard and watch your own families." Without any portion of our country from the rest, or to enfeeble the sacred ties which now link together the various parts." Without union our independence and liberty would never have been achieved—without union they never can be maintained. Dis- tinct points and sections obstructed, or cut off; our sons made soldiers to deluge with blood the fields they now till in peace; the mass of our people borne down and impoverished by taxes to support armies and navies; and military leaders at the head of their victorious legions becoming our law-givers and judges. The loss of liberty, of all good government, of peace, plenty, and happiness, must inevitably follow a dissolution of the union. In supporting it, therefore, we support all that is dear to the freeman and the philanthropist.

The time at which I stand before you is full of interest. The eyes of all nations are fixed on our republic. The event of the existing crisis will be decisive on the opinion of mankind of the practicability of our federal system of government. Great is the stake placed in our hands: great is the responsibility which must rest upon the people of the United States. Let us realize the importance of the attitude in which we stand before the world. Let us exercise our forbearance and firmness. Let us extricate our country from the dangers which surround it, and learn wisdom from the lessons they inculcate.

Deeply impressed with the truth of these observations and under the obligation of that solemn oath which I am about to take, I shall continue to exert all my faculties to maintain the just powers of the constitution, and in transmit unimpaired to posterity the blessings of our federal union. At the same time, it will be my aim to inculcate, by my official acts, the necessity of exercising, by the general government, those powers only that are clearly delegated; to encourage simplicity and economy in the expenditures of the government; to raise no more money from the people than may be requisite for these objects, and in a manner that will best promote the interests of all classes of the community, and of all portions of the union. Constantly bearing in mind that, in entering my official acts, "it will be my desire so to discharge my duties as to foster, with our brethren in all parts of the country, a spirit of liberal concession and compromise; and by reconciling our fellow citizens to those painful sacrifices which they must unavoidably make for the preservation of a greater good, to rekindle in their minds our invaluable government and to unite to the confidence and affections of the American people."

Finally, it is my most fervent prayer, to that Almighty Being before whom I now stand, and who has kept us in his hands

from the infancy of our republic to the present day, that he will so overrule all my intentions and actions, and inspire the hearts of my fellow citizens, that we may be preserved from dangers of all kinds, and continue forever a UNITED AND HAPPY PEOPLE.

From the *Globe* of March 6.

Yesterday, the diplomatic representatives of the different foreign governments, waited upon the president to offer their congratulations on his re-election, and to assure him of the friendly disposition of their own countries towards the United States. They were received and introduced to the president, by the secretary of state, in the presence of the heads of departments, at one o'clock; and Mr. Serrurier, minister plenipotentiary of France, made the following address on their behalf:

Mr. President: The diplomatic body accredited to the government of this republic, hastens to offer to your excellency their respectful felicitations on your second inauguration as president of the United States. They feel assured that this new and flattering proof of the confidence of your fellow citizens cannot but greatly contribute to confirm those friendly relations which already exist between this republic and the governments represented at Washington—relations which your excellency so happily preserved and extended during the four years of your first presidency.

I esteem it, Mr. President, at once a happiness and an honor to be, on an occasion as interesting, the interpreter of the sentiments which animate the diplomatic body towards you, personally, and to offer to you, in their name, the sincere wishes which every one of them truly entertains for the increasing prosperity of this republic, for the firmness of its union, and especially, Mr. President, for every thing that can contribute to your own personal glory and happiness.

To this address the president made the following reply:

It gives me great pleasure, gentlemen, to receive by the organ of the eldest and highly respected member of the diplomatic body, near the government of the United States, the congratulations you are pleased to offer on my re-election, and, above all, the assurances for my country of the friendly disposition of those which you represent.

It has been a principal object with me, to cultivate that disposition by the sincerest desire to cherish kindly feelings, extend the advantages of commerce, promote the interchange of every discovery in arts and science in peace, and lessen by humane stipulations, the evils of war, which, unfortunately, that scourge of the human race becomes inevitable.

Repeat these assurances, gentlemen, to the several governments you represent, as the invariable rule of my conduct towards them; and, for yourselves, accept the offer of the high respect and regard for you individually, with which your conduct during your residence here has inspired me.

#### TWENTY-SECOND CONGRESS—SECOND SESSION.

SENATE.

March 1. Mr. Grundy, from the select committee appointed to wait on the president and vice president elect, to apprise them of their election, reported that the committee had performed that duty, in regard to the vice president elect, and had received for answer, that he received this evidence of the confidence of the people, with gratitude, and would enter on the discharge of his duties with a determination to act so as to justify that confidence.

The bill for modifying the duties on imports, as passed by the house of representatives, (in effect Mr. Clay's bill), being under consideration and on its passage—

Mr. Rollins spoke at some length, in opposition to the bill. He objected to the idea which seems to pervade the bill, that the protective policy of the country was an evil; an evil to be deprecated, and only to be tolerated for a moment, to prevent a greater evil. This policy was now placed in the situation of a state criminal condemned to die, but allowed a short time to prepare himself for death, since die he must—his doom being fixed and irreversible. As I look, now, he said, at the true character of the resources of the country, and the obligation, which true policy imposed on us to cherish and protect them. With the correct path so distinctly marked before us, he expressed his great astonishment that congress should be unwilling to pursue it; that there should always appear a reluctance to adopt measures looking to the development and judicious direction of these resources, and a readiness to rescind them where they had been adopted.

In reference to what had been said as to the preservation of the principle of protection by this bill, he asked what was the use of preserving the principle of protection, if protection itself was to be abandoned. He deprecated this bill as suicidal in its effects upon the great interests, and the general prosperity of the country. What Great Britain, with her thousand ships, and her Wellington armies, could not accomplish, was given to her by this single act of our own. It had been said that this bill was necessary to preserve the union, and that without it the union would be dissolved; but he questioned the correctness of this view, and policy of adopting this measure in the present attitude of South Carolina.

Mr. Calhoun then said, that although he objected in many of the details of this bill, he should vote for it. He thought the time too long, the descent of the duties too slow, and the home valuation as exceptional; but all these are counterbalanced by the general spirit and principle of the bill. He stated that he

did not regard the bill as containing any pledged pledge; but as a measure adopted to meet a peculiar state of things. He believed that an attempt would be made to disturb the arrangement of this bill, and if it was, that it would be repelled with indignation. He further believed that as far as this bill is concerned, peace will be given to the land; but he must say, with deep regret, that there is another bill which had originated in this body, and had just been returned with the sanction of the other house, which would disturb that peace. It would not do it immediately, but it was a precedent of the most dangerous character. He believed that in the event of the passage of this constitution, and, "so help me God!" said he, "I would rather have that instrument repealed on the face of it." He viewed it as a measure which must inevitably tend to consolidation. It would not be acquiesced in. It would be resented, not by force, but by a long course of public opposition, which would never cease until the bill shall be expunged with disgrace from the statute book. The verdict of congress was against South Carolina; but there was an appeal which would lie to the people. The great republican party would again be rallied and re-united, as it was in 1795, and by its force this evil will be corrected, or else the liberties of this country are gone forever. He rejoiced that our subject of controversy was settled and put to rest, but he deeply regretted that another should be opened which presented a difficulty less, and one of a most formidable character.

Mr. Frelinghuysen then made some remarks in explanation and justification of the vote he should give. He admitted that when this bill was originally introduced, he had strong doubts as to its wisdom, deeming it to be a precedent which was of doubtful, or even dangerous tendency. But the result of a free interchange of opinions, and the knowledge which he had acquired from the manufacturers of his own state, had been the removal of all these doubts, and a conviction that this measure ought to pass as a peace offering to the south. He adverted to the growing dissatisfaction in relation to the protective policy which prevailed in the south, and which rendered it necessary that something should be done to check the further increase of the tariff. His constituents, however, for instance, from Kentucky, for the great effort he had now made to restore peace and harmony to the country, and stated that, however that gentleman might be assailed, and his motives misrepresented by the presses of the country, the time would soon arrive when his course would be correctly understood, and properly appreciated. In his correspondence with some of the manufacturers of his own state, in which he had applied for information, he had ascertained that the guarantee of its permanence which this bill contained on its face, and the circumstance in which it was enacted, would be of far greater advantage to the manufacturers, than high duties, on the steadiness of which no reliance could be placed. He read an extract of a letter from one of these manufacturers to this effect; and then expressed that he was satisfied that he would give his vote for a bill which he was assured on the one hand, would tranquillize the south, and on the other, would be satisfactory to the manufacturers. He trusted that the effect of this compromise would be to induce gentlemen from the north and south to meet with kindlier feelings than they had exhibited for the last ten years.

Mr. Dallas said that although the senator from S. Carolina had stated that the south would not give its bill in the light of a pledge to abandon the protective system, yet the gentleman who had opposed the bill had indicated a different opinion, and for himself he was opposed to all that kind of legislation. He expressed his fear that while we are tranquillizing one part of the country by this bill, we may be disturbing the tranquillity of another part, and thus be only shifting the scene of discontent. The bill would throw out of employment a great mass of people now occupied in the state of Pennsylvania in manufacturing establishments, and would render useless and profligate all those splendid works of internal improvement, her canals and rail roads, for the transportation of the fabrics which may be prepared by our domestic industry. It would diminish the value of her real mines, and operate as a mischievous stroke to her prosperity. He thought the bill involving such results ought to have been more maturely considered and weighed, before any final decision was had upon it. Congress had acted hastily on this question, which affects the whole people, and which ought to have proceeded from some popular basis. He could have wished the postponement of this measure until the next congress shall assemble. In that congress, we will have a fairer representation of the voice of the people, and if the body should then determine to destroy this system, he would acquiesce cheerfully in that decision, and so would the state which he represented. All the conflicting interests had evinced a disposition to put off this question till the next session. South Carolina had determined to suspend her operations until that time, and the subject might have gone over till there will be no danger to the peace of the country. The tariff bill of the last session was passed after the most serious examination and discussion, and he believed that if a bill destroying that measure was now passed, it would be difficult to avoid the character of inconsistency.

But he thought that as a substitutive measure this bill ought not to pass. It had been hastily prepared, was loose in its structure, and had no few guards in it. He re-stated the views he had suggested while this bill was in preparation before the select committee, and the objection he had urged. The gentleman from Delaware had gone with him in most of his views,



in all except the return to cash duties which that gentleman had been willing to give up to the home valuation. He did not accord in the least to the admission of a vessel to the advantage of this home valuation. He declared that the immediate effect of this bill would be to reduce the value of all the property invested in manufactures, and to destroy the means which thousands of persons employed in them rely on for their daily sustenance. He expressed his inability to comprehend the benefits which he was told would result from the passage of the bill. A vessel, he said, would be sent to the coast directly to her harbor, while a less skillful landsman might suppose that he was running the vessel on the rocks. So it might be with the gentleman from Kentucky, who might see advantages which were likely to arise under this bill, such as a less skillful politician might be unable to discern. He looked on the passage of this bill by the votes of the senators from South Carolina as an abandonment of the principle of nullification, since, after declaring the tariff of 1822, by her ordinance, to be still and void, they vote for a measure which regards that very law in active and efficient operation. He had no doubt of the passage of the bill, and although he felt it would operate oppressively on the interests of the state which he represented, he was still disposed to give it fair play, and to look upon it as a measure of conciliation.

Mr. *Erving* succeeded. He declared that the bill contains nothing which is more of the character of a pledge, than is to be found in the resolutions of the senator from Massachusetts. He replied to the statements that this bill yielded the principle of protection, and quoted from the language of the gentleman from Pennsylvania to-day, and some days since, for the purpose of showing that as far as the principle of nullification was concerned, he adverted to the doubts which he had originally felt in voting for this bill at the present session, but said that these doubts had subsequently given way. He took a view of the course pursued by the senator from Pennsylvania, in reference to the last tariff, in order to show that his opinions had not always been stable and uniform on the subject. He stated that there was no reason to believe that the senator from Pennsylvania would vote against any measure which carries into effect the principle represented by the president in his message at the opening of the present session, until his friend from Kentucky had introduced this bill.

He expressed his regret that he should be found on this question in opposition to the views of his friend from Massachusetts, but he could not help thinking that his friend had attached too much importance to the evils to which he thought this bill would give rise. Totally differing from the views of the senators from South Carolina as to the rights that state in particular, in the position which she now occupies, he would never have voted for the bill, until the other measure had been passed. He remarked that the senator from Massachusetts had objected to this bill because it was prospective legislation.

Mr. *Webster* stated that he had not objected to prospective legislation, but he had said that this bill, excepting the first section, was not prospective legislation. As our legislation is prospective, we do not legislate for the past.

Mr. *Erving* then resumed, and argued that the bill gives sufficient protection to the manufacturers. It also saves the principle of protection which he would never have consented to abandon. It leaves free all articles which are necessary for the manufacturer. He believed that they who had hitherto opposed the protective system, should immediately cease to view this question through a party medium, be disposed to yield a moderate protection to domestic industry.

Mr. *Mangum* then obtained the floor, and expressed his regret that the gentleman from Pennsylvania should have endeavored to mix poison in the cup which had been tendered to the south, in order to induce her to push it away from her. He stated that no man wishes such an adjustment of the tariff as, by provoking by a sudden action the great interests of one section of the union, might produce the danger of reaction. He said that the feeling of the south would be one of deep gratitude to those who had come to her aid, when her friends were upon her, and in the dark hour when there was not a particle of light save the spark which came from the steel of her enemy. He deprecated the panacea against panic which some gentlemen offered to the south, and that they should not be deceived by the present glorious consummation. He trusted that, although the present bill did not go so far as had been hoped, it would still conciliate the country, and obtain from all parties deep gratitude for those who have stepped forward, and by sacrificing a part of their system, saved the rest, and tranquillized the country.

Mr. *Clayton* then made some observations on the assertion that the principle of protection was abandoned, a statement which he denied. He could not understand how any gentleman could stand up, in the face of all the exceptions which the bill contained of articles used by the manufacturer, and say that there was any intention to abandon the principle of protection. He would not sacrifice any of the great interests of the country, but would look abroad upon the whole, with a desire to extend to all an equal and an efficient protection. He believed, that instead of being a source of grief and sorrow to her country, that he placed on better footing than any on which it had heretofore stood. It was from no feeling of panic that he had been induced to vote for this measure. He had been disposed to soothe the feelings of the people of South Carolina, and to produce a state of things which would bring all the great interests of the country in act together. He replied to some of the remarks of the senator from Massachusetts, (Mr. *Webster*), espe-

cially to the one in which he had said that this bill contained a pledge which would prevent an honorable man from voting for a repeal of the law. In such a case, he wished the senator from Massachusetts to establish a rule, exclusive of his own government, and to leave others to the same free course of action. He also went over the ground he had formerly taken as to the concurrence between the resolutions of that gentleman and the bill now under consideration. He then replied to what had fallen from the senator from Pennsylvania, (Mr. *Dallas*), as to the nullification of the tariff. He stated that the protection secured by the bill as it now stands is more efficient than that which would have been obtained by the amendment of that senator. He also stated that he had conversed with practical manufacturers, and had been satisfied that none of the great interests of the country would be sacrificed by this bill. In reference to the statements made by the senator from Pennsylvania, relative to the ruin which this bill would bring on the establishments in Pennsylvania, he expressed his belief that as such injury would not result from this measure as would have resulted from the proposition made by the senator from Pennsylvania. However Pennsylvania may have legislated at home, she had not, on this floor, shown that steady, inflexible determination not to surrender a particle of the principle of protection which was now manifested. He would not permit to go forth to the world that he and his friends who were about to vote with pleasure, because it would give peace to the country, their names in favor of this bill, were about to yield any thing of the principle of protection. He regretted that he had occupied the senate so long. He would not go through the clauses of the bill, which was printed. He trusted that his constituents would understand his motives, and that he would not permit to go forth to the world that at the expiration of the nine years that this bill had been too much yielded of the interests of the manufacturers, he would willingly go with those friends with whom he had so long acted, in restoring things to their former condition.

Mr. *Webster* replied that he stood on the ground that specific duties and discrimination in laying them, were the essence of the protective system, and these had been surrendered in this bill. He stated that he would not vote for this bill. He then made some brief answers to the remarks of the senator from Delaware and New Jersey. He thought it was among the possibilities that when gentlemen came together next session, they would be told that a new law would be necessary to carry this into effect. They would then be told that this bill would produce no diminution of the revenue, and that if the revenue was to be raised, it must be by a different modification of the tariff. He replied that as to what had been said about practical men, the opinions of half a dozen or a dozen such convened here was not to be mistaken for public opinion; and he was far from believing that the opinions of practical men were always the surest guides for politicians: He repeated that artisans and mechanics would be severe sufferers under the operation of this bill, which would take off the protection from those articles.

He made a brief reference to what had been said concerning his resolutions, and concluded with saying that he did take the ground that this bill was an abandonment of the essence of the protective principle.

Mr. *Frelinghuysen* made a few observations to explain a point on which he had been misunderstood by the senator from Massachusetts. He stated that he had received his information from the manufacturers, before he left home. He now said that his intention was, if it came to that point, to state that the tariff for the preservation of the union, and so would be—*he would live and die by the union.*

Mr. *Silber* said a few words on the subject of the home valuation, which he deemed to be impracticable, and said that if it was practicable, the result would not be so favorable to the manufacturer as had been supposed.

Mr. *Clayton* repeated his views for the purpose of extricating them from any doubt as to the home valuation. He said he thought there would be no difficulty in attaining a uniform rate of value by the same process.

Mr. *Forsyth* said it was evident from the discussion that this was a very bad bill, and satisfied nobody. He expressed his conviction that public opinion is correcting, and almost corrected, on the subject of the tariff, and that the time is coming when this question will be put on its proper footing. He stated that this bill is the same with the tariff of 1822, with the exception of the high duty on woollens which was conceded last year as a boon from the gentlemen from Pennsylvania, (Mr. *Willis*), and from New Jersey, (Mr. *Dickerson*), and for which they were then seriously reprehended by those who now take the opposite ground. He thought it extraordinary that gentlemen on the other side should be so near together as they had.

In reference to the enforcing bill, and the remarks made by the senator from South Carolina, he said that he was glad to hear from him that this bill was to be discussed in the south hereafter, instead of the tariff. He rejoiced at this, and would meet the contest with pleasure, for it would be one which could be settled by the cannons of the press, and not the cannons of a battery, and which consisted of steel pens inight by the weapons, and the earthen box would be laid aside for the halibut box. On the question of protection, the bill provided protection for nine years, and then afterwards for protection of 20 per cent. The amount is nothing. If the bill protects to a small amount, it admits the power to protect to a large amount.

Mr. *Sprague* replied to what had been said from the floor, and expressed his regret that the gentleman from Georgia should

make his speech run counter to his vote. He repeated what he had formerly said, that there was a concession from the strong to the weak; and argued that a change had taken place in consequence of the influence of the desire of concession, in the opinions of many who were opposed to any legislative action. If the spirit which ran through the speech of the senator from Georgia was the prevailing spirit in the south, there would have been found in this part of the country a different spirit than that of concession.

Mr. Holmes said he was astonished that any one should speak of consistency in his presence. Every thing he saw or heard convinced him that he was the only consistent man in the senate. The senator from Massachusetts threw charges of inconsistency against South Carolina, and the latter threw them back, as if on South Carolina. He was bound to believe them all, as they were all honorable men, and consequently he was bound to believe that they were all inconsistent. He then went into an examination of what had been said pro and con, on the subject of the pledge contained in the bill. In reference to the representative obligation, he was happy to be supported by his friend from Delaware, who had said that he did not view himself as the exclusive representative of Delaware. Now, he did not regard himself as the exclusive representative of his assumed constituents; and when he received some time since instructions from those who, like himself, were merely representatives of others, he thought them entitled to any thing rather than respect. He had answered them, and he believed they were sincerely sorry they had ever passed their resolutions; for what with his answer, and what with their disposition of it, they had managed to make themselves supremely ridiculous. He went on to state that the northern manufacturers would deem themselves sufficiently protected by this bill, and that the possibility was, that the next application for protection would be from the south. He then declared that all the legislative efforts which might be brought against the manufacturers would never be found able to put down yankee industry and yankee enterprise.

Mr. Wright then rose, and stated the defects which he found in the bill. He objected to the proposed rate of reduction for the eight years, and to the want of a uniform rate of valuation. He objected to the inequality of the protection given by this bill. His next objection was that while the duty on negro cloth exists, it refuses to impose any duty on the manufacturing of it, though that fabric, and which is grown in abundance in this country. He also objected to the system of home valuation, which he deemed to be impracticable, or if practicable, most unequal; and he objected further to the abolition of all specific and discriminating duties, and substituting a mode unjust and oppressive. He would not discuss the question of the power of congress to protect our manufactures, or to impose duties on foreign articles, but he thought that this bill did not sufficiently recognize that power. On this point, he quoted the language of the address of the free trade convention which met last year. He expressed his own opinion to be in favor of laying imposts for the purpose of raising sufficient revenue for the wants of the country. So far, he was assured that the power to impose duties was vested in congress.

His strongest objection to the bill was that it endeavors to bind the action of future congresses. He considered this as a provision which was futile in itself, and one which would never be considered as binding. He then viewed the circumstances under which congress was called upon to act on this bill, imperfect as it is. He knew that he should be charged with legislating under the influence of his fears. He could not suffer his fears to govern his conclusions. But he would not disregard them. There had been a deep and settled discontent in a certain portion of the country against our legislation, and he could not bring himself to regard that discontent lightly.

Under the expression of that feeling, congress had done what, if they had not done, would have left the union dissolved. The operation of the tariff system, by imposing its whole body of laws for the collection of the revenue; and would, if carried on, have destroyed all the means of the government. And without the purse no government could exist. He had therefore come to the question deeply impressed with the conviction, that it was his duty to give his vote to prevent such an evil. He had been long of the opinion, that the revenue ought to be reduced. He had also been long impressed with a sense of the inequality of the tariff system. No one had questioned the principle on which this bill was founded; it was only in reference to the details that difference of opinion existed. A part of the country is deeply excited, deeply exasperated; by what means, it was not for him to inquire, but the condition of things was such as to render it uncertain whether the union can exist even until the month of December, unless something shall be done.

Mr. Bibb then stated, that he regarded the bill as a peace offering, so offered and so accepted, for the purpose of conciliation.

"Now is the winter of our discontent

Made glorious summer by this son of—"

not Old York, nor New York, but a son of the Old Dominion—from the States of Illinois—he did not care by what hand it was offered, he would willingly take it. He made a few additional observations on the propriety of taking the bill in the spirit in which it was offered.

Mr. Clay then said a few words in reference to this bill and the enforcing bill, both of which he considered that it was necessary to send forth, as well to show that the laws must be

executed, as well as that there is a disposition to make concessions. He stated, that on the subject of the government being a compact, he principally agreed with the senator from South Carolina, but with some difference as to the character of the right conferred by that compact. He did not adopt the opinion that there had been any advance made in the usurpation of powers by the general government. He then went into a view of the history of this system to show, that twelve or thirteen years ago, there was no opposition raised against the power of congress to protect domestic industry. The opposition on constitutional grounds had subsequently grown up. He then stated, that in his opinion no state could so practically construe the constitution as to nullify the laws of the United States, without plunging the country into all the miseries of anarchy. He said that he adhered to the doctrines of that able, wise, and purest of American statesmen—James Madison—who still lives, and resides in Virginia—the doctrines which were advanced by him in 1799. The answer of that distinguished man to the resolutions of the other states, and his address to the people, effected a sudden revolution of public opinion. The people rallied around him—the alien and sedition laws were repealed—and the usurpations of the general government were arrested. He viewed the government as derivative in its origin, in its character, and in its operation, and under the clause of the constitution which gives to congress to pass all laws to carry into effect the granted powers, they could pass all necessary laws. He hoped that the effect of this bill would conciliate all classes and all sections of the union.

He then proceeded to give his opinion of this bill. He had cherished this system as a favorite child, and he still clung to it, and should still cling to it. Why had he been reproached? He had come to the child and found it in the hands of the Philistines, who were desirous to destroy it. He wished to save and cherish it, and to find for it better and safer nurses. He did not wish to employ the sword, but to effect his object by concession and conciliation. He wished to see the passage of this bill, and he had endeavored to plant it in the bosom and affections of the people. The gentleman from Pennsylvania, who had learned his views of the system from the senator from South Carolina, had spoken of him as the pilot who was directing the vessel. If it was so, he would ask if she had been secured by a faithful crew? If all had been faithful, he believed there would have been no danger now assailing the system. He assailed no one; he merely defended himself against the reproaches of others.

Another motive with him was to preserve the union. He feared he saw hands uplifted to destroy the system—he saw the union endangered—and in spite of all peril which might assail himself, he had determined to stand forward and attempt the rescue.

He himself pained exceedingly in being obliged to separate on the question from valued friends, especially from his friend from Massachusetts, whom he had always respected, and whom he still respected. He then replied to the argument founded on the idea that the protective principle had been abandoned by this bill. He admitted that protection had been better secured by former bills, but there was no surrender by this bill. He considered the revenue as the first object, and protection as the second. As to the reduction of the revenue, he was of opinion that there was an error in the calculations of gentlemen. He thought that in the article of silks alone, there would be a considerable reduction. The protection to the mechanic arts was only reduced by the whole operation of the bill to 25 per cent, and he did not know that there would be any just ground for complaint, as some of the mechanic arts now enjoy only 25 per cent.

The argument of the senator from New York was against the bill, but he was happy to find his vote was to be for it. If his argument brought other minds to the same conclusion to which it had brought his, the bill would not be in any danger. He would say, save the country—save the union—and save the American people.

After a few words from Mr. Smith and Mr. Wright, in which the latter said he had so much confidence in the people, as to believe there would not be a worse congress than this.

Mr. Clay made a short rejoinder, in which he reminded the gentleman from New York of the words of a much greater man than any member of congress—"Confidence is a plant of slow growth, which may be accelerated or retarded by circumstances." The gentleman should not outdo him in prepossessions of confidence in the people.

The question was then taken, and decided as follows:

YEAS—Messrs. Bell, Ribb, Black, Calhoun, Chambers, Clay, Clayton, Ewing, Foot, Forsyth, Frelinghuysen, Grundy, Hill, Holmes, Johnston, King, Mangum, Miller, Moore, Nauclain, Poindeexter, Rives, Robinson, Sprague, Tomlinson, Tyler, Waggoner, White, Wright—29.

NAYS—Messrs. Benton, Buckner, Dallas, Dickerson, Dudley, Hendricks, Knight, Prentiss, Robbins, Ruggies, Seymour, Silsbee, Smith, Tipton, Webster, Wilkins—16.

So the bill was finally passed.

The senate then took a recess of an hour and a half—(until a quarter past 7 o'clock.)

Evening session. The chair was resumed at half past 7 o'clock, and, until 10 o'clock, the senate was engaged in executive business—after which a great number of bills were variously disposed of, generally ordered to a third reading or passed—as will sufficiently appear in the list of acts. [It was hard to keep a quorum together this evening.]

The senate then took up the amendment made by the house of representatives to the bill authorizing the distribution of the proceeds of the public lands.

Mr. Clay said that, although the objects to which these proceeds are to be applied, were a favorite point with him, yet as he had found that he was differing on this topic with some of his friends, and as it had been suggested that there might be difficulty in another quarter, if the words struck out by the house were retained, he would move to concur in the amendment.

Mr. Robinson expressed a hope that the question would not be pressed at this late hour, in so thin a senate, when many were absent who are so much interested in the measure. He hoped that the question would not be taken, except in a full senate.

Mr. Clay expressed his regret that, at this late period of the session, the senator from Illinois should wish for delay, which might endanger the passage of the bill. It was not the fault of the members present, that there are so many absences.

The yeas and nays were then ordered on the motion to concur. Mr. Clay wished to take the question to night, in order that the executive might have time to act upon the bill.

Mr. Chambers said he should vote against the amendment. He would rather vote against the bill, than take it with the amendment.

The question was then taken on the motion to concur, and decided as follows:

YEAS—Messrs. Bell, Black, Buckner, Clay, Clayton, Dudley, Ewing, Foot, Hendricks, Holmes, King, Mangum, Moore, Naudain, Poindexter, Prentiss, Robinson, Seymour, Silsbee, Sprague, Tomlinson, Tyler, White—23.

NAYS—Messrs. Bibb, Chambers, Grundy, Robinson, Tipton—10.

So the amendment was concurred in.

On motion of Mr. Poindexter, it was Ordered, That when the senate adjourns, it adjourn to meet at 10 o'clock to-morrow.

At 11 o'clock, the senate adjourned—yeas 17, nays 10.

March 2. Many bills were taken up and disposed of, which there is no use in a present recapitulation of. Among other proceedings—

On motion of Mr. King, the senate proceeded to the consideration of the bill authorizing the establishment of a pension agency at Decatur, in the state of Alabama.

Mr. Moore moved to amend the bill, so as to read, "one pension agency in the northern part of the state of Alabama," &c. Mr. Chambers objected to the bill, which he regarded as an effort to remove the public funds from the United States bank. As the charter of the bank will expire in two years, it was scarcely worth while, for that short period, to make the change.

Mr. King disclaimed any intention to charge against the United States bank that it was not competent to perform its obligations in paying the pensioners. The object of the friends of the bill was to enable the pensioners to obtain their pensions without being put to the expense, inconvenience and delay, which are consequent on a journey to the place where the monies are deposited.

Mr. Sprague opposed the bill. He warned the senate against returning to the practice of investing the public funds in local banks, by which the government had already sustained heavy losses. The system established had been found convenient, easy and secure; and there was no reason for departing from it. If this bill passed, Maine would have an equal right to come to congress for a similar agency.

Mr. Ewing moved to lay the bill and amendment on the table. On motion of Mr. Moore, the yeas and nays were ordered.

The question was then taken, and the motion was decided as follows: yeas 20, nays 17.

So the bill was laid on the table.

Mr. Clay then rose, and addressed the chair to the following effect:

Mr. Clay. An incident occurred a few days ago which gave me very great pain, and I am quite sure that in that feeling the whole senate participated. I allude to some of the observations made by the honorable senator from Mississippi and the honorable senator from Massachusetts near me, which I refer to as an important bill then pending. I was persuaded at the time those remarks were made, that they were the result of mutual misconception, and were to be attributed solely to that zeal which each of those honorable senators felt—in the position in which they stood towards each other—the one to carry, the other to defeat the measure, with respect to which my friend from Mississippi and myself unfortunately took different views.

The concluding observations of the senator from Mississippi, after having delivered a very able and argumentative speech, one which I need not say to him and the senate embodied all

which could be brought to bear on his side of the question, and made me regret that we had lost the benefit of his ability. In concluding his remarks, it did appear to some members of the senate, and to myself, and I have no doubt that it was so felt by the honorable senator from Massachusetts, that there was something personal, and peculiarly harsh in his language. Acting on that supposition the honorable senator from Massachusetts, in the course of his observations, also used language which may have seemed to be unnecessarily harsh. But in the sense which I understood the remarks of the honorable senator from Mississippi, the senator from Massachusetts might have found some justification.

I can perfectly well conceive, however, that the senator from Mississippi was influenced in his course by nothing beyond the ardor of the momentary excitement to which he had yielded himself. I know the respect which he bears, has borne at least, and I am sure, yet bears to the senator from Massachusetts, the personal and friendly intercourse which has always existed between them, and the respect which they bear to each other, and I am perfectly persuaded that the honorable senator from Mississippi, in the remarks with which he concluded his speech, referred solely to the public course—the public measure—of the honorable senator from Massachusetts, and the character of the particularly meagre and unconsiderate, without intending to reflect on the personal character of the gentleman from Massachusetts. And I am sure, it was not the purpose of the honorable senator from Massachusetts to give any personal bearing to observations which he felt called upon to make. Under these circumstances, I should feel, and I am sure the senate should also feel, great pain, if these two gentlemen, who have been for so long a time on a footing of friendship, should be separated by any circumstance attributable to hostile feeling; or, rather to the misunderstanding which has arisen. I am sure, that the senate as well as myself, would be glad that these two gentlemen should still pursue their friendly feelings to each other; and I hope such an explanation will be given as will produce a reconciliation between the two gentlemen, who have so frequently acted in concert together on important subjects, and who entertain towards each other the highest respect. And I do hope that, in some way or other, means will be found to remove this momentary interruption of these gentlemen, and that nothing will occur to disturb, among the members of the senate, that harmony and peace, which I trust will prevail among all the members of this body.

Mr. Poindexter rose and said, that the circumstance which the honorable senator from Kentucky had alluded to, as having passed between him and the honorable senator from Massachusetts, was to him a source of regret. The measure under consideration at the time, was one to which he was strongly opposed, and against which he entered his solemn protest. The honorable senator from Massachusetts had advocated that measure with his usual zeal and ability. In the course of his remarks he alluded to the course of the south in opposition to the American System, and charged upon citizens of that section of the union in general, and more particularly on South Carolina, acts which amount to treason and rebellion, and a disposition to rupture our happy union, and to burn the constitution at the point of the bayonet. Coming, sir, from that quarter of the union, I felt it to be my duty to vindicate it from those aspersions, and to throw back to the honorable senator, as far as I could, a reflection that for his deliver. Believing that this was right in the position which she has assumed, I felt authorized to allude to the past history of the country, and to the political conduct of the honorable gentleman himself, in illustration of my argument. Perhaps, in the ardor of my feeling, I went too far; and, if so, I deeply regret it. For it was far from my purpose to violate the decorum of debate which has ever characterized this body, or to express myself with harshness towards the honorable senator from Massachusetts. He well knows the respect and kindness which I bear for him; and I assure him that I had no intention to reflect either upon his personal character, or the purity of his political motives. Having said this, I trust I have put myself "in curia" on this subject. It was assuredly far from my intention to trespass on the feelings of the honorable senator from Massachusetts.

Mr. Webster. It is not more a matter of regret to the honorable senator from Mississippi than to myself, that my misunderstanding should have occurred between us. Since our acquaintance in this body, we have been on a footing of kindness and courtesy, and there is no gentleman in the senate towards whom I have been less inclined to manifest any warmth, which might be attributed to want of discretion. I certainly thought that the last portion of the honorable senator's remarks had a very strong personal bearing on myself. I certainly thought they were intended to have that effect. I am very happy to hear the honorable gentleman disavow that he intended to give them such a bearing. I respond entirely to the declaration that there has been between us, always, kindness and a good understanding. There are incidents connected with our relative situations towards each other, which I must deem it extremely unpleasant that any thing should occur which can disturb the good understanding which ought to exist between honorable members. I therefore entirely disavow any intention to offer any personal disrespect towards him, in my answer to the remarks which he made towards me.

Mr. Poindexter then rose and said: The disclaimer made by the gentleman from Massachusetts calls for further explanation from me. In reply to what I deemed a personal allusion, towards

myself, from the honorable senator, I used expressions which, if such was not intended, might appear harsh, and a violation of the respect which ought to be preserved between members of the honorable body. Feeling from the explanation which has been given by the honorable senator, that its purpose was not to offer me any personal insult, or to wound my sensibility as an individual, I take this occasion voluntarily, and with great pleasure, to retract the offensive expressions, hastily used, under the impulse of the moment; and I tender my hand to the honorable senator with perfect freedom and cordiality.

**Evening session.** A private bill being passed—  
On motion of Mr. Dudley, the senate then proceeded to the consideration of executive business.

When the doors were re-opened, Mr. Clay was found speaking. He was engaged in expressing his approbation of the conduct of the president *pro tem.* of this body. The present, he said, had been a very arduous session. He should not have voted for the present presiding officer, had he been present when he was elected; nor did he mean to say what would be his vote, if the election were now to be made. But he gave with great pleasure, his testimony in favor of the faithful and able and impartial manner in which that officer had performed his duty. He concluded with asking leave to present the following resolution:

**Resolved,** That the thanks of the senate be presented to the hon. Hugh L. White, for the dignity, ability, and impartiality, with which he has discharged the duties of president *pro tem.* of the senate.

The resolution was then considered, and unanimously adopted.

**Late in the course of the evening—**

Mr. Poindexter moved that when the senate adjourns, it adjourn to meet at 10 o'clock to-morrow; and asked for the yeas and nays, which were taken as follows:

**YEAS—**Messrs. Bibb, Black, Buckner, Clay, Dickerson, Holmes, Johnston, Moore, Poindexter, Robbins, Tyler, Wagaman.—12.

**NAYS—**Messrs. Benton, Chambers, Dallas, Dudley, Ewing, Foot, Frelinghuysen, Grundy, Hendricks, Hill, Kane, Knight, Naudain, Robinson, Wright, Seymour, Sprague, Tipson, Tomlinson, Webster, Wilkins, Wright, White.—23.

**In the course of the evening—**

A bill from the house of representatives for making appropriations for building light houses, &c. was read a first time, and on the question that it be now read a second time,

Mr. Grundy objected and the motion requiring by rule the unanimous consent of the senate, the bill was of course rejected.

On motion of Mr. Foot, the resolution offered by him some days ago, calling upon the secretary of war to furnish a plan for equalizing the pay of the army, was taken up and agreed to.

The chair communicated a message from the president of the United States, communicating information respecting the consular establishments of the U. States; which was ordered to be printed.

The senate spent about three hours in the consideration of executive business.

Several attempts were made to induce the senate to take up the bill for the relief of the heirs of Matthew Lyon, but the senate refused to consider it.

About half past 4 o'clock, a committee on the part of the senate was appointed to join such committee as the house might appoint, to wait on the president, and inform him that the two houses were ready to adjourn.

The house having appointed a committee, the joint committee waited on the president, and returned with an answer that he had no further communication to make; whereupon,

Mr. King moved that the senate then adjourn, *sine die.*  
Mr. White, (president *pro tem.*) then rose and addressed the senate to the following effect:

Before the presiding officer leaves the chair, he is desirous of saying a few words.

We met under circumstances calculated to induce us to believe that matters of high excitement would arise during our session here. It was by the will of the majority of this body that I was placed in the chair, to preside over your deliberations. I looked upon the high honor thus conferred to be but temporary; for could I then have foreseen that I was to act in this capacity till now, most certainly my distrust of my experience would have induced me to shrink from undertaking the task.

The duties of the chair are at all times arduous, but the more particularly so, when topics of high interest and importance are under discussion. My experience, however, has convinced me that under these circumstances, the presiding officer may have a pleasant task to perform, when every member submits himself to be guided by the rules of this body, instead of having a law for himself.

I take pleasure in stating that during the whole course of the session, no act has been done by any one member, and no single expression has reached my ear, calculated to give pain to the presiding officer. In the discharge of the duties confided to me, I have had the misfortune to injure or to wound the feelings of any individual, I trust he will do me the justice to believe that it has happened without any intention on my part. I have endeavored to act impartially towards every member of this body; and I would have them to bear in mind, that if, during the arduous duties I have had to perform, and amidst all the excitement that has attended any thing the order has been preserved, it must be attributed more to the kindness and cour-

tesy of senators towards the presiding officer, than to the capacity which he was able to bring to the duties assigned him. It is not probable, in the course of human events, that we can all ever assemble in this chamber. I shall, after putting the question, take a farewell of all who are here present; and I feel regret that I cannot exchange good wishes with those who are absent; hoping that it may be our good fortune all to meet again.

The president then put the question on adjournment; which was carried *unanimously.*

The senate then, at 3 o'clock, [A. M.] adjourned *sine die.*

#### HOUSE OF REPRESENTATIVES.

**Proceedings of Thursday Feb. 25, continued—Evening session.**  
Among various senate bills which received their first reading, the house took up a joint resolution from the senate, suspending the rule which forbids the sending of bills from one house to the other on the three last days of the session, so far as to allow them to be sent on Friday and Saturday.

Mr. Adams moved to amend it by extending the suspension also to the rule which prohibits bills to be sent to the president on the last day.

Mr. Wickliffe wished to limit the effect of the suspension to the ordinary appropriation bills only.

After a desultory conversation, in which Messrs. Adams, Taylor, Wickliffe and Edwards, each part, the amendment was made specific, by enumerating certain bills to be excepted.

Mr. Hoffman supported the amendments of Mr. Wickliffe, and protested against consuming the morning of Sunday in legislation.

Mr. Irvin hoped the land bill would be included, and Mr. Newton, the light-house bill.

Mr. Davis of Miss. Mr. Cambreleng, and Mr. Adams, opposed the limitation proposed by Mr. Wickliffe.

Mr. Fulton moved to lay the whole subject on the table; but this was negatived.

Mr. Wickliffe's amendment was then rejected, and that proposed by Mr. Adams was agreed to.

Mr. Wickliffe then proposed that each house be adjourned by the presiding officers, except on Saturday night, at 12 o'clock.

Mr. Stewart moved the previous question on this motion, which was seconded—yeas 69, nays 40.

The joint resolution, as amended, was then ordered to be read a third time.

The house then resumed the orders of the day, being the bill further providing for the collection of the revenues when

Mr. Craig of Georgia, took the floor, and after putting to occupy it in a speech in support of the bill, and in reply to Mr. McDuffie's argument of the morning.

Mr. Foster, of Georgia, succeeded, and spoke with very great force and animation, in opposition to the bill.

Mr. Daniel, of Kentucky, next addressed the house, and did not resume his seat until a quarter before twelve o'clock; when Mr. Craig, of Virginia, after some previous remarks, addressed the previous question; but withdrew his motion at the request of Mr. Carson, of N. C. who, under a promise to renew the motion, made an explanation in reference to something which had been said by Mr. Daniel. He then, according to promise, renewed the motion for the previous question.

Mr. Lewis moved an adjournment. The motion was negatively decided.

Mr. Clayton wished Mr. Craig to withdraw his motion for the previous question, to allow him to explain; but Mr. Craig declining to do so,

Mr. Wickliffe said he had an amendment or two to offer. He was called to order, as the motion for the previous question was not debatable.

The demand for the previous question was seconded—yeas 103.

The previous question was then put, as follows: "Shall the main question now be put?"

A call of the house was moved, but negatived.

The previous question was then carried by yeas and nays, as follows—yeas 110, nays 44.

As the house determined that the main question should now be put.

The main question was accordingly put—"Shall the bill be ordered to be engrossed and read a third time?" and determined as follows:

**YEAS—**Messrs. Adams, Chilton, Allan, H. Allen, Anderson, Appleton, Ashley, Banks, N. Barber, Barniger, Barstow, J. C. Bates, James Bates, Beardsley, Bell, Berger, James Blair, John Blair, Boon, Bouck, Briggs, Brodhead, J. C. Brudhead, Bucher, Bullard, Cambreleng, Carr, Chandler, E. Cooke, B. Cooke, Corwin, Craig, Craze, Crawford, Creighton, J. Davis, Dayan, Dearborn, Denny, Dickson, Donibreday, Draper, Geo. Evans, Joshua Evans, Edward Everett, Horace Everett, Findlay, Fitzgerald, Ford, Grennell, William Hall, Hildall Hall, Harpe, Hawkins, Heister, Hodges, Hoffman, Hogan, Holland, Horn, Howard, Hubbard, Huntington, Iredell, Irvin, Isack, Jarvis, Richard Johnson, Joseph Johnson, Kavanaugh, Kendall, Kennon, J. King, Henry King, Lansing, Leavitt, Lecompte, Letcher, Lyon, Mann, Marshall, Maxwell, Wm. McCoy, McIntire, McKay, McKennan, Mercer, Milligan, Mitchell, Mulhengen, Nelson, Newton, Pearce, Pendleton, Pierson, Pitcher, Folk, Fotis, J. Reed, E. C. Reed, Russel, Sewell, Slade, Smith, Southard, Speight, Standish, Stephens, Storer, Strong, Sumner, Swanwick, Thomas, P. Thomas, John Thomson, Tompkins, Tracy, Verplanck,

Ward, Wardwell, Walmouth, Wayne, Wilkin, Elisha Whittlesey, Camp, P. White, Edward D. White, Worthington, Young—126.

**NAVY**—Messrs. Alexander, R. Allen, Archer, Arnold, Barnwell, Bouldin, Carson, 3dmo, Claiborne, Clayton, Coke, Conant, Conroy, Dana, Davidson, W. R. Davis, Felder, Foster, Gordon, Gilfilla, Thomas H. Hall, Lewis, Ma-no, Robert McCoy, Newman, Nuckolls, Patton, Plummer, Roane, Root, W. Thompson, Wheeler, Wickliffe—31.

Mr. Bell moved that the bill have its third reading now.

Mr. Carson remonstrated, and proposed to morrow.

Mr. Lewis demanded the yeas and nays. Mr. Gordon opposed the third reading at this time, on account of the absence of many gentlemen who wished to record their names against it. He wished, himself, to offer some remarks upon the bill.

Mr. Davis, of S. C. said he had been anxious to have addressed the house, and would, if it were the wish of the house, occupy about twenty minutes. But he could not ask it. Were he a mere demagogue, he would wish no greater advantage than to have the bill thus driven through the house.

Mr. Foster moved an adjournment; but withdrew his motion. Mr. Ward said a few words, proposing a course to be adopted. Mr. Wickliffe said he never had known the previous question called on a bill which had never been read, either in the house or in committee.

Mr. Letcher remonstrated against proceeding at this time, as the bill was completed in the power of the house, and its passage could not be prevented.

Mr. Coulter hoped those opposed to the bill would commit it into the hands of the majority. It was plain that the bill must pass. He should have liked to address a few remarks to the house—but he was not solicitous on the subject—because there was another way of reaching the public than by speeches in that hall.

Mr. Carson said he should resign the bill to the majority. Mr. Polk thought it would be better to delay the third reading of the bill until the house was fuller.

Mr. Bouldin said there could be no need to postpone, unless those opposed to the bill could be heard. He had no other word to say, whether the bill pass to-night or to morrow: was the same thing to the part of the country he represented; but he ought to be allowed to declare his sentiments before it became a law.

Mr. Beardsley pressed the question to-night: the house had no time to hear further debate.

Mr. Craig said he was conscientious in voting for the bill; but he should do so without knowing how his constituents viewed it.

Mr. Lyon thought it would be better to read the bill now; and he would, in the morning, move the previous question; when all would record their votes.

Mr. Coke said the indications of the will of the house that the bill should pass without hearing the views of the minority were so decided that he should not oppose it: but he should prefer delivering his views.

Mr. Polk inquired whether, if the bill should be ordered to the third reading, and then the previous question should be called, the bill would be the first order in the morning?

The *clerk* replied in the affirmative.

Mr. Foster moved an adjournment: which was negatived without a count.

The question was at length put on deferring the reading of the bill until to-morrow, and decided in the negative, without a count.

The question was thereupon put, on reading the bill now. Mr. Beardsley moved the previous question: and it was seconded.

Mr. Foster asked the yeas and nays.

Mr. Wickliffe inquired whether the speaker could recognize the motion for the previous question as in order, before the bill had ever been read at all?

The speaker referred to the journal to prove that the bill had been twice read.

The *clerk* then inquired whether any member wished the reading of the bill if they did it should be read.

Mr. Wickliffe again made his question of order, and insisted that the previous question could not have been in order till the bill had been read through, as the house had ordered.

The *clerk* decided that the bill must first be read. It was then read through at the *clerk's* table.

[It was now one o'clock in the morning.]

The question being propounded on the passage of the bill. Mr. Beardsley moved the previous question—it was seconded, put and carried by yeas and nays, as follows: yeas 111, nays 40.

The house then adjourned at about half past one.

**Friday, March 1.** After some minor business—Mr. Verplanck, under instruction from the committee of ways and means, made the following report:

The committee of ways and means report: That, among the subjects referred to the committee of ways and means, at an early period of the session, were the transactions of the bank of the United States, in relation to the payment of a portion of the public debt; and the inquiry into the present pecuniary and financial state and management of the institution.

The arrangement made by the bank for a temporary postponement, with the consent of the holders, of the payment of five

millions of the three per cent. debt, being now substantially closed by the surrender to the government of the certificates of stock, except for a small amount, and the whole debt itself having been liquidated, so far as respects the government, at an earlier period than it is probable it would otherwise have been, this question seems no longer to present any important or practical object of inquiry, or to call for or admit any action of congress upon it.

The committee have examined several of the directors on this subject, as well as upon other points connected with the management of the institution. Their testimony is herewith published, and the committee specially refer to the evidence of Messrs. Bevan and Mr. Eyrice as explanatory of the history and motives of this transaction.

It is due, however, to the government to express the opinion, that, in the arrangement made by the bank agent in England for the purchase of the three per cent. stock, and the detention of the certificates, (which measures were afterwards disclaimed by the bank,) the bank exceeded its legitimate authority, and that this proceeding had no sufficient warrant in the correspondence of the secretary of the treasury.

The inquiry into the present condition of the bank, the general character of its business, and the soundness of its capital, is a subject of much greater interest and importance, since it involves not only the question of the safety of the public deposits, but the large amount of the funds held by government, and the still more momentous considerations of the soundness of a large portion of our currency, and the consequent security or insecurity of the domestic exchanges and commerce of the country.

The president, in his message to congress, at the opening of the present session, informed them, "that such measures as were within the reach of the secretary of the treasury had been taken to enable him to judge whether the present condition of the bank of the United States were entirely safe; but, as his limited power might prove insufficient to that object," the president recommended the subject to congress, as particularly worthy of their investigation.

Since that period, the report of the agent appointed by government for this examination, has been communicated to congress, and referred to its committees. The committee of ways and means have also received from the directors of the bank a report on the principal points of its administration and its present state, prepared by the exchange committee of the bank, and adopted by the board of directors.

The importance of the statements and results, contained in that report, induced the committee of ways and means, in the course of the examination of the directors composing the exchange committee, to require their attestation under oath, to the facts and statements of that paper, as distinguished from its opinions and arguments. This was done very fully. The same, and other directors, (two of whom had heretofore been government directors, one under the present, and one under two former administrations), in reply to various interrogatories, stated, as will be seen in the evidence herewith submitted, that, at the command of the board of directors, or any member of it, for distinctly knowing the operations of the several branches, and the character of the paper discounted at them, together with their own opinion, drawn from these sources, of the general safety of such paper.

The committee of ways and means have to regret that the constant and daily pressure of the various duties which have devolved upon them, during this short and laborious session, did not permit a more full examination into the concerns of the institution. If, however, in the entire absence of any evidence calculated to refute, or in any way, impeach, that which is before the committee, the statements and opinions of the treasury agent, selected by the treasury to examine the condition of the bank; of several of the present directors, men of character and intelligence, long conversant with accounts and banking business; and the returns of the bank itself, and of the members of its principal committee, attested to under oath; if all these can be relied upon, as furnishing satisfactory information on the present state and pecuniary means of the institution, the following results will appear:

First. The directors of the bank at Philadelphia receive from the boards of their branches frequent, regular and minute returns of the business as they are discounted by the cashiers, and with the separate correspondence of the cashiers of several branches, afford such information of all the business of those branches as to enable the board of the mother bank, or any single director who may wish to inquire into it, to ascertain the character of the business of those branches; as, for instance, whether the mass of paper discounted be founded on ordinary commercial transactions, and to be paid from the proceeds when at maturity; or whether the any considerable proportion of it consists of what is called accommodation paper, regularly renewed. They can know, in like manner, whether the domestic bills of exchange, purchased at the branches, arise out of business transactions, and to be paid when at maturity, or whether they are mere accommodation paper in another form, to be repeatedly renewed by drawing and re-drawing on the bank.

Second. The returns together with the reports of the boards of the several branches, upon whose character and judgment they place great reliance, form the ground upon which the directors have stated, under oath, their full confidence that the mass of paper discounted by the bank and its branches, and detailed as *acres debt* in their statement, is safe. On this, they

believe, no serious loss need be apprehended. The dishonored paper held by the bank is stated to be returned as doubtful or suspended paper, and to be estimated, not at its nominal, but at its presumed actual value. The real estate of the bank is, in like manner, valued, not at cost, but on estimates founded on frequently renewed appraisals of the probable market value. They depose that, to the best of their knowledge and belief, the whole amount, with inconsiderable exceptions, if any, of domestic bills of exchange purchased by the bank and its offices, is regular business paper, founded upon the agricultural exports and commercial imports of the country; and that by far the greatest portion (probably nine tenths) of the notes accounted for is of the same character. They also depose, with much confidence, that most of their accommodation notes are well secured, and form, in fact, the safest investment of the bank.

The inquiries respecting the amount of accommodation paper were made to ascertain the character of the general business transactions of the bank; and not because the committee believed that accommodation paper, disseminated to a great extent, would necessarily endanger the solidity of any moneyed institution. Such paper may frequently be as safe, and such loans as useful, as any. But it is certain, that when moneyed institutions are in a hollow and unsound state, it commonly arises from the capital having been invested in doubtful paper of this description. The very fact, therefore, of the discounts of a bank being principally applied to the ordinary business of an active commercial community, will show, that, allowing for only ordinary judgment and integrity in the selection of such paper, nothing short of some general overthrow of mercantile credit will produce material loss.

*Third.* In general corroboration of their statements on this point, as well as of their opinions of the security of the bank debt, the directors appeal, 1st, to the fact of the great fluctuation of the exchange of bills, at the same points, at different periods, corresponding with the periods of the shipments of agricultural produce in the west; as, for instance, at Nashville, within three months in 1831, from \$355,000 to \$1,063,000. And again, at the same place, in 1832, within about half a year, from \$2,750,000 down to \$503,000. 2d, That of the easy reduction, during the last year, of about one-eighth of the whole amount of the bank debt throughout the union, and especially in the amount reduced in the western offices. 3d, To the very small amount of losses which have occurred for some time past in those offices, and to the facility with which, in addition to the aggregate reduction of loans there, a very considerable proportion of the local debt, on promissory notes, has been converted into the more secure and manageable form of domestic bills of exchange.

If these statements, and this evidence, can be relied upon, the available and secure resources of the bank amounted, on the first of January last, to eighty million eight hundred and sixty-five thousand dollars, whilst all the claims against it, for bills, debts and deposits, including those of the government, and for the redemption of the public debt, were but \$7,500,000, leaving above forty-three millions as a guarantee to the nation against any losses. For as the whole amount of debts and deposits must be paid before the stockholders, the whole capital and the surplus must be considered as a pledge for the debts due to individuals and the government. As the capital consists of thirty-five millions of dollars, it would appear, from this statement, that the bank had earned, and then possessed, a surplus of forty-three per cent. above the amount of its capital. Whether this surplus could or could not be realized, at a final winding up of the bank, is a subject only interesting to the buyers, sellers, and holders of stock. The single point of view in which it is important to the nation, is in regard to its bearing on the healthy state of the bank, and the consequent safety of the public deposits, and the sound state of the currency. For those objects, it is sufficient to inquire, whether this surplus does or does not afford a sufficient guarantee that the original capital of \$25,000,000 is unimpaired.

The whole amount of bills and paper held by the bank, on the 1st January last, was \$61,695,000; of which \$2,216,000 is stated to be the local debt of the western states, leaving \$59,479,000 as the debt of the Atlantic commercial cities, and that in the shape of domestic bills, bills of exchange, and the interior. There seems no reason to doubt that the paper of the description last mentioned, is of the same general character as that of other city banks, managed with ordinary discretion. Now, it is well known, that, in our great cities, business paper is constantly guaranteed by commercial houses of prudence, stability and wealth, for a *del credere* commission of two and a half per cent. On much of the better class of paper, and in some of our northern cities, upon most of it, the ordinary charge is much less; but a great proportion of loss than this ought certainly not to occur in a well managed city bank, where the judgment and information of a board of directors is combined with that of its officers. In point of fact, it is believed that two and a half per cent. on their discounted paper actually exceeds the losses of prudently managed institutions in our cities. But, allowing the loss on the Atlantic and western debt, to reach four times that amount, say ten per cent. then \$5,700,000 of the surplus, would be an ample guarantee against such loss. This would leave \$2,680,000 as a surplus, which would meet the loss of about one-third of the local western debt, without impairing the original capital of the bank.

The committee do not mean to be understood as asserting their belief that the western debt is more hazardous than that

in any other part of the union. The bank directors express their conviction that it is not so; and the agent appointed by the treasury does not hesitate to say, "that he considers that debt in a safe and wholesome state, and that a greater amount of loan need not be apprehended from it, than from a similar mass distributed in the cities of the Atlantic frontier." But this estimation has been made, because the extent of the western transactions of the bank has been mentioned as one of the subjects peculiarly calling for investigation.

These general views of the situation of the bank, and the consequent safety of its depositors and bill holders derive strong confirmation from the fact of the bank possession of the specie in the country which is held by the bank. It appears from official documents of unquestionable authority, that the specie, actually in the vaults of the bank of the United States, is within one-tenth of the amount held by all the other banks in the union, whilst its circulation of paper is but one-fourth of the aggregate of theirs. In other words; the bank of the United States has above nine millions of specie, with a circulation of notes to the amount of seventeen millions and a half, whilst the aggregate of all the other banks, with specie in their vaults, but a little above ten millions, have a circulation of sixty-eight millions of bank paper.

If, then, the evidence herewith submitted, can be relied upon, which it is for the house to judge of, there can be no doubt of the soundness of the whole bank system, after meeting all demands upon it, either by its bill holders of the government; and such is the opinion of the committee, who feel great confidence in the well known character and intelligence of the directors whose testimony supports the facts above stated.

The committee conclude by respectfully recommending the adoption of the following resolution:

"Resolved, That the government deposits may, in the opinion of the house, be safely continued in the bank of the United States."

The report was accompanied by sundry documents.

Mr. *Watmough* moved the printing of 10,000 extra copies of the report and documents; which was agreed to, (Mr. *Horn*, who had objected to the motion, having withdrawn his objection).

Mr. *Polk* then made a report from the minority (three members of the committee, of which the same number was ordered to be printed).

Mr. *Daniel*, from the select committee to which was referred so much of the president's message as related to the exercise of doubtful powers, made a verbal report, stating that there was not a single point on which the committee could agree; and he had therefore been directed to move that the committee be discharged from the further consideration of the subject; which was, after some joocular conversation, agreed to.

The question recurring on the motion heretofore made, to print the report from the minority of the committee on manufactures.

Mr. *Adams* said that he should have been glad to have made some reply to the remarks of Mr. *Harrison*, merely to satisfy the doubts that there had been no unfairness on the part of the minority. The report was not a speech, as the gentlemen had intimated, but a report, signed by those members who had agreed to it. But on account of the precociousness of time, he should be content with having the question taken by yeas and nays.

Mr. *Hoffman* concurred. He had merely meant to say that the paper, though in the form of a report, was, in fact, little different from a speech.

Mr. *Barbour* said that though there was scarcely a position in the report to which he agreed, he hoped it would be printed.

The yeas and nays were then taken, and the printing was ordered—yeas 93, nays 58.

The bill from the senate farther to provide for the collection of the duties on imports came up on its final passage, (the previous question thereon having been last night ordered).

The question was decided as follows:

YEAS—Messrs. Adams, Clifton Allan, Herman Allen, Allison, Anderson, Appleton, Armstrong, Ashley, Banks, Noyes Barber, Barringer, Barstow, Isaac C. Bates, Jas. Bates, Bendersly, Bell, Bergen, Bethune, James Blair, John Blair, Bouck, Briggs, John Brodhead, John C. Brodhead, Buger, Bullard, Burr, Hodge, Cabot, Cambreling, Charles Chandler, Chouteau, Collier, Eleutherus Cooke, Bates Cooke, Corwin, Craig, Crane, Crawford, Creighton, John Davis, Dearborn, Dennis, Dewart, Dickson, Doubleday, Drayton, Draper, Ellsworth, Geo. Evans, Joshua Evans, Edward Everett, Hoace Everett, Findlay, Fitzgerald, Ford, Gilmore, Greenwell, William Hall, Hiland Hall, Harper, Hawkins, Heister, Hodges, Hoffman, Hoggan, Holland, Horn, Reed, John Hubbard, James C. Hudson, Inghel, Irwin, Isaacs, Jarvis, Jenifer, Richard M. Johnson, Joseph Johnson, Kavanaugh, Kendall, Adam King, John King, Henry King, Kerr, Lansing, Leavitt, Leconte, Leitch, Lyon, Mann, Marshall, Maxwell, McCarty, William McCoy, McIntire, McKay, McKean, Mercer, Milligan, Mitchell, Mühlenberg, Nelson, Newton Pearce, Pendleton, Pierson, Pitelner, Polk, Potts, Randall, John Reed, Edward Ross, Samuel Seaman, Sewall, Small, W. H. Shepard, Aug. H. Shepperd, Slade, Smith, Soule, Speight, Standiford, Stephens, Steuart, Sutherland, Taylor, Francis Thomas, Philemon Thomas, John Thomson, Tompkins, Tracy, Verplanck, Vinton, Ward, Wardwell, Washington, Wainwright, Wayne, Wilkin, Eliza White, Whitteley, Fredrick Whitteley, Camp, White, Edward D. White, Williams, Worthington, Young—143.

**YAYS**—Messrs. Alexander, Robert Allen, Archer, Arnold, Babcock, John S. Barbour, Harwell, Bouldin, Carson, Chinn, Claiborne, Clay, Clayton, Coke, Conner, Cooper, Coulter, Daniel, Davenport, Warren R. Davis, Felder, Foster, Gaither, Gordon, Griffin, Thomas H. Hall, Hives, Hughes, Cave Johnson, Lamar, Lewis, Mardin, Mason, McDuffie, Newman, Nickolls, Patton, Plummer, Rouse, Rosine, Root, Stanberry, W. Thompson, Weeks, Wheeler, Wickliffe, Wilde—48.

So the bill was finally passed.

The question being on its title,

Mr. McDuffie said that he rose to perform a solemn duty. The house was about to destroy the rights of the states—was about to bury the constitution; he asked the poor privilege of writing its epitaph. He then offered an amendment to the title of the bill, by striking out its present title, and inserting the following in lieu thereof:—"In act to subvert the sovereignty of the states of this union, to establish a consolidated government, without limitation of powers, and to make the civil subordinate to the military power."

Mr. Wayne moved to lay the amendment upon the table.

The chair said the motion was not in order.

Mr. Sprick demanded the previous question, and the call was seconded by the house.

The yeas and nays were thereupon ordered, and being taken, stood as follows: yeas 150, nays 25.

So the house determined that the main question should now be put.

The main question was on agreeing to the title of the bill as it came from the senate, Mr. McDuffie's proposed amendment having been cut off by the affirmative vote upon the previous question.]

The question was accordingly put and carried; and, in the same shape in which it passed the senate, the bill was returned to that body.

The speaker then proceeded to call the orders of the day; and

The bill concerning the Virginia military land warrants there reached, Mr. Russel withdrew the amendment he offered there to some days ago, and the bill was ordered to a third reading.

The bill to establish the territory of Wisconsin, and the bill authorising a subscription to an edition of the laws of the United States, were severally ordered to lie on the table.

Among the business attended to was the following:

Mr. Wickliffe, from the committee on the public lands, reported the following resolution, which was read and agreed to, viz:

**Resolved**, That the clerk of this house continue the compilation of the land laws from the year 1827, to the end of the present session of congress, in conformity with the resolutions of 1st March, 1826, and 6th February, 1827.

The speaker laid before the house a letter from the secretary of the treasury, transmitting an abstract of the official encumbrances and expenditures for the year 1832, of the officers of the customs; which brief and abstract were laid on the table.

The speaker laid before the house a letter from the secretary of the treasury, transmitting a report of the director of the mint of the assays of foreign coins in the year 1832; which letter and report were laid on the table.

On motion of Mr. C. P. White,

**Resolved**, That the director of the mint of the United States be requested to communicate to this house, at the commencement of the next session of congress, such amendment to the existing laws, governing and regulating the mint, as he may deem necessary to the efficiency of that institution.

Mr. Boon submitted the following resolution, which was read and laid on the table, viz:

**Resolved**, That the secretary of the treasury be directed to communicate to this house, as early as practicable, the amount of T. Canby's defalcation on his first bond, as receiver of public moneys at Crawfordville, Indiana, at the time of his entering into a second bond as receiver, and also the amount of money received by said Canby, after the date of the order for his removal from office.

**Resolved, further**, That the secretary of the treasury be directed to communicate to this house, whether said Canby, late receiver as aforesaid, has not entered lands to a considerable amount, in his own name and that of others, with the public moneys by him received; which lands yet remain unpatented; the purchase money of which go to swell the amount of his defalcation, now in progress of collection against his coheiries.

All the succeeding orders of the day were then, by successive motions by Mr. Wickliffe, postponed to to-morrow, until the last bill was reached; when, on motion of Mr. W.

The house resolved itself into a committee of the whole on the state of the union, the speaker calling Mr. Polk to the chair.

Mr. Verplanck moved that the committee take up some appropriation bills, but the motion was negatived; and then, by a decisive majority, took up the bill, from the senate to distribute the proceeds of the public lands, in committee of the whole.

An amendment was offered by Mr. Duncan to set apart 20 per cent. of the value of the public land in certain of the new states, before the division of the proceeds should be made, instead of 25 per cent. as in the bill. But it was negatived.

Mr. Duncan moved an amendment, proposing to fix the minimum price of the public lands at one dollar. But it was rejected without a count.

Mr. Wickliffe moved to amend the second section thereof, by striking out the words which restrict the application of the funds accruing to the several states to three specified objects, (inter-

nal improvement, education and colonization), and to leave it to the states to apply the funds in such manner as the legislatures thereof shall direct.

The amendment was adopted, without a count.

Mr. Wickliffe also added a proviso postponing the effect of the bill, until the public debt should have been paid.

This was adopted, yeas 67, nays 42.

Mr. Plummer proposed to amend the bill so as to require the expense of surveys and sales of the public lands to be first deducted, before the distribution should be made among the states. He made a short speech in support of this motion, and

The question being put, it was negatived.

Mr. White, of Florida, moved to amend to the bill, so as to include the distribution of the land; but it was negatived without a count.

Mr. Clay, of Alabama, moved to amend the bill so as to allow the location of the granted lands in tracts of 80 acres, instead of 320 acres, as proposed in the bill.

In support of this motion, Mr. Plummer addressed the house for some time; but the motion was negatived.

Mr. Clay then moved to amend the bill, by striking out the whole bill after the enacting clause, and inserting in lieu thereof two sections, which he read.

[His amendment went to graduate the price of the lands, diminishing it in proportion to the time they had been in market, and remained un-sold.]

Mr. Sprick now moved a recess, but the motion was negatived—yeas 80, nays 86.

Mr. Clay then commenced a speech, in explanation and support of the plan he had proposed. Having proceeded about an hour, he gave way to

Mr. Mardis, who moved a recess. The motion was again negatived—yeas 11, nays 97.

Mr. Clay resumed, and having again proceeded for some time, yielded the floor to Mr. Mardis.

Mr. Duncan, who proposed that the bill be for the present laid aside. But the committee was manifestly averse to doing so, and some confusion arising,

Mr. Duncan withdrew his motion; and

Mr. Clay proceeded, and having concluded,

Mr. Mardis obtained the floor, and addressed the committee for about an hour in opposition to the bill, and in favor of the amendment proposed by Mr. Clay.

Mr. Plummer next obtained the floor; and held it until 10 o'clock, in a speech directed against the bill, and in support of the amendment. Repeated attempts were made to induce him to resume his seat, and the house was frequently in a state of extreme confusion and disorder.

Mr. Polk, who was in the chair, earnestly remonstrated, and implored the house to be mindful of its own dignity, and however anxious they might be to act upon the bill, to respect the constitutional right of the members from Mississippi to be heard.

Mr. Plummer said that when he rose, he had been prepared for interruption and insult; but should not be intimidated from the discharge of his duty.

Mr. Root called Mr. Plummer to order, as having reflected in an offensive manner upon the house.

The chair, however, pronounced him to be in order, inasmuch as he had not said that the insult to which he alluded was intended or offered by the members of the house.

Mr. Plummer having at length concluded his remarks, the question was taken on Mr. Clay's amendment, which was rejected without a count.

Mr. Clay offered it again as an additional section to the bill. It was again negatived.

Mr. Mason, of Virginia, moved an amendment, the effect of which would be, that the whole expense of survey and sale of the land, and of the salaries of all officers connected therewith, including the expense of the general land office, should be deducted before the proceeds of the land should be distributed. The amendment was also rejected, when

On motion of Mr. Wickliffe, the committee rose, and reported the bill and amendments to the house.

In the house, the amendments were read, and concurred in, with the exception of Mr. Wickliffe's proviso, which he, himself, after examination, thought ought not to be adopted, inasmuch as the contingency for which he had intended it, would not exist.

Mr. Mason again pressed the amendment he had offered in committee.

It was supported by Mr. Lewis, and opposed by Mr. Wickliffe; when

Mr. Stewart demanded the previous question, (which cuts off all pending amendments).

The demand being seconded, Mr. Mason called for the yeas and nays.

They were ordered, and the previous question was thereupon put, and carried—yeas 91, nays 46.

The main question on ordering the bill to its third reading was then agreed to.

The bill was read a third time, and the question being on its passage, it was decided by yeas and nays, as follows:

YEAS—Messrs. Adams, C. Allen, Herman Atlas, Arnold, Babcock, Banks, Noves Barber, J. S. Barbour, Barringer, Barstow, Bardsley, Briggs, Bucher, Bullard, Hurd, Eleutherus Cooke, Bates Cooke, Cooper, Corwin, Coulter, Crane, Crawford, Creighton, Daniel, J. Davis, Dearborn, Denny, Dewart, Dickson, Ellsworth, George Evans, Joshua Evans, Edward

Everett, Horace Everett, Gilmore, Grennell, Hiland Hall, Heister, Hodges, Hogan, Hughes, Huntington, Irlie, Irvin, Jenifer, J. Johnson, Kavanagh, Kendall, Kennon, Adam King, Henry King, Kerr, Leavitt, Letcher, Marshall, Maxwell, McCarty, Robt. McCoy, McKenna, Mercer, Milligan, Mulhearn, Nelson, Newton, Peters, Pennington, Pierson, Pletcher, Potts, Randolph, John Reed, Root, Russell, Aug. H. Shepperd, Slade, Smith, Southard, Stanberry, Stewart, Sutherland, Taylor, Philetus Thomas, John Thompson, Tompkins, Verplanck, Vinton, Wadwell, Washington, Watmough, Whitin, Eliza Whitteley, Fred'k Whittlesey, Edward D. White, Wickliffe, Williams.

**NAVY.**—Messrs. Alexander, Archer, Ashley, Barnwell, Bethune, John Blair, Boon, Cumberlege, Carr, Chiles, Claiborne, Clay, Coke, Duncan, Felder, Gordon, Griffin, William Hall, Hawkins, Horn, Isaacs, Jarvis, Richard M. Johnson, Leconte, Lewis, Lyon, Mardis, Mason, Wm. McCoy, McInture, McKay, Plummer, Roane, Sewall, Standiford, Wiley Thompson, Ward, Camp, F. White, Worthington—40.

So the bill was passed, and returned to the senate.

[It was now near 11 o'clock; when]

On motion of Mr. Verplanck, the house went into committee of the whole on the state of the union, Mr. Taylor in the chair, and took up the harbor bill.

[Making appropriations for carrying on certain works heretofore commenced for the improvement of harbors and rivers, and also for counting and repairing the Cumberland road and certain territorial roads.]

Mr. Coke moved that the committee rise, believing the house to be too much exhausted to proceed.

The motion was promptly negatived, and the committee proceeded to read and amend the bill.

The most important of the amendments was an item of \$25,000 for the continuation of surveys under the act of 1824, and \$34,000 for the repairs of the Cumberland road in Virginia.

Various attempts were made to insert provisions in this bill for new surveys, and the commencement of new works, but they were all promptly rejected.

The bill was then laid aside, and the committee took up the general appropriation bill, for the expenses of government for the year 1855.

On motion of Mr. Everett, items were added to provide for arranging the papers in the state department, and making an index to the whole of them. Also for completing the publication of the diplomatic correspondence, and the printing of the last census.

On the subject of the expenses of the general land office, Mr. Wickliffe said that the committee on the public lands had not been able for want of time to complete the investigation of the concerns of that department. But from the progress they had made in it, he was fully convinced that the commissioner had made an improper application of the funds placed in his hands.

Mr. Verplanck proposed an item to cover certain arrearages which had improperly accrued in the land office. He did it with great reluctance, and merely because the United States must of course pay debts contracted by its authority. But the expenditure had the decided disapprobation of the committee of ways and means.

Mr. Wickliffe concurred in this sentiment, and hoped that this instance might prove a warning to all subordinate officers in the government, against exceeding the limit of the expenses they were authorized to incur.

A good deal of discussion was had in respect to extra clerks in that department, and the great amount of its contingencies.

Mr. Verplanck proposed an allowance of \$34,000 for extra clerk hire in the post office department; which was promptly negatived; \$65,000 was provided for completing the survey of the Chesapeake land; 16,000 for the Creek cession, and 80,000 for that of the Chickasaws.

Items were inserted for continuing the printing of the public documents—for 250 copies of the debates of the old congress; and 2,000 copies of Cobb's Manual.

Mr. Washington moved to insert an item of \$250,000 to enable the corporation of Washington to pay up its subscription to the stock of the Chesapeake and Ohio canal. This amendment was negatived with the understanding that it was to be renewed in the house.

The bill was then laid aside, and the committee took up a bill appointing a clerk to sign the name of the president to land warrants, which was agreed without amendment; and the committee rose, and reported the bill to the house; and [a little after one o'clock in the morning]—the house adjourned.

[An error occurred in the copy from which we printed the yeas and nays in the house of representatives on the passage of the bill for modifying the tariff, Mr. Arnold, of Tennessee, who voted against the bill, being set down as voting for it.]

[*Not Intel.*]

**Saturday, March 2.** The resolution reported by the committee of ways and means, expressive of the opinion that the government deposits might, with safety, be continued to be deposited in the bank of the United States, coming up for the action of the house;

Mr. Polk delivered a vehement speech, in opposition to its adoption. He was followed by Mr. Ingersoll, in support of the resolution.

Mr. Boon moved the orders of the day, the motion was negatived—yeas 51, nays 65.

Mr. Ingersoll, thereupon referring to the pressure of business and the impatience of the house, moved the previous question, he, however withdrew his motion at the request of

Mr. McInglife, who replied to Mr. Polk, and briefly, but ardently advocated the resolution. He concluded by moving (according to his promise to Mr. Ingersoll) the previous question.

Mr. Wayne requested him to withdraw it. He referred the gentleman to Mr. Ingersoll, but while these gentlemen were conversing on the subject,

Mr. Whittlesey rose, and after a word or two moved the previous question.

Mr. Patton moved to lay the resolution on the table.

On this motion Mr. Polk demanded the yeas and nays.

Mr. Wayne remonstrated, and believed that the motion of Mr. Whittlesey had been out of time, and out of order.

The chair deciding otherwise,

Mr. Wayne submitted.

The question was then put on Mr. Patton's motion to lay the resolution on the table, and decided by yeas and nays—yeas 79, nays 96.

So the house refused to lay on the table.

The question then recurred on the motion of Mr. Whittlesey for the previous question.

The motion was seconded by the house—yeas 86, nays 30.

The previous question was then put and carried, and the main question, on the adoption of the resolution, was decided by yeas and nays—yeas 110, nays 46. So the house

Resolved, That the government deposits may, in the opinion of the house, be safely continued in the bank of the United States.

The house then took up the general appropriation bill, with the amendments reported from the committee of the whole.

Some desultory debate occurred on one or two of the items—particularly on an amendment offered by Mr. E. Everett, to extend the framing privilege to members of the committee on the period of sixty days before their entering congress, in the first day of the congress succeeding. This amendment was agreed to. The item of \$34,000 for extra clerk hire in the post office department, produced a somewhat sharp debate, in which Messrs. Whittlesey and Wickliffe opposed, and Messrs. Conner and R. M. Johnson defended and supported the amendment. A letter of the late post master general was read and after some desultory conversation on a few amendments of minor importance,

Mr. Hubbard demanded the previous question; which was seconded, out, and carried; and the bill was then ordered to its third reading.

The house then took a recess from 4 to 6 o'clock.

**The evening session.** The house was occupied in reading a third time and passing some of the appropriation bills, &c.

A joint resolution, with an amendment, in which some, extending the interpretation of the pension law, occasioned some debate. Mr. Wickliffe opposed the resolution, and moved to lay it on the table, but withdrew his motion for Mr. Hubbard to explain.

Mr. Wickliffe farther opposed, and Mr. Davis, of Massachusetts, advocated the resolution, insisting that pensions ought to run not only to the proclamation of peace, but till the day of the disbanding of the revolutionary army. (Sept. 1783).

The question being taken on laying the resolution on the table, it was decided in the negative—yeas 64, nays 73.

The senate's amendment was then concurred in.

The appropriation bill for the engineer and ordinance departments was amended, and then ordered to its third reading. A bill increasing the number of passengers in proportion to tonnage which vessels may bring into the United States, coming up, Mr. Jarvis moved to lay it upon the table. The motion prevailed, yeas 74.

The bill empowering the president to change the location of land offices was laid on the table.

The bill giving the assent of congress to an act of the state of Virginia, on the subject of the Cumberland road, coming up, Mr. Alexander moved to strike out the proviso retaining the jurisdiction of congress over the river.

The motion was opposed by Messrs. Finton, McKenness and Mercer, and advocated by Messrs. Mason, Alexander and Clay. Mr. Stever demanded the previous question.

Mr. Clay moved to lay the bill on the table—negatived.

The previous question was seconded, put, and carried, and the main question being put, the bill was ordered to its third reading.

The hope, on motion of Mr. Davis, of Massachusetts, went into committee of the whole on the state of the union—and after a struggle in respect to different bills proposed, took up the bill from the senate, (128), in carry into effect certain Indian treaties. It was amended, on motion of Mr. E. Everett, by adding a provision for the valuation of the buildings and improvements of the American board among the Choctaws, and the payment of the balance only. The bill was then ordered to its third reading.

The committee next took up the amendments from the senate to the general appropriation bill; among these was an item for a custom house in Baltimore, advocated by Mr. Horard, and concurred in; another for a custom house in Newburyport; another for the investment of the money received from the government of France under the late treaty, until paid over to the claimants; another moving the officers of the revenue to be appointed, as they would have been entitled to, had the tariff act of 1832 not passed; with some others, which our reporter failed to hear.



The amendments were all concurred in, and the bill ordered to be engrossed.

The committee took up the bill to explain the 18th section of the tariff law of 1832. It was amended in several respects, on motion of Mr. Cambreleng, and then ordered to its third reading.

The hardware bill was taken up and amended, on motion of Messrs. Stearns and Adams.

The bill for improving harbors and rivers in the territories, on motion of Mr. Sevier, and the light house bill, on motion of Mr. Newton, were considered in committee, amended, and ordered to a third reading.

The committee then rose, and reported the bills to the house. The bill to explain the 18th section of the tariff act, occasioned a pretty warm debate. Mr. Wickliffe in-isting on the proviso he had offered when the bill had formerly been in committee of the whole, confining the effect of the bill to goods which would have been entitled to drawback.

Messrs. Hoffman, Cambreleng and Wickliffe supported, and Mr. Davis, of Massachusetts, opposed the amendment.

The question being put, it was carried.

The bill was then ordered to its third reading—yeas 79, nays 47.

When the light house bill came to its third reading, an ardent contest arose. Mr. Lewis, of Alabama, vehemently opposed the bill, and threatened to call yeas and nays on every item of the bill.

Mr. Davis, of Mass. and Mr. Cambreleng replied, when Mr. Lewis moved to lay the bill on the table.

The yeas and nays were taken on this motion, and stood as follows:—yeas 44, nays 71.

So the house refused to lay the bill on the table.

Mr. Hoffman made various inquiries of Mr. Cambreleng in relation to the grounds on which the items had been inserted in the bill.

Mr. Cambreleng replied, and stated the strictness with which the committee of commerce had investigated each item. The amendments were all agreed to, and the bill ordered to its third reading.

[It was now two o'clock in the morning.]

Mr. Wickliffe moved to suspend the rules, to allow him to move that the house send a message to the senate, informing them that the house would adjourn at 4 o'clock *sine die*.

But the motion failed.

Mr. Lyon, of Kentucky, obtained leave to present a memorial from the legislature of that state, condemning the doctrine of nullification. The reading was dispensed with, and it was ordered to be printed.

Mr. Whittiesey moved to go into committee on various private bills, which he named. The motion was warmly opposed, but it succeeded.

Mr. Wickliffe then moved a call of the house, which motion prevailing, the house was called accordingly, when 116 members answered to their names.

Mr. Wickliffe, hoping that this number of members could be kept in the house to do business, moved to suspend the call. It was thereupon suspended.

The bills named, were then passed through committee, and reported to the house.

On motion of Mr. Howard, the following vote of thanks was passed unanimously.

Resolved, That the thanks of this house be presented to the hon. Andrew Stevenson, speaker, for the fairness, dignity, skill, and impartiality, with which he has discharged the duties of the chair, during the twenty-second congress.

Mr. Sevier moved to go into committee on three bills, for territorial objects. The yeas and nays were called, and it appeared that only ninety members answered to their names.

At a little before 5 o'clock, a motion was made to appoint a joint committee on the part of the house, to join a committee on the part of the senate, to inform the president that the two houses were ready to adjourn.

The question was put and decided in the affirmative—yeas 70, nays 19.

Mr. White, of New York, and Mr. Polk, were appointed the committee—and in a short time after, they returned and reported that the president had no further communication to make to congress.

Whereupon, on motion of Mr. Barber, the house adjourned *sine die*.

The speaker then rose, and addressed the house as follows: Gentlemen! I pray to accept my grateful acknowledgments, for this renewed expression of confidence and approbation, in the discharge of the official duties of this high office.

I receive it in the same spirit of kindness, in which I flatter myself it has been offered, and shall cherish it with feelings of profound respect and the deepest gratitude. For the last six years, it has been your pleasure, that the arduous duties of this chair should be assigned to me.

This whole period of service, has, as you well know, gentlemen, been distinguished by events, well calculated to render this station, one of more than ordinary labor and responsibility.

I have zealously and faithfully endeavored to meet this responsibility, and I hope I shall not be deemed arrogant, when I say, that I feel a proud consciousness that the duties of this high trust, have been discharged by me, with a single eye to the character and dignity of this house, the interest of my country, and my own honor.

That I have often erred, I most readily admit; but they have been errors of rule and principle, not caprice or passion; and if there has been any apparent rigor or harshness in the chair, you will do me the justice to believe, that it was unintentional and indiscriminate.

If, gentlemen, in moments of excitement and commotion; any thing unkind has occurred between myself and the individual members of the house, let me assure you it has long since passed from my memory, and been forgiven and forgotten.

I have no injuries to complain of, and no memory for them, if they existed, and I shall part with you all, this night, in the spirit of peace and good will.

Before we separate, gentlemen, will you pardon me for a moment, in offering a single suggestion?

Our councils of late have been greatly divided, and their harmony and peace disturbed.

Our country has been deeply and painfully excited, and the safety and security of the union itself threatened.

May we not all now hope that the causes of excitement are hourly subsiding, and passing off? That peace and harmony and brotherly affection, will soon shed their holy calm and blessed influences around us, and that our beloved country will again become united, peaceful and happy.

In assuming this station, some years ago, I took the liberty of then expressing to the house a sentiment which I had long cherished, and what I now seize this fit occasion of repeating from this chair. It is this: that our confederated republic can only safely exist, under the influence of wise, equal and just laws; by the ties of common interest and brotherly affection; a spirit of mutual forbearance and moderation, (collectively and individually), and by cherishing a devotion to that liberty and union, secured to us by the blood of our common fathers. These are the stable foundations upon which our liberties and free institutions can alone rest; and God grant they may be eternal. This, gentlemen, in all human probability, is the moment of comparison, with many, very many of us, forever. Is there one individual present to whose bosom a final separation from those with whom he has been so long and intimately associated, will not cast a painful and bitter pang? If there be, I confess I envy not his feelings.

You will carry with you, gentlemen, my cordial and best wishes for your individual prosperity and happiness, and I pray you to receive this my most affectionate, and possibly, last farewell.

The speaker then adjourned the house *sine die*.

House of representatives—Monday, Feb. 25. A message, in writing, was received from the president of the United States, by Mr. Donlon, his private secretary, as follows:

Washington, 25d Feb. 1853.

To the house of representatives:

I transmit herewith; for the consideration of the house, a letter from general Lafayette, to the secretary of state, with the petition which came enclosed in it of the countess d'Amburg, and Mde. de la Gorce, granddaughters of marshal comte Rochambeau, and original documents in support thereof, praying compensation for services rendered by the count to the United States during the revolutionary war; together with translations of the same. And I transmit with the same view, the petition of Messrs. de Fontaville de Jurnmont, and de Rossignol Grandmont, praying compensation for services rendered by them to the United States in the French army, and during the same war, with original papers in support thereof; all received through the same channel, together with translations of the same.

ANDREW JACKSON.

The said message with the petitions and papers accompanying the same, was referred to the committee on revolutionary claims.

#### LIST OF ACTS

Passed at the second session of the twenty-second congress.

An act to explain an act, entitled "an act to reduce the duties on coffee, tea and cocoa," passed the twentieth of May, 1830.

An act to establish a land office in the territory of Michigan.

An act to improve the condition of the non-commissioned officers and privates of the army and marine corps of the United States; and to prevent desertions.

An act making appropriations for the engineer and ordnance departments.

An act authorizing the commissioner of the general land office to lease patents to persons therein named.

An act to authorize the county commissioners for the county of Lewis, in the state of Illinois, to enter a fractional quarter section of land for a seat of justice, and for other purposes.

An act granting an additional quantity of land for the location of revolutionary bounty land warrants.

An act to amend an act, entitled "an act to alter and amend an act to set apart and dispose of certain public lands for the encouragement of the cultivation of the vine and olive," approved the 27th of February, 1831.

An act for the purchase of certain copies of Waterson & Vauzand's Statistical Tables, and to authorize a subscription for the continuation of the same.

An act to secure to mechanics and others payment for labor done, and materials furnished in the erection of buildings in the District of Columbia.

An act for the construction of a road from the Mississippi river in William Strong, on the St. Francis, in the territory of Arkansas.

An act for making Calais and Pembroke, in the state of Maine, ports of delivery.

An act making appropriations, in part, for the support of government for the year 1833, and for certain expenditures of the year 1832.

An act in addition to the act for the gradual improvement of the navy of the United States.

An act making appropriations for carrying on the fortifications of the United States during the year 1833.

An act making appropriations for the Indian department for the year 1833.

An act for the further improvement of Pennsylvania avenue.

An act to authorise the laying out and constructing a road from Lime creek to the Chatahochee, and for repairing the road on which the mail is now transported.

An act for the payment of horses and arms lost in the military service of the United States against the Indians on the frontiers of Illinois and the Michigan territory.

An act to change the names of William B. Finch and Elizabeth B. Finch, to that of William Compton Bolton and Elizabeth Bolton.

An act to amend an act, entitled "an act to grant a quantity of land to the state of Illinois, for the purpose of aiding in opening a canal to connect the waters of Illinois river with those of Lake Michigan, and to allow further time to the state of Ohio for commencing the Miami canal from Dayton to Lake Erie.

An act prescribing the mode by which patents for public lands shall be signed and executed.

An act to authorise the president of the United States to cause the public surveys to be connected with the line of demarcation between the states of Illinois and Kentucky.

An act to explain and amend the 17th and 18th sections of "an act to alter and amend the several acts imposing duties on imports," approved 14th July, 1832.

An act to improve the navigation of the Potomac river between Georgetown and Alexandria, and for other purposes.

An act to incorporate the Georgetown Free School and African Asylum, of the District of Columbia.

An act supplemental to "an act for the relief of Alexander Claxton," passed on the 25th day of May, 1830.

An act further to extend the powers of the board of canal commissioners for the improvement of the Tennessee river, in the state of Alabama.

An act making provision for the publication of the documentary history of the American revolution.

An act further to provide for the collection of duties on imports. [This is what has been called "the revenue collection bill."]

An act to revive the act entitled "an act supplementary to the several laws for the sale of public lands."

An act declaring the assent of congress to an act of the general assembly of the state of Virginia, hereinafter recited.

An act for the regulation of certain rivers in the territories of Florida and Michigan and for surveys, and for other purposes.

An act establishing a port of entry and delivery at the village of Fall River, in Massachusetts, and discontinuing the office at Dighton.

An act making appropriations to carry into effect certain Indian treaties, and for other purposes, for the year 1833.

An act to create sundry new land offices, and to alter the boundaries of other land offices of the U. States.

An act making appropriations for Indian annuities and other similar objects, for the year 1833.

An act further to extend the time for entering certain donation claims to land in the territory of Arkansas.

An act to modify the act of the 14th July, 1832, and all other acts imposing duties on imports. [This is Mr. Clay's bill.]

An act making appropriations for the revolutionary and other pensioners of the U. States for the year 1833.

An act for the more perfect defence of the frontiers.

An act granting certain city lots to the president and directors of the Georgetown college, in the District of Columbia.

An act supplementary to the act, entitled "an act for the final adjustment of land claims in Missouri."

An act to authorise the legislature of the state of Ohio to sell the land reserved for the support of religion, in the Ohio company's and John Cleves Symmes' purchases.

An act making appropriations for the naval service for the year 1833.

An act making appropriations for the erection of certain fortifications.

An act in relation to the Potomac bridge.

An act making appropriations for the civil and diplomatic expenses of government for the year 1833.

An act to amend an act, entitled "an act supplementary to the act for the relief of certain surviving officers and soldiers of the revolution."

An act authorising the removal of the office of surveyor general of public lands south of Tennessee.

An act making appropriations for the support of the army for the year 1833.

An act supplementary to an act, entitled "an act concerning a seminary of learning in the territory of Arkansas," approved 3d March, 1827.

An act to authorise the issuing of a patent or patents to Samuel Hall.

An act in addition to, and in alteration of an act, entitled "an act vesting in the corporation of the city of Washington all the rights of the Washington canal company, and for other purposes."

An act to authorise the president of the U. States to exchange certain lands belonging to the navy yard at Brooklyn for other lands contiguous thereto.

An act making appropriations for carrying on certain works heretofore commenced for the improvement of harbors and rivers, and also for continuing and repairing the Cumberland road and certain territorial roads.

An act to establish a town at St. Marks, in Florida.

An act making appropriations for the public buildings; and for other purposes.

An act authorizing an alteration in the election districts for members of the legislative council of the territory of Michigan.

An act prolonging the second session of the fifth legislative council of the territory of Michigan.

An act to authorise the governor of the territory of Arkansas to grant lands to said territory by an act of congress approved the 15th June, 1832, and for other purposes.

An act to carry into effect the convention between the United States and his majesty the king of the Two Sicilies, concluded at Naples on the 14th day of October, 1832.

An act to extend the provisions of the act of the 3rd of March, 1830, entitled "an act to prevent settlements being made on lands ceded to the United States until authorized by law."

An act to explain and amend the act to alter and amend the several acts imposing duties on imports, passed July 14, 1832, so far as relates to hardware, and certain manufactures of copper and brass and other articles.

An act for the relief of the widow and orphans of the officers and seamen who were lost in the United States schooner the Syph.

#### PRIVATE ACTS.

An act for the relief of William Tharp; James Taylor, of Kentucky; Eleanor Courts, widow of Richard Henry Courts; the mother of Fitz Henry Babbitt, late a lieutenant in the navy of the United States; Farish Carter; John D. Sloan; Enoch Williford, the heirs and legal representatives of George Hedges, deceased; Samuel Good; Adam Caplinger; Edward W. Bobbit; Newton Berryman; Joseph Gaston, of South Carolina; Raphael Paine and Elias Arnold; Algernon S. Thurston; Elizabeth Scott, assignee of Alexander Scott, jun.; Absalom Roles; James Gibbon and Sarah Price, widow of William Price, and Philip Sloughton; the heirs of Jean Baptist Saucier; Eugene Borell; Daniel Johnson; Joseph Eaton, an assistant surgeon in the army of the United States; Thomas Triplett; Russell Hotchkiss and others, owners of the brig Stranger; Josiah P. Creech and others; Gabriel Godfrey and Jean Baptiste Beaugrand; John Thomas and Peter Foster; the children of Charles Combs and Marguerite Laviolette, his wife; Riddle, Beckie and Headington; Robert Eaton; Jane Dauphin, administratrix of John Dauphin; James Hinesley; the legal representatives of the late col. John Thornton, deceased; Joel Thomas; Daniel Goodwin, executor of Benjamin Goodwin, deceased; John Bruce, administrator of Philip Bush, deceased; Matthew Flournoy, and R. J. Ward, of the state of Mississippi; Archibald Gambia; the heirs of Nicholas Hart, deceased, and the heirs of John Grayson, deceased, and Jacob Bosworth; Archibald Walt; William B. Kewen and John J. Martin, for other purposes; Peter McCormick; Crosby Arty; major Abraham H. Massis; the legal representative of John Miller, deceased; George Mayfield; the heirs of John Wilson, deceased; William A. Tennille, of Georgia; Josiah Barker; Alexander Donelson; Andrew Moore; Robert Kane; John S. Devlin; the legal representatives of John Vannoy, deceased; the heirs and representatives of John Campbell, late of the city of New York, deceased; Jared E. Gier, of the state of Alabama; William Osborn; heu. Harvey Brown; William Stewart; Hugh Beard; Peter Hargy, jun. Stephen Norton and Hiram Wolverson; Thadues Phelps & Co.; Archibald W. Hamilton; Sylvester Havens; certain invalid pensioners therein named; the widow of Joseph Knight; Wm. P. Zintzinger; Joshua P. Frothingham and the heirs of Thomas Hoppen, deceased; Glover Frothington, of Marblehead; the owner of the fishing schooner Union, and also for the relief of the crew of said vessel; heu. George D. Runnys, of the army of the U. States; Abraham Adams; Sarah Carr, widow of Richard Carr, deceased; James Hange, a soldier of the revolution; the heirs of Dr. Isaac Ledyard; the heirs of col. John Ely, deceased; James Barnett; Robert C. Jennings, and the executors of James Roddy, deceased.

#### RESOLUTIONS.

A resolution in relation to the execution of the act supplementary to the act for the relief of certain surviving officers and soldiers of the revolution.

A resolution to place thirty copies of the diplomatic correspondence of the American revolution at the disposition of the secretary of state.

A resolution for the relief of sundry owners of vessels sunk for the defence of Baltimore, of Marblehead, in the coast of the fishing schooner Union, and also for the relief of the crew of said vessel; heu. George D. Runnys, of the army of the U. States; Abraham Adams; Sarah Carr, widow of Richard Carr, deceased; James Hange, a soldier of the revolution; the heirs of Dr. Isaac Ledyard; the heirs of col. John Ely, deceased; James Barnett; Robert C. Jennings, and the executors of James Roddy, deceased.

A resolution authorizing the delivery of certain papers in the department of state to the commissioners for settling claims under the treaty with France, of the 21 of February, 1831.

Resolutions providing for the continuation of Gale's and Seaton's compilation of state papers.

A resolution authorising the secretary of war to correct certain mistakes.

# NILES' WEEKLY REGISTER.

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THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

It will be seen by a brief article inserted below, that a veteran friend of domestic industry has made his valedictory to the "AMERICAN SYSTEM"—in a settled belief that the principle of protection has been abandoned. Mr. Carey will carry with him, into his retirement, the warm wishes of thousands, that the remainder of his days may be as happy as those of his past life have been useful; and the distinguished talent and disinterested zeal with which he pursued his munificent purposes, will long be, and "sweetly, remembered." Whether (consulting both inclination and interest), I ought not to follow this lead of my old and valued friend, is a question that will be held yet a short season under advisement—for the sense of what was termed *duty* is blunted, in a hopelessness of rendering desired service; but of this I shall speak at length when the "signs of the times" more distinctly appear. The flag of the "American System" most either be run up to the mast-head, to bear the "battle or the breeze"—or be "doused" and cast overboard. It shall not fly at half-mast in the REGISTER. If any thing is worth doing at all—it is worth doing well, with all one's heart. It is easy to retire from a position—to give it up altogether, and obtain peace in submission; but I am not sufficiently versed in the doctrine of the "non committal," or either-neither-aiden school, to conduct this work between the wants and the rights of free labor, and the demands of nullifiers and anti-protection men. The doubt is—whether a plank remains afloat to sustain the "system." Perhaps, there is—in the phalanx which voted against the new tariff law in the house of representatives; but is it worth while to take hold of that plank, in the circumstances under which we are placed?

On two memorable occasions, I have stood upon the same ground, with respect to the same subject—existing, during the long embargo, &c. and the war, that congress had a right to so "regulate commerce with foreign nations," as to prohibit all interchanges or intercourse with them; and more recently, that this power to "regulate commerce" might be surely exerted for the purpose of protecting the industry of the American people, as foreign nations protect their industry. In neither case, would I admit the existence of a rightful authority, in any section of the union, or particular state, to "nullify" the laws of the United States. It was no matter to me, whether "moral treason" was perpetrated on the north or the south of the Potomac. What was wrong on the one side of that river must be wrong on the other side of it—at least I think so. But the right to "regulate commerce" being perfect in congress—I would not have any law upon that subject "nullified," except in appeals to the sober judgment of the people, and by force of the ballot. No consideration has yet presented itself to my mind that would have induced me to vote for the tariff law recently passed—for any reason on that subject should have been preceded by a repeal of the ordinance of South Carolina; and besides, I cannot admit that the main purpose of assessing duties on goods imported should be the collection of revenue. The practice of every civilized nation is against this heresy;—and such taxes are unequal, and, of course, unjustly, imposed on the people of the United States. In their protected labor on the one hand, they should have an indemnity for the extra amount of the public contributions which free working persons are required to pay, and of public service, which they are expected to render, in times of need. Yet, the law being passed, must be obeyed; though believing it impossible that I shall ever yield an acquiescence to its principles, as I "understand" them, and as every citizen has an undoubted right to interpret them—if he please.

I impeach no man's motives—some few of my nearest and dearest friends, men worthy of all honor, in my estimation, voted for, or now render a qualified support to this law. I condemn them not—shall not quarrel with them. I affect no mastery over other men's opinions—but will admit of none over my own; except in a submission to the reason and fitness of things.

As before intimated, I shall, as soon as the bustle of business is a little over, and time is allowed for the people to reflect on

the subject—present my views of the operation and effect of this bill, in extenso;—show why the power to "REGULATE COMMERCE" was inserted in the constitution; and, if I can, expose the grand heresy, that regulations of commerce should only be governed by the wants of the treasury. How has it been—how is it—with respect to the interests of the merchants and ship owners?

In a subsequent page will be seen what may be esteemed the opinions of both parties in South Carolina, concerning the new tariff law. The "nullifiers" believe that they have obtained a glorious victory—and the "union party," also opposed to the protective system, appear fully satisfied. The latter resisted the application of force to amend the laws—and certainly deserve much praise for the steadiness with which they maintained their ground.

The "Washington Telegraph" says—"We presume that South Carolina will acquiesce in the compromise which has been offered in Mr. Clay's bill; and which, by the by, is very similar to the bill drawn up by Mr. Tazewell at the last session, which bill met the approbation of the southern members, but it was not brought forward, as it was clearly ascertained that such a bill had no possible chance of passing.

"Nullification is triumphant. What has produced the settlement of the tariff question? Nullification. WOULD WE MARK BY MR. CLAY'S BILL HAD IT NOT BEEN FOR THE ACTION OF SOUTH CAROLINA?"

The "Georgia Journal" of the 7th March, announcing Mr. Clay's bill, heads the news with "DEATH TO PROTECTION."

The "Richmond Enquirer" says—"We bid Mr. Clay's bill welcome, on account of its conciliatory tendencies—but it is a piece of patch-work which is very imperfect, and will require great amendment. It will, however, be amended, in the end, not technical sense of the word. It will be improved, and not made worse by the change. Let Mr. Clay be assured, that our claims will be relaxed, not made tighter. He may try to soothe the monopolists by hopes of better days. He may beg them to wait for more fortunate times, and a more efficient protection. That time will never come. Thanks to Mr. Clay! He himself has contributed to sing the requiem of his protective system. We find the eulogium with delight."

"The tariff has received its death blow—and so has nullification. By a singular fatality, it happens, that the two individuals, who have been most active in raising up this monstrous tariff, have been forced by public opinion to slay it."

The "New York Evening Post" after much self-compliment, because of its efforts in the support of "free trade," says—"Our readers who have gone with us in this contest will now permit us to tender them our cordial congratulations on witnessing this proof, that the political opposition of protection is passing away from the land. A system founded in the most short-sighted selfishness has received its death blow. There is no fear that another congress will undo what this has done, further than to make the measures more perfect. The experiment has been fully and fatally tried; and it will be recorded in our history only to avoid its repetition."

It might fill a page or two with things of this sort.

A correspondent of the New York American, under date of Washington, March 3, says—Congress adjourned last night, having completed the great work of pacification. To Mr. Clay it was a proud day. His tariff and land bills both received the final sanction of congress; and when to these is added the passage of the enforcing bill, we may safely say, that no day ever saw more done in that body for the perpetuation and strengthening of the government. The tariff, while it does not expose to immediate danger the great manufacturing interests of the country, satisfies the south for the present, and affords to South Carolina an opportunity to escape from the hazard-zone. In which her rash and misguided leaders had pleading those doing this, it also does away the necessity of government powers for the vindication of the authority to vest in the which, however necessary it might have been entrusted to a hands of the president, I would ratify.

But previous to this exposure, and as soon as room can be made for it, I shall publicly correct speech of Mr. Clay (just received), which flows into not only his reply to Mr. Web-ster, but several other bills, during the progress agree to this—every one says that nullification is the "Ed. Rec.

man, who, with his firmness and decision, had more calmness of temper, and acted less under the influence of personal feelings.

We have postponed a dangerous crisis by the passage of these bills, and at the same time we have distinctly declared, that the government has the power to enforce its rights.

The tariff bill, while it accomplishes these desirable ends, is not, however, without objections. By ultimately abolishing all discrimination in duties, it surrenders a power of the federal government of great value, and one which the people will not consent shall be a dead letter: and it does it, too, upon compulsion, and thus encourages future malcontents to venture upon the dangerous experiment of rebellion, to relieve themselves from all laws which they may imagine to operate injuriously against their peculiar interests. The law, too, will be difficult to carry into effect, from the peculiar manner in which the reduction is to take place, in order to bring all duties to an ad valorem duty of 20 per cent. Many articles now pay a specific duty, as sugar and spirits. Others, i. e. paper, cottons and woolsens, pay a duty partly specific, and partly ad valorem. For the purpose of deducting the 1-10th of the excess of the present duty over an ad valorem duty of twenty per cent. it will be necessary to ascertain the value; and it is not pointed out in the law how that is to be done, nor whether the market value or cost at the place of production, or the home value, shall be taken as a standard. The bill, therefore, may be regarded rather as an experiment than a permanent measure, and it is not impossible that it may be repealed next year. Still, however, it gives time to reflect, and time may furnish the cure which skill cannot. On this point, Mr. Clay did not agree with Mr. Webster. The latter was unwilling to sanction a bill which he thought was calculated to delude the public mind, and never intended to realise the benefits it promised. In this difference, however, there was no petty insinuation as a motive, but, as statesmen and gentlemen, they paid a proper tribute to the motives which had compelled them to differ.

We have only to add—for the present: "HE WHO GIVES UP ESSENTIAL LIBERTY, TO PURCHASE A TEMPORARY SAFETY, BEGIVES NEITHER LIBERTY NOR SAFETY."

[C]—We have a copy of Mr. Calhoun's speech in the senate, in opposition to the passage of the bill further to provide for the collection of duties on imports, and also Mr. Webster's, in reply. We should, probably, and promptly, have given to these speeches an insertion in the REGISTER, proper, but for the reason that Mr. Calhoun, (especially), refers so often to the arguments of gentlemen who had preceded him in the debate, that justice could not be rendered to the latter—their speeches being omitted: and so we have thought it not only the most expedient, but also most just, that these speeches should simply have their regular places in the supplement for the last volume, now in the press, and to be published next month.

The very great length of these speeches would, also, have much embarrassed the current business of the REGISTER; and besides, most persons anxious to read them, will have had an opportunity before we could present them. They will be preserved, for the deliberate judgment of the people.

We pity the poor things who condemned Mr. Webster's reply to Mr. Hayne, about two years ago—and, "on their allegiance," are now compelled to approve Mr. Webster's answer to Mr. Calhoun.

[C]—According to custom, we present the other side of the question—by inserting the "supplemental report" of the minority of the committee of the house of representatives on the subject of the bank, while regretting the room that it occupies—for we do not see that it contains any thing of practical usefulness, being made up of high-pressure statements; and which, if even sustained in the most ample manner, would not have any sort of effect on the question at issue, as to the safety of the public deposits in the bank of the United States: for if the whole amount of the much-talked-of western debts were lost, the safety of these deposits would not be at all endangered. It is "labor in vain"—the common sense of the people utterly rejects this weak movement of a small fragment of political party—as the decided proceedings of a great majority of the house of representatives most clearly shews. Credence was not yielded to certain statements—however strongly they had been endorsed.

This supplemental report, however, shews the truth of a statement which we were loath to believe—that persons had been engaged in the honorable business of making "a run" upon one of the western branches—and, in an embarrassment of that branch, thus wantonly, or maliciously, caused—hoped to find the semblance of proof for certain assertions, which, perhaps, not one intelligent man really believed—unless in that devotion which forces an assent to all that "the party" sends out to be believed—white being black, or blue red, in the fulness of political

orthodoxy. These persons have no generous affections. To defeat an enemy—to render him *hors de combat*, incapable of further resistance, is not sufficient: the dead or the dying must still be assailed—and even the goodness of their bones to manure the land\* be questioned.

The semi-weekly "Globe" of the 13th inst. has twenty-two columns of matter "about the bank." Hardly twenty-two persons, we think, will ever read it, excluding those who are directly interested in the discussion.

[C]—The report of the minority of the committee on manufactures of the house of representatives, signed by Messrs. Adams and Condit, has been received. It is able and highly interesting—plain, pointed and instructive, prepared in Mr. Adams' own strong and peculiar manner—and we must publish it, for numerous reasons; but its great length—filling eighteen of the capacious and close columns of the "National Intelligencer"—compels a present postponement. It is a powerful exposition of the principles of the protecting system, and a review of certain proceedings had to overthrow it.

The Intelligencer, speaking of the report says—"It is from the pen of Mr. Adams, and signed by himself and Mr. L. Condit, comprising the minority of the committee on manufactures. To that committee, at the commencement of the session, the reader will recollect, was referred so much of the message of the president of the United States as related to the subject of manufactures. The committee was so adversely organized, and the committee of ways and means moved upon them so promptly with the anti tariff bill, that there was no hope of any action by the committee of manufactures in favor of that interest. Unwilling, apparently, that any duty imposed upon him should be neglected or peremptory, Mr. Adams then set about and has prepared the document we refer to, which, to say the least of it, may be considered the most important of those to which the session gave birth.

"The report does not confine itself to the comparatively narrow question of the relation of manufacture and importation; but it considers the subject of the protective policy, in a larger view, in connection with the other objects of recommendation in the message, in which it was decidedly adverse, as it is to the reduction of the tariff. The report is, in fact, a review of the scheme of policy unfolded in the annual message, which, we had occasion to remark, at the time, if carried out into action, would leave us nothing in the government worth contending for.

[C]—Our old and valued friend—MATHEW CAREY, esq. has sent us a copy of his val-dictory "to the manufacturers of the United States," recapitulating his efforts to establish and sustain the "American System," and stating the reasons for his retirement from discussions of that subject. The following are the closing paragraphs of his circular:

"Let us now see the actual state of the country. "The dignity of the government is indelibly tarnished; as a single state, the thirteenth of the whole, in regard to white population, has, with arms in her hands, dictated terms to the other twenty three, and forced them to surrender at discretion. *Pro pudor!*

"To remove the imaginary grievances of a portion of the states, real substantial grievances are inflicted on the remainder, where-by a large portion of their industry and happiness will be blasted and withered.

"We ingloriously abandon the union party who have so nobly defended the cause of the country, and leave them to be trampled under foot by their violent opposers, who have unconstitutionally disfranchised them!!

"We have established, in a great measure, the right of a single state to nullify laws enacted by the majority of the nation!

"After having, in compliance with the threats of three fifths of 3,000,000 white people, enacted, in 1832, a tariff, fraught with large concessions and sacrifices, we again yield to their threats, and before that tariff goes into operation, we enact another, in 1833, which appears to renounce the principle of protection almost altogether!!

"This hideous state of things might and would have been prevented, had a fourth part of the pains been taken, or the expense incurred, to enlighten the southern people, that were employed by the nullifiers to poison their minds.

"What a fearful responsibility have those misguided citizens incurred, when no facts or arguments could induce, in 1832, 29, 30, 31 and 32, to make any sacrifices for the prevention of such a mass of evil!

"Philadelphia, Feb. 28, 1833."  
M. CAREY.

It is proper to observe, in explanation, that Mr. Carey complains of the want of liberality in the manufacturers, with respect to contributions for the publication and distribution of his

\*Vast quantities of human and other bones have been imported into England, and there ground in mills, for the purpose of manuring the fields. The imports were heavy from Waterloo!

own essays, and other papers, having reference to the system: that is, for mere payments for paper and print—Mr. C. having no sort of pecuniary interest in the matter.

Two letters were received by the editor this week, which it may be well to notice. One contained a five dollar bill, with the brief writing, "no apology is necessary for sending you payment for the Register for 1833"—and on this letter 50 cents postage was paid. The other was a long letter on speculative matters, and contained a one dollar bill, in payment for the supplement for the last volume, on which we paid 37 cents postage—a larger sum than the profit on the supplement ordered will amount to.

As only a small comparative number of this supplement is printing [and if any copies remain beyond the prompt demand of the subscribers to the REGISTER for them, will be offered for general sale,] it is necessary that we should be apprised of the wishes of our friends to possess them; but other than the expensive mode just mentioned of making known such wishes, should be resorted to. And, as the debate in the senate is eminently calculated to increase the knowledge of the people in matters of high public interest—and as, besides, the transmission of the supplement, by mail, will increase the amount derived from postages—we think that it will not at all interfere with the strictest duty of postmasters to send on the names of their neighbors, if disposed to accommodate them, in this respect.

MANUFACTURES OF IRON. We feel much notified in presenting the following exhibit of four o'clock in the morning proceedings in congress: but it may serve as a warning for future legislation.

In the last REGISTER, page 18, we inserted a paragraph from the "National Intelligencer," saying—

"Among the acts, of which a list is published, is one reported by Mr. Verplanck, which passed in the night of Saturday, and which seems to us of sufficient importance to the importing merchants, as well as to the revenue officers, to justify a special reference to it. By the operation of the general act of July, 1832, unintentionally, probably, on the part of congress and of those who framed it, the duties imposed on many kinds of hardware were nearly doubled, and other inconveniences interposed in the way of importers. These are removed by the act just passed; in which also the inconveniences from the duties on copper, brass plates, and copper for sheathing vessels, are also remedied, by restoring the duties on all these articles to their former footing, except copper sheathing, which is hereafter to be admitted free of duty."

And the "New York Journal of Commerce," perhaps taking its lead from the "Intelligencer," has said—

"We learn that the bill introduced into the house of representatives by Mr. Verplanck, some time since, for correcting the error in the act of 1832, which imposed increased duties on hardware, passed at a late hour on Saturday night, and has become a law. It was amended, by an additional section relating to brazier's copper, copper sheathing and brass plates: all of which, with hardware, are restored to their former rates, which were unintentionally changed by the act of 1832."

Now we have good reason to believe, and surely do believe, that the parts of the law of 1832 which are repealed, were not put into that law "unintentionally," or in "error," but deliberately inserted for the express purpose of preventing frauds on the revenue, and for the just encouragement of American makers and manufacturers of iron; as we think will appear from a simple reading of the following clauses of the second section of the act:

**Tenth.** On axes, adzes, hatches, drawing knives, cutting knives, sickles, or reaping hooks, scythes, spades, shovels, squares of iron or steel, plated brass and polished steel saddles, coach and harness furniture of all descriptions, steelears and scalebeams, socket chisels, vices and screws of iron, called wood screws, thirty per centum ad valorem; on common tinred and japanned saddlery of all descriptions ten per centum ad valorem: *Provided*, That said articles shall not be imported at a less rate of duty than would have been chargeable on the material constituting their chief value, if imported in an unmanufactured state.

**Twelfth.** On japanned wares of all kinds, on plated wares of all kinds, and on all manufactures, not otherwise specified, made of brass, iron, steel, pewter or tin, or of which either of these metals is a component material, a duty of twenty-five per centum ad valorem: *Provided*, That all articles manufactured in whole of sheet, rod, hoop, bolt or bar iron, or iron wire, or of which sheet, rod, hoop, bolt or bar iron, or iron wire, shall constitute the greatest weight, and which are not otherwise specified, shall pay the same duty per pound that is charged by this act on sheet, rod, hoop, bolt or bar iron, or on iron wire, of the same number, respectively: *Provided, also*, That the said last

mentioned rates shall not be less than the said duty of twenty-five per centum ad valorem.

The *provisos* in these clauses are repealed; and certain manufactures of metal, (so called, to evade the duty), may be admitted at a less rate of duty *per lb.* than the mere iron out of which they are so manufactured would pay; the absurdity and injustice of which need not be pointed out—but would be hardly worth mentioning, in the present state of abandonment, except by way of caution as to things which have no relation to, or concern with, the seemingly rejected "AMERICAN SYSTEM."

We shall only give a statement of the facts which belong to this important change in the tariff law, in the words of a friend who was present when the bill passed the senate:

"Mr. Clay's compromise tariff bill became a law about 3 o'clock of the morning of the 3d inst. and an hour afterwards the principle of the compromise was violated, for the first time, by passing a bill suspending until the 1st of June 1833, the operation of the *provisos* in the 10th and 12th clauses of the 2d section of the act of 1832—introduced into that bill to forbid the importation of manufactured iron at a less rate of duty than was imposed upon the raw material, and to prevent a variety of frauds in the importation of iron.

Gen. Smith had introduced a bill into the senate to repeal so much of the law of '32 as respected brazier's copper, copper bottoms and lead tobacco, which was considered and passed. The house of representatives, entertaining an opinion that such a bill should not originate in the senate, originated the same bill themselves; but added to it a section postponing the *provisos* mentioned—which passed that body without discussion, and was sent to the senate. As soon as it was received, Mr. — rose, and stated that this bill was identically the same with the one sent from the senate, and, thereupon, he moved to disagree with the reading of it. It was read by the title three times and passed, all in less than five minutes. As soon as the bill was laid upon the secretary's desk, Mr. Dickerson took it up and discovered this new section—and informed the senate that they had been surprised into the passing of an important section which had never been read in the senate. Mr. —, mortified that he had, upon the information of some third person, stated that this was the identical bill which had formerly passed the senate, moved for a reconsideration of the vote on passing the bill. It was reconsidered—but, on a motion to amend the bill, by striking out the obnoxious section, it was objected that this could not be done without reconsidering the vote for ordering the bill to a third reading. A motion was made for reconsidering this vote, but failed for want of a quorum. It was then urged that the bill ought not to pass, inasmuch as the negative of a single senator could, and no doubt would, be given on the second reading of the bill, had it been read once. It was further urged, that these *provisos* ought not to be suspended, inasmuch as they were adopted for the purpose of giving the manufacturers of iron in this country some compensation for the great reduction of duty on that article which they had been obliged to submit to, and that it was unjust to take from them this advantage, unless a like suspension should apply to such part of the law as reduced the duty upon iron. It was also urged, that this was a violation of the principle of the compromise law just passed: on taking the vote, a bare quorum of 25 were present—17 of whom voted in favor of passing the bill, and 8 against it."

Two—The following is a copy of the law just above alluded to—

An act to explain and amend the act to alter and amend the several acts imposing duties on imports, passed July fourteenth, one thousand eight hundred and thirty two, so far as it relates to hardware, and certain manufactures of copper and brass, and other articles.

*Be it enacted by the senate and house of representatives of the United States of America, in congress assembled*, That the *provisos* of the tenth and twelfth clauses of the second section of the act to alter and amend the several acts imposing duties on imports passed July fourteenth eighteen hundred and thirty-two, be, and the same are hereby suspended until the first day of June, eighteen hundred and thirty-four.

*Sec. 2. And be it further enacted*, That so much of the act to alter and amend the several acts imposing duties on imports, passed July the fourth, eighteen hundred and thirty-two, as repeals the duties heretofore levied on copper bottoms cast round, and copper bottoms raised to the edge, and still bottoms cast round and turned upon the edge, and parts thereof, and of copper plates or sheets, weighing more than thirty-four ounces per square foot, commonly called braziers copper, and on tobacco leaves, or unmanufactured, be, and the same is hereby repealed.

*Sec. 3. And be it further enacted*, That nothing contained in the act of the fourteenth of July, eighteen hundred and thirty-two, to alter and amend the several acts imposing duties on imports, shall be so construed as to authorize the exemption from the payment of duty on sheet and rolled brass, but the same shall be charged with the payment of a duty of twenty-five per centum ad valorem.

\*The name of this senator is not given—for the reason that if there was any trick in the transaction, he is not of the class that would have had a part in it. E. D. K. S.

"THE BLOODY BILL." The law "further to provide for the collection of duties on imports," is called "the bloody bill," by all the nullifiers, and some yet talk about letting blood, because of its passage! We have not had time to examine the provisions of this bill in comparison with certain parts of the embargo laws, passed under the administration of Mr. Jefferson—the great states rights president, and author of the secession, that "nullification is the right remedy;" but if industry serves correctly, the laws enacted to enforce the embargo, went, at least, as far, if not much further, than the "bloody bill." But there is this difference: the laws, in the one case, were intended chiefly to operate on the "federalists" of the east, and, in the other, on the "democrats" of the south—which "materially alters the case." There are two sides of the "Weed," as the noble Potomac has been grandly designated by southern orators, for lack of brains, or want of resolution, to describe American things by American names.

DEPRAVED SUFFERING IN SOUTH CAROLINA! The Charleston races have been uncommonly well attended, with great displays of fashion and wealth; and the Mercury of the 1st inst says—"We learn that \$25,000 was offered and refused on Wednesday last for old *Bertrand*. This sum is exactly ten times as much as was given for him by his present owner, Mr. Lindsey, of Kentucky, who bought him from col. Spann, the day after his great race with *Aratus* and *Creeping Kate*."

"Taxed" "forty bales of the hundred," and yet able to pay thirty-five thousand dollars for a horse!" We see further that the friends of justice, by *Bertrand*, dam *Transport*, &c. have challenged the right of twenty-five thousand dollars, not excepting any horse in the United States.

THE TARIFF—IN MISSISSIPPI! We have been favored with a copy of some interesting papers concerning a proposed extension of the charter of the bank of the state of Mississippi, which are laid aside for insertion at full length, for several reasons—particularly to show the friends of the treasury how suffering with which the people of that state have been afflicted because of the tariff—which takes from them "forty bales of cotton out of every hundred" produced by them, to pamper the pride, and glut the avarice of the nabob manufacturers and monopolists of the north, as the following sentences from the report of the committee of the bank will conclusively show:

"For several years past the inhabitants of this state have been prosperous beyond example, capital judiciously invested and property managed has yielded at least ten per cent. and in many instances the rate of profit has been doubled—as a consequence, capital has been eagerly sought after, &c."

"In the middle and northern states, money does not command more than one-half the profit which it readily yields here. And that capital may be tempted to run, that is eight per cent. but if over a year, nine per cent. because it is believed that such loans would be advantageous to the planting interest. And it is stated that five millions of additional banking capital will be needed, immediately after the withdrawal of the office of the bank of the United States—if not before; to discount notes at nine per cent."

We believe that many millions are borrowed in Louisiana at ten per cent. and not a small amount in Alabama at 15, or more. The great wonder is, that, after the planters are "plundered of forty bales of cotton out of every hundred" which they grow, and are compelled to pay six and a quarter cents a yard for shirtings for their negroes—that they are able to return ten per cent. for money invested in cotton lands, and slaves to work them!

The fact we believe is—that all well-managed estates in Mississippi, Louisiana and Alabama, one year with another, yield more than twenty per cent. CLEAR PROFIT, on the capital invested in them.

THE PAST AND THE PRESENT. The New York Commercial Advertiser, severely censuring the supplemental report of the majority of the committee of the house of representatives on the subject of the U. S. bank, says—

"The truth is, beyond a doubt, that no western debts were ever more sound and available, than those at this moment due to the U. S. bank; and never were the means of the west so ample, or its resources so flourishing. To sustain this remark, a gentleman from Cincinnati has furnished us with the following schedule of prices there in the year 1819, and the year 1853. In 1819 the currency was at a discount from specie of thirty per cent. At that time barges were from three to five cents a pound. Now from New Orleans, and freight was ten cents a pound. Now the steam boats come up in eight or ten days, and freight is three-fourths of a cent a pound. If the west had any resources of a pecuniary nature in 1819, those resources must be immensely greater now."

Prices at Cincinnati in the years 1819 and 1853.

Imports.—			
Mackerel, Na. l. bl.	\$10	\$24	
Curriers' Oil do.	16	24	
Ro-In, do.	16	24	
Coffee, lb.	32 cts.	14 cts.	
Loaf Sugar, lb.	33	14	
N. O. Sugar, lb.	17	7 1/2	
Flour, bil.	\$1 1/2	\$4 1/2	
Wheat, bu.	10 1/2 cts.	30 cts.	
Pork, lb.	11	3	
Whiskey, gal.	14	26	

The high prices in 1819 were in the then distracted currency of the west—and the low prices of other articles in the want of a demand for them. The difference in freights, and the support of the bank, could not have brought about such important changes. Other causes were also in operation. A market for the products of the west has been opened in the east, or more nearly at home, by wholesome divisions of labor, and brisk circulations of values—at every change in their character adding to the common wealth, and promoting the "general welfare."

BANKS, &c. By a statement in the Philadelphia Commercial Herald, it appears that the chartered capital of banks in that city, 16 in number, amounts to \$25,600,000—the sum paid in, is \$18,835,000. The insurance companies, 14 in number, have a capital of \$5,000,000.

There is a bank in good, and no doubt, well-deserved credit, in one of the villages of N. York, which, on a capital of \$90,000, has a circulation of 264,000 dollars; and the notes and other securities discounted amount to the great sum of \$358,000.

An act has been passed by the legislature of the territory of Florida, incorporating a bank, to be called "the Union bank of Florida," with a capital of one million of dollars, to be founded upon real estate, to be represented by bonds, &c. on the faith of which the capital of the bank is to be borrowed.

We received the other day, a bill of the *W. G. N. P. N. O. A. E. E. E.* bank, and wish that we had a good many of them. The issue is at Meredith, New Hampshire.

"Something new" has lately appeared in the shape of a bank note. We have one of the notes described below, and consider it not only a "splendid specimen of engraving," but because of the "labor bestowed on the plate," are led to believe that the counterfeit of it will hardly ever be attempted.

"The Western bank of Philadelphia" has issued bills of five and ten dollars denomination, in the German language. The bills are splendid specimens of engraving. Some idea of the labor bestowed on the plate, may be gathered from a description of one of the bills, as we find it in the Pennsylvania. They are from the workshop of Topham & Co.

The vignette on the five is an exquisite representation of that cruel yet heroic tragedy in the history of Switzerland: Tell shooting the apple on the head of his child, by order of the tyrannic Gessler. The hero of Switzerland, is seen standing against the trunk of a huge "father of the forest," bonneted; his strong bow uplifted in his left hand, his right drawn back, he leaning forward watching with intense anxiety the flight of his true arrow, which is then seen piercing the apple in its centre. In his left hangs another arrow, with which he intended to penetrate the armor of the unfeeling tyrant, had the first injured his child. Gessler sits horsed, his bonnet up, in front of a file of soldiers; looking in cold blood, upon the boy, who stands, a little here, fastened to the stake. The background presents to the eye the rugged mountains of romantic Switzerland, towering to the skies. On either side of this beautiful and interesting scenery, is placed a minor vignette, representing the rich german valiant, in Pennsylvania, and the drover driving his fat cattle to the great emporium.

MR. MADISON. The father of the constitution completed his eighty-third year on the 5th instant.

THE LATE MISSION FOR AUSTRIA. The appropriation bill just passed has an item of \$7,200, paid to the young gentleman, John Randolph Clay, as out fit and salary, &c. as charge d'affaires at St. Petersburg.

REGIMENT OF DRAGOONS. Adjutant-general Jones, by order of major general Macomb, announces the following officers appointed to command the regiment of dragoons authorized by an act of congress approved on the 2nd inst. All the officers had belonged to the old regiment of infantry, except col. Dodge, promoted from major of rangers.

Colonel Henry Dodge; lieutenant col. Steph. W. Kearny; major Richard B. Mason; captains Wharton, Sumner, Holmes, Hunter; 1st lieutenants Seawell, Perkins, Cooke, Van Buren; 2nd lieutenants Izard, Davis, Sword and Ritter.

THE NEXT CONGRESS. New Hampshire 5, Vermont 5, New York 40, New Jersey 6, Pennsylvania 21, Delaware 3, Georgia 9, Ohio 14, Illinois 3, Mississippi 3, Louisiana 3, and Missouri 4, have elected their representatives to the 23d congress, to the number of 122

The following states have yet to elect their representatives—Maine 8, Massachusetts 21, Connecticut 6, Rhode Island 3, Maryland 8, Virginia 21, North Carolina 13, South Carolina 9, Alabama 5, Tennessee 13, Kentucky 15, Indiana 7, Missouri (one extra)

118  
940

RHODE ISLAND. The legislature of this state has passed an act prohibiting the administration of extra judicial oaths.

HOLT'S HOTEL, NEW YORK. We are informed by a correspondent who yesterday visited this immense establishment, that the enterprising proprietor is likely to realize his most sanguine expectations in the success of his house. It has been opened scarcely a month, and its now draws over two hundred gentle-

men at his ordinary, and at least two thousand in the various rooms, daily. His bill amounting to near \$50, have been several times completely filled. To supply his table, he purchases, besides large quantities of cut beef, a fat bullock every morning, with other meats, poultry, fish, &c. in proportion. He roasts 700 lbs. of provision at a time, the spit being turned by a steam engine. Our correspondent wishes that those who have not yet paid Mr. Holt a visit, would call and view for themselves some of the most extraordinary hotels in the world. The order, regularity and quiet, preserve these, together with the kind attention of the domestics, are worthy all praise. [N. Y. Gaz.]

**TURKISH BARLEY.** The New York Daily Advertiser notices the arrival at that port of nine thousand bushels of barley from Constantinople, and remarks—

"This, we believe, is the first parcel that has ever arrived here; the quality appears to be good, in a sound state, plump and bright. We are told it will pay the shipper at the very low price barley is selling at here. It would be a most extraordinary fact, if the opening of commercial trade with the sublime port, should be the cause of introducing into this country barley and wheat, which are raised in abundance in that country. Up to the present period, grain, flour, &c. have been among the most important articles of export from this country.

**COTTON MANUFACTURE.** The amazing cotton manufacture continues to increase. The reduction of the profits has sharpened the wits of the manufacturers; and men, women and children, as well as machines, throw off an increased quantity of work. We perceive, from the evidence on the factory bill, that the weekly quantity now spun by one spindle is 21 hanks of No. 40 in a week.\* The cotton spun in Great Britain is estimated to amount to about 298,000,000 lbs. Of this vast quantity a tenth was spun in Scotland. The United States supply three-fourths of the consumption, or 213,000,000 lbs., the East Indies about 20,000,000 lbs., the West Indies 1,600,000 lbs. only. All the cotton, except the growth of the East and West Indies, pays a duty of 8-64 per lb. The duty would last year exceed £590,000, and would be as nearly as possible ten per cent. on the return of the cotton in bond.

[The preceding is from *Bell's (London) Weekly Messenger*, of Jan. 13. The cotton spun in the United States in 1822, was about 85,000,000 lbs.; and, after England, the best market which the southern states has for cotton is in the northern states. And the manufacturers in the latter, coming first into market, and demanding the better qualities, fix the price of a cotton conspicuously higher than English agents will give in the first instance.]

**LOTTERIES.** In a special message from governor Lincoln to the Massachusetts legislature, on the subject of lotteries, occurs the following remarkable passage:

"In a recent exposition made under the most respectable authority, of a similar traffic in a city of the same name, it is stated to have been ascertained that an officer of a banking institution who had been detected in abstracting from the bank divers sums of money, 'was found to be in possession, in tickets and parts of tickets in various lotteries, of two thousand three hundred and twenty-seven chances, which, after having been all drawn and examined by order of the bank, produced less than twenty dollars.' Another case of bankruptcy is given, whose accounts exhibited an aggregate of \$8,000, drawn by him in lotteries at different periods, while his expenditure for tickets amounted to the sum of \$120,000, and he was then insolvent \$70,000."

On the same subject, the "Boston Transcript" says—Mr. Buckingham, from the special committee appointed to consider whether any alterations are expedient in the laws for the suppression of lottery tickets, &c. submitted a report accompanied by a bill. The report is very elaborate, and enters into the whole subject in detail. The bill provides that no person shall make, sell, or offer for sale, &c. any lottery ticket, under penalty of not less than \$100 nor more than \$2,000—on a second conviction, in addition to the aforesaid penalty, the convicted to be sentenced to confinement in the house of correction for a term of time not less than three months nor more than twelve months—on a third conviction, not less than six nor more than eighteen months. Advertising lottery tickets, &c. &c. punishable by a fine of not less than \$30 nor more than \$100—selling tickets in fictitious lotteries, punishable by imprisonment for a term of time not less than one year nor more than three. Persons prosecuting to be entitled to a reward of \$50. Any one permitting the sale of any lottery ticket, or the making or drawing of any lottery, in any house, store or other building, owned, rented or occupied by him, to be punished by a fine not less than \$100 nor more than \$2,000.

(N. Y. and Pennsylvania have passed laws which will speedily, and efficiently prevent the sale of lottery tickets in these states.

**UNIFORM CURRENCY?** The following prices of bank bills is extracted from a Philadelphia Price Current of the 23d Feb. North Carolina State bank and branches 2½ to 3 per cent. discount; Cape Fear, do. Newbern, do. State bank and branches, 6 to 8; Savannah banks, do. Augusta, do. Darien and branches,

\*Many of the American mills work at the same high speed. Ed. Rec.

8 to 10; Central and Milledgeville, do. Columbia, do. Ohio banks, 14 to 3; Kentucky bank and branches, 30; Commonwealth, 25; Tennessee, State bank and branches, 4 to 5; Alabama, State bank, 8 to 10; Mobile, 5 to 7; Mississippi, State bank, 5 to 6; Louisiana, New Orleans, 4 to 5; Florida; Tallahassee, 10 to 20; Indiana, Illinois and Missouri, no rate. [Pen. Ad.]

O'CONNELL. A late English paper says—Gratitude for services rendered does not seem wanting on the part of the Irish people towards the agitator Daniel O'Connell. So entire is their confidence in the wisdom and patriotism of the family, that his brother-in-law, Mr. Finn—his niece not his cousin—and Mr. Fitzsimmons, his son-in-law, have all been returned to parliament from different parts of Ireland. Including himself, says an Irish paper, "there will be nine of the clan O'Connell altogether, which with old Judy and her cub, and a straggling devil or two, whose existence depends on the breath of his nostrils, will make at least a vigorous guard, and goodly show on the benches. Where they will all get victuals and drink, I never know. The sooner the begging box is put into requisition the better; people, and people's wives and their children, cannot live on the odiferous perfumes of the cook's shop in London. As to qualification, we dare say they are all qualified, though no one else, we imagine durst say so. But we are bold men."

**SUPPLEMENT TO THE LAST VOLUME.** It has already been mentioned that we had in the press a supplement for the volume of the REGISTER just closed, to contain 13 or 14 sheets, or as much reading matter as is generally given in an octavo volume of more than six hundred pages, at the extra charge of one dollar; and desired gentlemen, who wish to have copies of this supplement, to make their wishes known, that they may be supplied, &c. And it is proper, and perhaps, necessary—that such intimations of the wishes of subscribers should be promptly given, before the surplus copies are disposed of in general sales—for many who are not subscribers will desire to obtain this large collection of important papers and specialties, on such moderate terms.

This supplement will contain—

1. The Virginia resolutions of 1798, concerning the alien and sedition laws.

2. An extract from the address to the people which accompanied those resolutions.

3. Answers of the states of Delaware, Massachusetts, New York, Connecticut, New Hampshire and Vermont, to the Virginia resolutions.

4. The Kentucky resolutions of 1798 and of 1799.

5. Mr. Madison's elaborate report on the Virginia resolutions made to the house of delegates in the session of 1793-1800.

6. A letter from Thomas Jefferson Randolph, with a copy of the original draft of the Kentucky resolutions, which remains among the papers of his grandfather, and in his own hand writing.

7. Proceedings in the legislature of Pennsylvania, (1809), in the cause of *George Olmstead*.

8. Mr. Madison's letter to Mr. E. Everett, on nullification, state rights and federal powers—August 1830.

9. From the same to Mr. C. J. Ingersoll, of June 1831, on the same subject.

10. From the same to Mr. A. Stevenson, on the terms "common defence and general welfare," used in the constitution.

11. From the same to E. Livingston, on his [Mr. L.'s] interpretation of the Virginia proceedings of 1798-99—dated May, 1830; with an extract from Mr. Livingston's speech, referred to by Mr. Madison.

12. From the same to gov. Snyder, of Pennsylvania, (1809), on the *Olmstead* case.

13. Two letters from the same to Mr. Cabell, (1828), on the constitutional power of congress to impose a tariff for the encouragement of manufactures.

14. Extract from Mr. Jefferson's report as secretary of state, (1793), on "commercial restrictions"—and the right to "burthen," or exclude, foreign productions which come into competition with our own.

15. Mr. Jefferson's letter to Mr. Leiper, (1809), in favor of encouraging domestic manufactures.

16. Letter from Mr. Benjamin Austin, (1815), to Mr. Jefferson, and the reply of the latter, on the right and necessity "of placing the manufacturer by the side of the agriculturist," &c.

17. Extract from the circular of general George Washington, dated Newburg, 1783.

18. The proclamations of president Washington, (1794), concerning combinations to defeat the execution of the laws in certain parts of Pennsylvania.

19. Speech of president Washington to both houses of congress November 1794, chiefly concerning the disturbances in Pennsylvania.

20. Extract from the address of governor Millin, of Pennsylvania, to the legislature of the state, on the same subject.

21. A clause delivered by A. Addison, president of the court, to the grand jury of Alleghany county, Pennsylvania, September 1794.

22. The ratifications of the constitution of the United States by the people of Delaware, Pennsylvania, New Jersey, Connecticut, Massachusetts, Georgia, Maryland, South Carolina, New Hampshire, Virginia, New York, North Carolina, Rhode Island—and Vermont, in their several conventions.

23. Bill reported by the committee on the Judiciary in the senate of the United States, January 21, 1830, further to provide for the collection of duties on imports.
24. Report and bill of the same committee in the house of representatives, on the same subject—February 8, 1830.
25. The entire details of the proceedings, taken verbatim from the corrected speeches of the members, on the bill of the Judiciary committee, so far as published, beginning with the opening speech of Mr. Wilkins, and ending with that of Mr. Eaton, with which the debate was concluded.
26. The resolutions offered by Messrs. Calhoun, Grundy and Clayton, and the debates thereon.
27. The entire details of the proceedings in the house of representatives on similar questions, and previous to the passage of the bill from the senate.
28. To which will probably be added, an appendix—containing additional papers of "authority," as to the doctrine of state rights, nullification, secession, &c.
- If after inserting the articles abovementioned or alluded to, any room shall remain—we have a superabundance of useful matter wherewith to overflow it.
- We again beg leave to state, that the title page and table of contents for the last volume, will not issue until this supplement is completed—that the items of the latter may have their proper place in the index of the former, for more easy and certain reference to important subjects; and to repeat, that, though pecuniary profit has not induced us to recour to this additional labor, we have no sort of willingness to lose money by it; and that copies of the collection will be offered for general sale\* if the edition shall not be taken up by the subscribers for the REGISTER, early in the ensuing month.

CASE OF TOBIAS WATKINS.

From the National Intelligencer of March 13.

For some time past we have stated, on some days, that it was the intention of the council of doctor Watkins to institute further proceedings in this case. Since, however, we understand that Messrs. Brent and Cox have failed in application to the supreme court to obtain its opinion as to the points upon which the court was divided, and that they were informed the court refused to give its opinion because the division was of such a nature as would require the judges to give separate opinions. This novel state of the case leaves not only the counsel of doctor Watkins, but the public, in darkness, as to the opinion and division of the court, upon the various points made in this important case. We also have understood, that the counsel have abandoned the intention of moving the court to restate the rule, for the purpose of arguing the effect of a division in the court, upon an appeal, as stated on a writ of *habeas corpus*. It having been intimated, that the result ought to exist in this country and under our form of government. We are, however, authorized to state, that an application is about being made to the circuit court of the United States for this district, for the discharge of Dr. Watkins from his second alleged illegal imprisonment, and as that court is supposed to have, beyond any doubt, jurisdiction of the case, and can control its own writs if illegally issued, the counsel feel confident of success. We forbear, for the present, any further comment on the case.

FOREIGN ARTICLES.

**Greece.** By the brig Angola, at New York, intelligence is received that the division of Bavarian troops, destined for Greece to support the throne of King Otto, arrived at Trieste, December 20th, (the day the Angola left), and were to embark in two days for Piræus, where the convoy was to assemble. On the 21st the second division was expected to arrive; on the 23d, the third; the fourth; 26th, the fifth and last; amounting in all to about 4,000 men. The troops which arrived on the 20th, elected the general admiration of the people at Trieste. The Greek committee had also arrived. Admiral Miautis expressed himself very much pleased with the young sovereign, from whom he had received the most flattering dismission.

**The Fudland Islands.** It is stated that a British vessel of war had proceeded to these islands to take possession of them in the name of his Britannic majesty.

A quaker named Pease has been returned to parliament from South Durham, but he has no giftings, it would seem, from the annexed paragraph, about taking the oath.

A member of the Society of Friends, by name Joseph Pease, has been placed at the head of the poll and returned for the southern division of the county of Durham. He is a man of considerable wealth and of great influence in that part of the county, as this election proves—there being in Southern Durham a vast number of persons who wear the same garb, and profess the same doctrines, as their honorable representative.

Mr. Joseph Pease, however, has some apprehensions as to his reception in the house of commons. He says, in fact, but he obviously anticipates martyrdom. He told the electors that "he

was well aware that he must go through much persecution in their cause, and that he should not be surprised if the sergeant-at-arms be ordered to take him into custody."

These fears take their rise in Mr. Joseph Pease's honest and conscientious reluctance to take the necessary oaths. He declares that he cannot take an oath that hundreds of other instances by which we are surrounded, be an indication of the progress of that enlightened policy which has enabled our fellow subjects to exercise the functions of legislators without regard to sect or party.

**Royal matters.** The princess Victoria, daughter of the duke of Kent, aged 14, is now the presumptive heir to the British throne.

The duke of Cumberland comes next, and then his son, prince George, who is also 14 years of age. The duke does not bear a good character. The celebrated affair in which he made a figure, occasioned by the singular death of his valet, has affected the whole public mind unfavorably towards him. It is stated that the mother of the princess Victoria avoids him as she would a pestilence, and that she never suffers her daughter to come within the sphere of his observation or influence.

**Central America.** The people of this war vexed country seem now to have peace among themselves; but are on bad terms with Mexico.

**Buenos Ayres.** We hear of no late battles in the provinces. The resignation of governor Rosas had been at length accepted, and Gen. Juan Ramon Balcarce was elected (by the house of representatives) in his stead.

The apostolic vicar of Buenos Ayres, at the request of the government, has issued a decree reducing the number of holidays to ten, besides Sunday. All the half holidays are suppressed with the exception of that of San Jose. In an accompanying note by the minister of the home department, it is stated "that, including Sundays and other holidays, rainy days and contingencies of the weather, which render it impossible to work on the river La Plata, there are now (i. e. before the reduction took place), more than 150 days in the year entirely lost as it regards labor!"

**Colombia.**—Divided into three parts, has present peace. The parts are the republics of Venezuela, New Granada, and Ecuador—the latter being acknowledged, by the decree of Gen. Santander; but differences, and further sheddings of blood are feared from the generals, who have some degree of command, and wish for great power.

**Nullification in Mexico.**—The mania of nullification appears to have seized upon our patriotic neighbors of Mexico. The Texas Advocate says—"The federal constitution is dissolved, and we are now without a constitution. Many of the states have refused to vote for a president, for senators or for representatives." By this nullifying proceeding on the part of the states, the government of the country is thrown into confusion.

FOREIGN NEWS.

By an arrival at New York, London papers of the evening of the 15th Jan. have been received.

The king of Holland has opined the Scheldt to the flag of all nations—those of Great Britain, France and Belgium excepted. The British commissioner or envoy in Portugal, Lord Hervey, is negotiating for the peace of the country—by the retirement of Miguel from the kingdom, and the installation of Pedro's daughter as queen, with a regency.

Ireland was more and more disturbed—the most horrible outrages were frequently committed. Lord Anglesea was speedily to leave the viceroynalty.

Parliament was in meet on the 29th January, to elect a speaker—but would not commence business for a week after.

Mount Vesuvius was in a violent commotion. Continued explosions were heard in Naples.

A large reduction of the French army is expected—100,000 infantry and 26,000 cavalry.

The king of Spain has associated his wife with him in the government of the kingdom—which was in a state of tranquillity. There is a report that Ibrahim Pacha had made a retrograde movement—and a general battle with him was expected. The grand vizier was at the head of 60,000 men.

U. S. bank stock, at London, 17th Jan.—£22 a 22 10.

DISCOVERY OF MINES IN CHILLI.

The *Araucano*, an official journal, contains in No. of the 9th June, 1833, the following document—

"The Intendency of Coquimbo Serena, 7th June, 1833, to the minister of the interior.—A wonderful discovery of silver ore has been made in the mountain chain of Topiapo, called Chanercilla and Mole. It is affirmed that the veins are immense. Since the 23d of May, sixteen, more or less rich, have been discovered; and travellers who have been upon the spot make the number even fifty. The ore is of the purest quality, and experienced miners entertain not the smallest doubt of the richness of this discovery."

(Signed) "JOSE MARIA POONAVENTE."

\* At one dollar for the supplement, in sheets—or 112½ cents if neatly done up in boards.



The same paper contains the following article, dated Coquimbó, June, 1832.

"We have before us several letters from the most respectable persons of the province, who unanimously confirm the wonderful discovery which we have mentioned in a preceding number. The mine lies at the south of Topiapi; it extends about fifteen feet in length, and ten in breadth; it touches the following places—Cissaucerilla, Ritacac Pan de Azúcar, Paçonales and Mole. Chance led to the discovery by a wood-cutter, who communicated his good fortune to one Godoi and Don Miguel Gallo; they resolved to keep the secret to themselves; but certain signs and traces, which they could not conceal, soon made the matter public. Four days after this, sixteen veins were already discovered—on the eighth day there were forty; and when the post left, fifty—not to mention the number of smaller veins, of which no notice was taken for the moment. A mass of ore which was purchased by an Englishman for two hundred piasters, proved to be worth a thousand. Besides the prodigious quantity of the ore, it is extremely rich in quality. The intendat has sent to the minister of the interior specimens from three different veins, the analysis of which proves what is here stated; and, as if it were not enough to give that district a name by a single event of this kind, a discovery has been made of rich gold mines in the adjacent canton of Janeco; that hitherto unvisited and desert mountain region, is, at this moment, animated by the presence of above 3,000 persons."

There is no doubt that these important discoveries will have a great influence on the future political and commercial situation of the country. In one respect they have already been injurious—for the copper mines are abandoned by the workmen.

MR. SOUTHWARD'S LETTER.

Trenton, February 25, 1833.

His excellency, Samnel L. Southard.

Sir—The undersigned, as a committee of the last joint meeting, have the honor of informing you, that you were appointed by that body, senator in congress of the United States for six years from the fourth day of March next, and of respectfully requesting your acceptance of the same,

With great respect, yours, &c.

ELIAS F. BEBLEY, } committee, &c.  
JOHN F. JACKSON, }

To the honorable Elias P. Seelye, vice president of the legislative council—and the hon. John F. Jackson, speaker of the general assembly.

Sir—I have been honored by your communication, by which I am informed that the joint meeting have conferred upon me, the office of senator in the congress of the United States, for six years from the fourth day of March next.

I beg you, sir, to convey to the members of the joint meeting, my acceptance of the appointment—and the expression of my grateful sense of the confidence manifested towards me. It is the more deeply felt, because the duties and the responsibilities of the station are greatly enhanced by the present condition of our country—and because it is bestowed after a long period of public service, during which my conduct and opinions have been known to my fellow citizens—and after a recent expression of many of those opinions, in the discharge of the duties of my present office. I cannot but rejoice that my election gives me an assurance that those opinions have not been misunderstood, nor disapproved by the members of the joint meeting, however they have been misrepresented by some others.

In acting upon my own strong convictions in regard to constitutional questions and the policy of the country, I feel, that I shall but follow the wishes, and aid in protecting the interests of my fellow citizens. I believe with them, that the nullification of the laws of the union, by the authorities or people of a single state, is a heresy most dangerous to our institutions; and must be discountenanced and repressed; and the government amply and vigorously sustained, in the enforcement of the laws—that the power on the right of the people to protect the territory of the country, clearly exist, and that their exercise cannot be surrendered without an obvious neglect of duty—that a sound and convenient currency is indispensable to the common prosperity, and that it is not wise to destroy the means and instruments by which it has, heretofore, been secured to us—that the public lands are public property which ought neither to be given away, nor squandered upon objects which are not connected with the common interests of the whole—that the independence of the judiciary, is interwoven with the best portions of our institutions, and its defence while in the exercise of its legitimate authority, is the high duty of every public agent. While endeavoring, in my humble measure, to sustain these and other important principles, I shall rely on the generous confidence of my fellow citizens—and objects of consultation in the discharge of my duties, I am associated with a colleague, in whose known opinions I so generally concur, and on whose purity, intelligence, and faithfulness we all have entire reliance.

I am, very respectfully yours, &c. &c.

SAMUEL L. SOUTHWARD.

Trenton, Feb. 26, 1833.

MR. VAN BUREN AT PHILADELPHIA.

Philadelphia, Feb. 25, 1833.

Sir—Entertaining the same sentiments of respect for your talents and patriotism as a statesman and republican, as the

great body of the people of the United States, by whose suffrages you have recently been elevated to the second office of the republic, the undersigned, on behalf of their fellow citizens, embrace this opportunity of your presence in the second city of the union, of inviting you to partake of a public dinner, in which they, in common with many of their political friends, would gladly join.

The situation of the country is so peculiar at this moment, that public men, whose sentiments are known to be in favor of moderate but firm measures to meet the present crisis, deserve and ought to receive the countenance of those who have only at heart the good of their country. The democracy of Pennsylvania, have from the commencement of the government, always shown themselves firm for those principles and measures which will preserve the union, as well as the rights of the states, the prosperity of the country, and the advancement of civil liberty. In this sentiment, they unite with their brethren throughout the country, by whose suffrages you have been called to give your aid and support to the measures of the present chief now at the head of the government.

Believing that the confidence of the country has not been misplaced, in elevating you to the high office, the duties of which you will shortly assume, and that the wise measures of the president will always receive your firm support, they beg to assure you of their esteem for your character as a statesman, and respect for your worth as a citizen.

With sentiments of high consideration, we have the honor to be your friends and fellow citizens.

Robert Patterson, Samuel Hodge, James Page, Joseph Worell, William Stewart, Thomas Cuce, Robert B. Lodon, Wm. J. Leiper, Christian Knous, Frederick Stoecker, Jas. M. Barclay, C. Hickman, T. W. L. Freeman.

Hon. Martin Van Buren.

Philadelphia, Feb. 25, 1833.

GENTLEMEN—My stay in Philadelphia will be too short to enable me to comply with your polite request. But I am not therefore, I assure you, the less sensible of your courtesy and kindness. There is no portion of my fellow citizens whose good opinion I value more highly than that of those you represent, and I shall ever cherish with the most grateful feelings, the flattering and affectionate expression contained in the communication with which you have honored me.

I concur freely in the views you express in regard to the necessity and propriety of moderate but firm measures to meet the present crisis in our public affairs. The inflexible support which has been given by the democracy of Pennsylvania to those principles and measures which will best preserve the union as well as the rights of the states, protect the prosperity of the country, and advance the cause of civil liberty, will be attested by all who are in any degree conversant with our public history. It is by this patriotic and honorable course of her citizens, that Pennsylvania has acquired so large a share of the respect and confidence of the nation.

The present condition of our country is, as you justly observe, a peculiar one; yet I cannot but think that the dangers which menace our institutions, are already quieted, lessened, and bid fair to be speedily and happily removed; it is to me most obvious that the difficulties attending a satisfactory adjustment of the tariff, are now reduced to questions of time merely. The repeated and earnest recommendations of the president to congress in favor of a reduction of duties to the revenue standard, by means of a law, which shall be certain in its ultimate effect, but yet so gradual in its operation, as to give the greatest extent of protection to existing establishments, that shall be found consistent with the paramount obligation to relieve the people from all burthens which are not necessary to the support of government—recommendations, on the propriety of which he so distinctly placed himself before the American people at the late presidential canvass, and in which he was so triumphantly sustained by a vast majority of them—seem to be now unembarrassed by any opposition, and to have become the favorite and universal sentiment. These important points established, there can surely be nothing in the residue of the subject, nor in the details of a bill, by which they are to be carried into effect, that, if acted upon in a proper spirit, may not be overruled without threatening the public peace, or endangering the stability of our union. Any measure which shall successfully accomplish the objects proposed, and which shall be of a character to recommend itself to the moderate men on both sides of the question (the only securities we can have for its permanency) will, without doubt, receive the approbation of the people and restore the different sections of the country to those relations of peace, affection and good fellowship, which are so indispensable to the prosperity and happiness of each and all. That these great objects shall not fail for the want of such an arrangement, is so emphatically demanded by public sentiment as to allay all apprehension: should the present congress, unfortunately, be unable to effect it, we may count with confidence upon the speedy and successful efforts of the next. Until this desirable result shall be attained, we have a safe guaranty against violence and discord in the discreet exercise of executive authority, the pervading patriotism of our countrymen, and that sacred inextinguishable love of union which is so predominantly and master-feeling in an American bosom.

You do me but justice in expecting a sincere support on my part, of the administration of our worthy and venerable chief magistrate. I regard that as the most useful and honor-

the portion of my public life, which was spent under his immediate direction, and cannot fail to appreciate, as I ought, the honor of being permitted to co-operate in the advancement of the public interest, with one in whose capacity and patriotism, my confidence is unequalled.

Be pleased to make my sincere acknowledgments to those you represent, for this mark of their respect, and to accept for yourselves individually, the assurances of my sincere regard.

M. VAN BUREN.  
To Messrs. R. Patterson, Samuel Badger, James Page, Thomas Care, Joseph Worrell, Wm. J. Leiper, Christian Kneau, Frederick Sloocer, John M. Barclay, Wm. Stewart, C. Hickman, T. W. L. Fyeman, and Robert B. Dodson.

#### OHIO CANAL REPORT.

The eleventh annual report of the canal commissioners states that the works committed to their charge are completed, with the exception of the lower lock at Portsmouth; and those at Cincinnati, for connecting the canals with the Ohio river; that the materials for these are collecting, and that the work will be prosecuted as soon as the state of the water in the Ohio river will permit.

During the year ending Dec. 31, 1832, the gross amount collected for tolls and water rents were,  
On the Ohio canal, \$82,867 40  
" Miami canal, 40,925 81

Making a gross sum collected on both canals, of \$123,792 21

It is estimated that the prevalence of the cholera at New York and Cincinnati produced a reduction in the revenue of the canals, of \$30,000; but notwithstanding this and other causes of fluctuations in trade, they express the confident belief that the revenue from them will continue to increase, as the resources of the country are developed, and that their predicted benefits to the state are confirmed by past experience.

Payments during the year, and total cost.—The total amounts of payments on contracts, and to superintendents of repairs, for the year ending on the 10th of Nov. 1832, is,

On the Ohio canal, \$310,404 58  
" Miami canal, 52,085 95

Total disbursements for work on the canals, \$362,490 53

Wages, subsistence, and incidental expenses of engineers and acting commissioners, \$18,178 58

Other canal commissioners and clerk, 467 63

Damages awarded, 3,988 80

For real estate to accommodate water power, 3 00

93,135 06

Total disbursements for the year ending 30th Nov. 1832, 385,625 59

To which add amount paid up to Nov. 1831, as per last year's report, 4,778,009 63

Making a total cost of the canals, &c. up to Dec. 1, 1832, \$5,163,725 24

The aggregate length of the canals is 400 miles, comprising 184 lift locks, overrunning a total amount of ascent and descent of 1,547 feet; 9 guard locks; 22 aqueducts; 242 culverts, 182 of stone and 60 of wood; 9 dams for crossing streams; and 12 feeder dams. Both canals have a minimum breadth of 40 feet at the water line, 36 feet at bottom and 4 feet deep. The locks are of stone, 15 feet broad, 90 feet in length between the gates, admitting boats 72 by 14 feet 10 inches.

#### COMMERCE OF BOSTON.

We copy the following very interesting article from the "Boston Courier," to show the immense importance of the late much abused, and now diseased, or deceased, "American System." Look at some of the items—60,011 bales of cotton—386,869 barrels of flour, of which 127,353 were from the Hudson, 141,181 from the Chesapeake, 17,365 from the Delaware, &c.—1,207,676 bushels of corn, 47,660 rye, 178,771 oats, &c. chiefly from the Chesapeake—and 22,954 bbls. (domestic) molasses; and these, or nearly all these, for the home consumption. The progress of such importations is beautiful, as stated for the three last years.

	1830.	1831.	1832.
Cotton bales	45,203	53,810	60,811
Flour barrels	309,597	286,082	286,809
Corn bushels	—	681,131	1,207,676

☞ Increase in two years—bales of cotton 14,808; barrels of flour 76,912; bushels of corn, (one year) 526,545.

To the editor of the Courier: I send you a statement, in detail, of the commerce of Boston, for 1832. Compared with previous years, it presents a large and truly gratifying increase in our trade, which must be cheering to every one. It appears after all, our factories have not quite ruined our commerce. S.

Foreign arrivals—American 848, English 211, French 3, Sicilian 3, Spanish 2, Dutch 1, Danish 1, Swedish 1—Total 1,064. Ships and barges 165, brigs 536, schooners 360, sloops 2, galliot 1. Coasters—ships 62, brigs 514, schooners 2,322, sloops 628, steam boats 3—Total 3,578.

It should be observed that a large number of vessels arrive coastwise, whose cargoes are not usually reported, and a great portion of these are, from the state of Maine. The number of

this class of vessels, such as wood coasters, fishing vessels, &c. amount probably to two or three thousand annually. The list of coasters above named, and the tables of imports which follow, were taken from City Hall books.

Import of Cotton, 1832.—From New Orleans 25,693, Charleston 15,470, Savannah 9,916, Mobile 7,213, New York 679, North Carolina 467, Virginia 279, Gloucester 180, Florida 56, other ports 56—Total 60,011 bales.

Of flour—	Barrels.	Barrels.
From New York	105,918	
Albany and Troy	21,003	
Other New York ports	312	
		127,233
Baltimore		97,038
Federicksburg	54,845	
Richmond	33,681	
Norfolk	7,349	
Petersburg	2,900	
		98,075
Alexandria	42,306	
Georgetown	800	
		43,106
Philadelphia		16,174
New Orleans		1,473
Ports in Delaware		1,261
Connecticut		584
Massachusetts		623
New Hampshire		1,242

Total barrels 286,609  
Molasses—Foreign 37,460, coastwise 22,954—Total 60,414 bbls.

Import of	Coars.	Rye.	Oats.	Saors.
From Savannah	3,000			
Washington, N. C.	14,221			
Elizabeth City	13,115			
Other ports in N. C.	14,405			
Federicksburg	116,118	196		27,350
Norfolk	97,314	75		
Rappahannock	30,714			
Tappahannock	29,555	112		
Port Royal, Va.	19,178			
Other ports in Virginia	15,666			
Alexandria	47,943	312		8,900
Baltimore	296,375			8,346
Wilmington, Del.	18,800	160		2,350
Other ports in Del.	7,450	130		1,650
Philadelphia	268,063	1,252		8,008
New York	153,861	24,719		17,600
Albany	11,550	6,142		13,825
Other ports in N. Y.	7,085	1,630		400
Hedgeport	16,650	1,250		8,100
Other ports in Conn.	4,100	8,088		3,960
Ports in Massachusetts	11,000	574		198
N. Hampshire	160	330		368
Maine	153	1,960		69,756

Total bushels imported in 1832 } 1,907,676 47,660 178,771 77,879

	Ships & barges.	Brigs.	Schrs.	Sloops.	Steam boats.	Dog-ger.	Total.
Foreign	128	487	397	—	—	1	943
Coastwise	123	461	1,567	457	3	—	2,611
Total 1832	251	948	1,894	457	3	1	3,554

Of the foreign clearances, there were, American 731, English 199, Spanish 3, French 2, Swedish 2, Sicilian 2, Danish 1, Dutch 1, Portuguese 1, Russian 1—943.

In 1830—Foreign arrivals	642
Coastwise do.	2,938
Foreign clearances	567
Coastwise do.	2,216
Bales of cotton imported	46,503
Barrels of flour do.	309,897
1831—Foreign arrivals	676
Coastwise do.	2,948
Foreign clearances	624
Coastwise do.	2,288
Bales of cotton imported	52,810
Barrels of flour do.	286,482
Bushels of corn do.	661,131
do. oats do.	239,809
do. rye do.	49,495
do. shorts do.	33,489
Hhds. molasses do.	58,042

#### NEW YORK INSPECTIONS OF FLOUR AND MEAL, &c.

From the Shipping List.  
By the report of the flour inspector in this city, made to the legislature of the state, it appears the amount of inspections from 1st January, 1832, to 1st January, 1833, were as follows:

	Average value per brl.
Superfine	764,705
Do. half do.	24,554
Fine	94,516
Do. half do.	2,624

Bad	barrels	21,535	5 00
Do.	half do.	101	2 50
Fine middlings	barrels	8,061	5 44
Middings	barrels	5,409	5 00
Ship stuff	barrels	2,954	4 37
<i>Rye flour.</i>			
Eye	barrels	19,675	4 50
<i>Indian meal.</i>			
Barrels		12,774	3 62½
Hopheads		7,153	15 00
<i>Buckwheat.</i>			
Barrels		128	4 00
Half do.		244	2 12½

Total value \$5,312,983 24  
Value last year 5,309,797 85

Of the above flour, about 20,000 barrels were re-inspected. Flour consumed in the city is not required, by law, to be inspected.

INSPECTIONS FOR THREE YEARS.			
	1830.	1831.	1832.
Wheat flour.	808,716	915,087	827,213
Do.	23,657	25,167	25,570
Rye flour.			
Barrels	15,192	9,222	12,676
Buckwheat.			
Barrels	158	197	198
Half do.	486	405	244
Corn meal.			
Barrels	9,663	24,076	12,774
Hopheads	10,316	9,251	7,154
Totals in N. York	867,568	961,725	865,787
Do. in Brooklyn,			
Wheat flour.			
Barrels	7,136	5,697	4,835

Of wheat flour from New York to foreign ports, from 1st Jan. 1832, to 1st January, 1833, viz:

	Barrels.
To Great Britain	12,221
France	22,400
Gibraltar	3,257
Madeira	1,825
North of Europe	240
Cape of Good Hope	230
British colonies, W. Indies and S. America	154,291
Total export in 1832 [foreign]	195,614
Do. 1830	537,104
Do. 1829	304,322
Do. 1828	220,441
Do. 1827	207,246
Do. 1827	178,222

[57—The whole inspection of wheat flour in 1832, being added up, was 810,029 barrels; of which 195,614 were exported, leaving 614,415 unexported for a three times greater quantity than in former years, though a glorious trade has been opened up with the West Indies, in British vessels, through British North American ports! So even at New York, "the great commercial emporium," the home market for the farmers is three times (and more) more valuable than the foreign one. And by the preceding statement concerning the commerce of Boston, it appears that at that place of deposit for the supply of a portion of the manufacturers of Massachusetts, is shown that nearly twice as much flour was imported at Boston as was sent to all foreign places from New York—independent of the supply of the Boston market by inland transportation.]

CONVENTION WITH FRANCE.

Office of the board of commrs. under the convention with France. Washington City, March 5, 1833.

The board having considered and disposed of all the memorials thereto, it passed the following orders:

1. *Ordered*, That all persons having claims to be presented to the board, memorials of which have not been filed with the secretary, or, which being filed, have not been received by the board at its present session, by reason of defects in the same, to file memorials of their said claims, with the secretary, on or before the 10th day of June next; after which day, no new memorial will be received, unless upon good cause shown, why the same was not filed as herein before required; and that each of said memorials, so required to be filed, be prepared and verified in conformity to the orders of this board of the 11th day of September, 1832.

2. *Ordered*, That the memorials which have been received by the board, at its present session, be set down at the expiration of six months from the date of this order, for examination upon the proof, filed with the secretary previous to that period, and that all memorials that shall hereafter be received by the board, be set down for examination, in like manner, at the expiration of six months from the date of their reception; but if any claimant shall wish his memorial set down for examination at an earlier day, it may be done at any time upon application made to the board for that purpose; and if any claimant can show good cause why his memorial should not be set down for examina-

tion at the expiration of said period of six months, upon application, and such good cause shown to the board, further time will be allowed him for that purpose.

3. *Ordered*, That the arguments in each case which has been suspended, be filed with the secretary on or before the 10th day of June next; and that in the case of every memorial that shall hereafter be received in which the claimant intends to submit an argument to the board, such argument shall be filed with the secretary before or on the day his memorial shall be set down for examination, and no proof, argument, or other document, shall be received after the memorial is set down for examination, except by special leave of the board; and no paper shall be withdrawn after being filed, without such leave.

And that time may be allowed to claimants to prepare and file their memorials, as above directed—procure their proofs, and prepare their cases for examination, it is further,

*Ordered*, That when the board shall adjourn to-day, it will adjourn to meet again on the 10th day of June next; at which time, it will proceed to examine and decide on such memorials as may have been filed with the secretary previous to the said 10th day of June next, pursuant to the above orders. By order of the board,  
JOHN E. FROST, Secretary.

UNITED STATES SENATE.

The senate board for the twenty-third congress is now full, with the exception of two members, viz. one from Pennsylvania and one from Tennessee. The figures opposite the names denote the years when the respective terms of service of the members will expire.

State	Member	Year	State	Member	Year
North Carolina.	Bedford Brown	1835	Georgia.	George M. Troup	1835
Delaware.	John M. Mangum	1837	Ohio.	John Forsyth	1837
Illinois.	William D. Mangum	1837	Kentucky.	George M. Bibb	1835
Indiana.	John C. Calhoun (c)	1835	Tennessee.	Henry Clay	1837
Mississippi.	Stephen D. Miller	1837	Virginia.	Hugh L. White	1835
Alabama.	George M. Bibb	1835	One vacancy	—	—
Florida.	Henry Clay	1837	Ohio.	Thomas Fwing	1837
Connecticut.	Gideon Tomlinson	1837	Illinois.	Thomas M. King	1839
Massachusetts.	Nathan Smith	1839	Louisiana.	George A. Waggaman	1835
New York.	Samuel Prentiss	1837	Indiana.	Joseph S. Johnston	1837
Pennsylvania.	Zephaniah Swift	1839	Mississippi.	William Hendricks	1837
New Jersey.	Samuel Wright (a)	1837	Alabama.	John Tipton	1839
Delaware.	Nath' P. Tallmadge	1839	Mississippi.	George Poindexter	1835
Virginia.	Throd. Feltinghuysen	1835	Illinois.	John M. Robinson	1835
North Carolina.	Samuel L. Southard	1839	Alabama.	Elias K. Kane	1837
Georgia.	William Wilkins	1837	Florida.	William R. King	1835
Ohio.	One vacancy	—	Missouri.	Gabriel Moore	1837
Illinois.	John M. Clayton	1835	Virginia.	William C. Rives (b)	1835
Alabama.	Arnold Naudain	1839	Missouri.	Alexander Buckner	1837
Florida.	Ezekiel F. Chambers	1837	Ohio.	Thomas H. Benton	1839
Georgia.	Joseph Kent	1839	Alabama.	John Tyler	1839
Virginia.	William C. Rives (b)	1835	There will be a decided majority of anti Jackson members, including the nullifiers.		

LEGISLATURE OF MAINE.

The order requesting the governor "to communicate to the legislature the report of the commissioners on the north eastern boundary, appointed under the resolve of March 3, 1829, if the same has been received by him, with any other documents which he may deem proper, and as soon as the same can, in his judgment, be communicated consistently with the public good," has received the attentive consideration of the department, which has come to the conclusion, that the publication of these documents, at this time, could not fail to be prejudicial to the success of the negotiation instituted by the president with Great Britain in relation to the north eastern boundary; and in that view, could not be consistent with the public good; but in view of the interests of the state, and of the United States. The legislature and people can be assured that no definite action will be, or can be had in relation to the disputed territory, on the part of this state, till the whole subject shall receive the consideration of the legislature, to whom, at the proper time, the documents will be communicated, and by whom such direction will be given to this important concern as shall best comport with the rights, honor, and interest of the state.

Executive department, March 1, 1833.  
[57—"It is understood" that the commissioners have agreed to give up the land and people, in dispute, for a million of acres in  
\* Re-elected. † New members.  
(a) In place of Mr. Marcy, resigned. (b) In place of Mr. Tazewell, resigned. (c) In place of gen. Hayne, resigned.

Michigan. But Massachusetts has something to say about the bargain.

An account of the proceedings had on the preceding message says—"It was referred by the senate to a select committee; but, an hour afterwards, a motion to reconsider the vote of reference was carried by a vote of 11 to 9. A motion was then made to lay the communication on the table; but was withdrawn, that it might be sent to the house. In the house, a motion to refer it to a select committee was rejected, 76 to 31, and it was finally returned to the senate.

"It is obvious from the language of the governor's message, that a report has been made by the commissioners. What the tenor of that report may be, is not fully known; but from the language used in the debate relative to the disposition of the communication above referred to, there seems to exist a persuasion that the commissioners have entered into a negotiation for a surrender of the territory in dispute, on the receipt of some indemnity. Among other objections to the action of the commissioners, the following was suggested by Mr. Boutelle, a member of the senate:

"Suppose our commissioners make a bargain and obtain an 'indemnity,' we cede away territory of which half the soil belongs to Massachusetts, and that commonwealth loses her share, or looks to us as responsible for selling her land."

Just before the adjournment of the legislature, the following resolutions were passed:

**Resolved,** That so much of the resolve passed the 3d day of March, 1833, respecting the north eastern boundary, as provides for the submission to the legislature, "for approval or rejection," of the agreement or treaty therein contemplated to be made by the commissioners therein intimated, be, and the same is hereby repealed.

**Resolved,** That no arrangement, provisional agreement or treaty, already made, or that may hereafter be made, under, or in pursuance of, the resolve to which this is additional, shall have any binding force, effect, or operation, until the same shall have been submitted to the people of this state, in their primary assemblies, and approved by a majority of their votes.

#### LEGISLATURE OF MARYLAND.

IN THE HOUSE OF DELEGATES.

Mr. Wright, of Dorchester, submitted the following preamble and resolutions:

*By the house of delegates, March 4th, 1833.*

The legislature of the state of Delaware having represented to this general assembly, that in the opinion of the legislature of the state of Delaware, it would greatly promote the interest, comfort and property of the inhabitants of the peninsula, formed by the waters of the Chesapeake and Delaware bays, if they were united under one government:

That it comports with the wishes and views of the people of the state of Delaware, that the people of the Eastern Shore of Maryland, and those of Delaware, should be united under one government, and that the region of country inhabited by them respectively, should be denominated the state of Delaware. And that the governor of Delaware is authorised, in case these views of the state of Delaware should meet the approbation of the legislature of the state of Maryland, to appoint three commissioners on the part of the state of Delaware, to meet such as may be appointed on the part of the state of Maryland, to carry the measures into execution, and settle the preliminaries and details thereof, subject to the final ratification of the legislatures of the two states, and that of the congress of the United States;—therefore,

*Be it resolved by the general assembly of Maryland,* That, holding the pursuit of happiness as the unalienable right of all men, and that political associations and governments are but means to gain that desirable end, we refer the overture made to this general assembly, by the legislature of the state of Delaware, to the candid and serious consideration of our fellow citizens, in the respective counties on the Eastern Shore of Maryland, who are immediately and most particularly interested in the proposition. And we leave the subject to be first entertained by our fellow citizens on the Eastern Shore, in a general convention, to be held among themselves, or in such other way as to them may seem most fit.

*Resolved by the general assembly of Maryland,* That in case it should be authentically notified to the governor of Maryland by any proper authority from the counties on the Eastern Shore of this state, that it is the wish and pleasure of the people in those several counties, that commissioners should be appointed on the part of the state of Maryland, to meet those to be appointed by the state of Delaware, in order to adjust preliminaries and details, that all may the better understand the precise terms of the proposed change, before any final decision is made. That the governor, by and with the advice and consent of the council, is hereby authorised and empowered to appoint three commissioners from the Eastern Shore of Maryland, for that purpose, as soon after the meeting of the legislature of Maryland, as the commissioners are directed to make full report to the governor, to be by him laid before the general assembly of Maryland, at the earliest period after its reception.

**Resolved,** That the governor of this state be requested to forward a copy of these resolutions to the governor of the state of Delaware, with a solicitation to present them to the legislature of that state.

Which were read.

Mr. Jones moved to refer said preamble and resolutions, and the resolutions of the state of Delaware, in relation to the union of the Eastern Shore counties of this state with the said state of Delaware, to a select committee, to be composed of one member from each of the Eastern Shore counties.

Mr. Merrick moved to amend the motion of Mr. Jones, by striking out, "Eastern Shore counties," and inserting "counties of the state."

Mr. Nicols moved to lay the motion and amendment on the table; resolved in the affirmative.

Mr. George A. Thomas, submitted the following order:

**Ordered,** That the governor be requested to cause the flag to be hoisted on the state house this day at 12 o'clock, in honor of the inauguration of the president and vice president of the U. States of America.

Which was read.

Mr. Cottman moved to amend said order, by striking out these words, "and vice president."

**Resolved** in the affirmative.

On motion of Mr. George A. Thomas, the yeas and nays were ordered, and appeared as follows—affirmative 34, negative 36.

The question was then put, "will the house adopt said order, as amended?"

**Resolved** in the affirmative.

On motion of Mr. Jenkins, the yeas and nays were ordered, and appeared as follows—yeas 59, nays 2.

Mr. Jones submitted the following order:

*By the house of delegates, March 4th, 1833.*

**Ordered,** That his excellency, the governor, be requested to cause the flag of the union to be hoisted over the capitol, to-morrow at 12 o'clock, M. in honor, and as expressive of our approbation of the patriotic exertions of Henry Clay, and those senators and representatives in the congress of the United States, who co-operated with him in effecting a compromise of the tariff, and in endeavoring to restore harmony to our country.

Which was read.

Mr. Turner moved to amend said order, by striking out the name of Henry Clay.

Determined in the negative.

Mr. Jenkins moved to amend said order, by inserting after the word "approbation," the following:—"and Andrew Jackson, president of the United States, for recommending in his annual message, of December last, a gradual and protective reduction of the tariff, with a just regard of the great interests invested in manufactures."

Determined in the negative.

On motion by Mr. Jenkins, the yeas and nays were ordered, and appeared as follows—yeas 21, nays 42.

Mr. Holmes moved to postpone said order indefinitely.

Determined in the negative.

Mr. Wright, of Queen Anne's, offered as a substitute for said order, the following:

**Ordered,** That in the exertions which have been made by the distinguished individuals in congress to effect a modification of the tariff, or their exertions in favor of any other subject, they did nothing more than their duty, and that it does not comport with the dignity of freemen to be offering their thanks to any, for the performance of nothing but their duty.

Which was read.

Mr. Turner moved to lay the order and substitute on the table.

Determined in the negative.

Mr. Jenkins moved to amend said order, by adding at the end thereof the following:

And to William Wilkins, senator from Pennsylvania, who reported the bill further to provide for the collection of the duties on imports, thereby affording to the president of the United States power to support the dignity of the nation, and the supremacy of the constitutional laws of the land, and those senators and representatives who voted for the said bill.

Mr. Merrick called for the previous question, and being denied by a majority of the members present, the said previous question was put, viz. shall the main question be now put? and it was resolved in the affirmative.

On motion by Mr. Jenkins, the yeas and nays were ordered, and appeared as follows—yeas 33, nays 27.

The question was then put on the amendment, as proposed by Mr. Jenkins;

Determined in the negative.

On motion by Mr. Jenkins, the yeas and nays were ordered and appeared as follows—yeas 23, nays 41.

The question was then put on the adoption of the substitute, offered by Mr. Wright, of Queen Anne's.

Determined in the negative.

On motion by Mr. Holmes, the yeas and nays were ordered, and appeared as follows—yeas 21, nays 37.

The question then recurred, and was put on the adoption of the original order;

**Resolved** in the affirmative.

On motion by Mr. Ely, the yeas and nays were ordered, and appeared as follows—yeas 40, nays 32.

Mr. Jenkins asked leave of the house, to enter upon the journal his reason for his vote on said order;

On the question being put, will the house grant the leave?

It was resolved in the affirmative.

Mr. Jenkins then offered as his reason, the following:

"Because he believes that the said order was designed as a party movement."

On motion by Mr. Harris, seconded by two other members who voted in the majority, the house reconsidered their vote upon said leave;

The question was then again put, Will the house grant the leave?

Resolved in the affirmative.

THE NEW TARIFF LAW.

The following is from the Charleston Mercury of the 23d February. The writer is a very pious man—perhaps a little profane—but it is from the "right side of the Tweeds," and may not be unexpected. We have marked a few words in Italics and SMALL CAPITALS, to show the notions of the writer.

"Mr. Clay's bill is the subject which now engages all tongues and occupies all attention. And well it may; for it was certainly as unexpected, as it is gratifying, considering the source from which it comes. Who would have thought that our wounds would have been healed by the hand that inflicted them? or that peace would have been restored by the individual who has done more than any other to destroy it? or that the union would have been preserved by him who brought it literally to the verge of the precipice? There is something, not only peculiarly right and beautiful in this, but that shows distinctly the superintending Providence of God in the affairs of our country, and that as he blesses and sustains the cause of justice, so he works out its triumph even by the instrumentality of the chief of our opposers. It is not right that he who has injured us, should be the means of redressing our wrongs? And is it not retributive justice, that even at a period like this, when all hope of relief apparently was gone, and South Carolina was calmly preparing for the field, determined if she could not regain, not to survive her liberty, *he who had forced her to resistance, who had driven her to secession, should now appear as her friend and champion?*

DOES NOT THIS THE HAND OF THE ALMIGHTY SUPPORTING THE CAUSE OF THE OPPRESSOR, AND THE HEART OF THE OPPRESSOR TO THE PURPOSES OF JUSTICE? What less than the power of God could have induced Mr. Clay to consent to the abandonment of that system of which he is the father, and which he has zealously maintained against all our petitions and remonstrances, even to the present hour?—

That less than this power could have torn him from his darling policy, and from all his cherished notions of individualism, and have induced him to sacrifice them all upon the altar of peace and union?

"Really, Mr. Editor, I know not how others think or feel upon this subject, but, for myself, as I have never doubted that our cause was just and that the God of justice would endorse its triumph, so I perceive in this movement of Mr. Clay a distinct manifestation of Divine interpositions in our favor, and of the overruling care and protection of that Being who makes the wrath of man to praise Him, by making even our greatest enemy himself the instrument of our deliverance from tyranny. Let us be grateful to God, that as he gave us intelligence to understand our rights, and firmness and resolution to maintain them, so he now opens a prospect of peaceable success, in a way which HE only could have opened, if not by actually converting our principal antagonist to a friend, as he actually by turning his thoughts to harmony and conciliation. As to the bill itself, there are but two or three questions worthy of consideration. Ought it to satisfy the south? Will it become an act? How will it affect Mr. Clay in the different sections of the union? In relation to the first point, I have no hesitation to say, for one, that it ought to satisfy the south. I could have wished, indeed, that the period for the final reduction of the tariff to the revenue standard had been shorter, but the time fixed, long as it is, ought not to constitute an insuperable objection. The great objects are, to abolish the protective policy, and to reduce the revenue to the legitimate wants of the government. Both of these objects will be accomplished by this measure. It will reduce the protective duties, biennially, till they come equal to 30 per cent. and, after an *interim*, no *interim* duty will be laid upon all articles indiscriminately, except such may be admitted duty free. HERE THEN EVERY THING IS OFFERED FOR WHICH WE HAVE CONTENDED. THE BILL GIVES UP THE PROTECTIVE PRINCIPLE, AND WILL ABANDON THE PROTECTIVE POLICY, we give them time, so that the system may be let down gradually, without any PUBLIC CONVULSION or individual ruin."

The following is from the Charleston Mercury of the 5th inst. We regret the necessity of admitting that certain of its most important points seem true—and that the friends of "free trade," so called, as well as of "nullification," have gained a victory—for the time being. A little more modesty, however, in proclaiming it, might have been well—under the circumstances of the case. We add some extracts from the "Courier" and "Patriot"—union papers.

From the Charleston Mercury.

THE ADJUSTMENT.

It will be seen that Mr. Clay's bill for the gradual reduction of the tariff to the revenue standard has passed the house of representatives, and there is no doubt that it has also passed the senate and become a law. This is a result which we confess we did not anticipate. Henry Clay, the father of the American System, after his long and zealous advocacy, and after carrying through the abominable tariff of 1823, has found it ne-

cessary, even before the time appointed for that bill to go into operation, to abandon it, and to introduce a bill providing for the eventual reduction of duties to the amount of revenue "necessary for the economical administration of the government!" This is indeed surprising; and although the provisions of the bill fall short of what we could have desired, and are not such as the south had a right to demand, and in strict justice to insist upon—yet we cannot but hail with gratification this decided evidence of a disposition on the part of congress to do justice, to respect the constitution, and restore the sound principles of the government.

The final reduction is too long deferred. Four or five years would have been a sufficient concession of time to the manufacturers, before the reduction was completed; and 15% and not 30 per cent. might have sufficed, as the amount of the extent of duty to be ultimately allowed them, and as being a rate sufficiently high to raise the amount necessary for the economical administration of the government. The cash duties—and the home valuation are also objectionable features of the bill. Still it has been a compromise, between our just claims, and the vested interests of the manufacturers, which immediate and full justice to the south would have involved in certain ruin—a consummation which whether merited or not, the south did not desire. In making such a compromise, some obvious provisions were unavoidably to be permitted. The principle too has been yielded to us, for which we contended from the first, that revenue, and not protection, should be the object of duties; and it has been yielded under a pledge that *the protection of manufacturers will not be hereafter again assumed as the object of legislation, and that, even if it should be violated, will secure us a decided resistance against all attempts to return to the American System.* As therefore, we have never complained merely of the amount of the exactions levied for the benefit of the manufacturers—but contended against the principle, that being yielded and the definite *tariff* secured, that the protection of manufacturers was granted, and mastered the citadel of the odious system, and we may submit to the concession of time for the manufacturers to shape their speculations to the new arrangement, though we do think that a more than reasonable period has been allowed them, considering how long the south has been denied even the hope of redress at the hands of congress.

We rejoice therefore in the prospect of a pacification of the confederacy, in spite of the insidious influences which have been exerted, and which until now induced us to despair of a peaceable issue of the struggle, which has shaken our union to its foundation, though we never despaired of the ultimate triumph of the good old cause. We are of opinion that South Carolina has no inducement now left her for a further act of unbecoming defiance, and that it is probable when our convention reconvenes, no new ordinance of nullification will be adopted, that already passed, having now been rendered inoperative by the abolition of the odious enactments against which it was framed to operate. Our convention will not, we think, reject a compromise for which our own delegation and that of the whole south voted in solid phalanx; against which we are glad to see recorded in all the *alibi* *alibi* and which issue from the south sought to embroil, but we feel under the necessity of the kitchen cabinet. This is our present impression, though events may intervene which we do not anticipate, which may require further action for the defence of their rights on the part of the people of South Carolina.

The passage of Clay's bill effectually kills the enforcing bill, which, however, from the indications in the house, will probably pass by a large majority. If so, it may be considered as nothing more than an exhibition of spleen. It will record the spite of the administration against certain men, and shew what enormities it would perpetrate, were the opportunity afforded. But the president will have been effectually precluded from the opportunity of exhibiting our resistance, by the removal of all motive to our resistance, and by there consequently being no resistance to his bill to punish. The tariff, therefore, will be adopted, and from principle, combine to pass the enforcing bill. Our convention will do no more than declare it null and void; and it will remain dead upon the statute book, *brutum fulmen*—a monument of the corruption of the times—a record of treason to the constitution and liberty, which its authors will ere long wish in vain to have utterly erased from the memory of the republic.

The passage of this bill will be amply compensated by the administration, as some compensation for the heavy blows which have fallen in such quick succession upon them of late; and they will claim it as a triumph of the principles of the proclamation, but it will be an empty triumph, as worthless as that of the buffoon tyrant of Rome, who, returning from his pompous and futile invasion of Britain, consoled himself by picking up, and bringing back as trophies the shells which he had gathered on the sea shore.

From the Charleston Courier, March 5.

The question settled.—The Washington papers, received by the mail yesterday, confirm the gratifying intelligence as to the adjustment of the tariff, received the day before by the way of New York; and contain the additional information, that on Tuesday last, Mr. Clay's bill, as a substitute for Mr. Feaplanck's finally passed the house of representatives, by a majority of 34

\*We wish that the revenue duty was instantly reduced to five per cent. "Feeling has no fellow." Ed. Res.

votes, and was sent to the senate for concurrence, where, at the date of the last account, it was rapidly progressing to "the consummation devoutly to be wished," through the usual forms of legislation. There can be no doubt that Mr. Clay's bill, ere congress adjourned, must have passed both houses, received the signature of the president, and become the law of the land.

We cannot but indulge in the expression of our heartfelt gratification, at this unexpected and auspicious termination of a controversy, which has been such a prolific source of mischief, political, commercial and social, in our community, and which, as it were, but yesterday threatened to plunge us in all the horrors of civil war, and lay in ruins the noble edifice of union, erected by our fathers, as the palladium of our liberties. The union has been thus once more saved, in the spirit of concession and compromise, that presided at its formation. The settlement of this question has taken place too, at a time in other respects most opportune—at a period, when the government had assumed the attitude becoming the assertion of its lawful supremacy, and when notification, the spirit of evil that had crept for purposes of mischief into our political paradise, had received the rebuke and reprobation of every section of the union. We cannot then but commend this act of our national legislature, as a magnanimous concession from the strong to the weak, dictated by a spirit of conciliation, that will disperse the clouds of the government, and a spirit of wisdom that will strengthen the ties and perpetuate the institutions, that constitute us one people.

From the Southern Patriot, March 4.

*Gratifying intelligence.* We have the satisfaction of announcing the passage of Mr. Clay's bill in the house of representatives on last Tuesday by a large majority. It has not been done before this become the law of the land. We do not think this is as good a bill as we had reason to expect, but we hail it with gratification, as assuring peace to the country, and as it is not binding on future congresses, however, individuals who may have voted for it, consider themselves under a pledge of honor not to disturb the arrangement to which they have lent a sanction, we shall be able to see the working of the measure long before the lapse of the period when it is to receive its final character. It is to be hoped now that the wounds which have been inflicted on the peace of this community by the deadly breaches which have been made in the social charities and enjoyments of its members, will be permanently healed. Let us all forget and forgive, in the spirit of liberal minds and generous dispositions, the mutual provocations and injuries to which the late unhappy controversy has led. Let us bury all feuds, and banish to the shades of everlasting oblivion, the demon of party. Let us, in short, recollect that we are citizens of a common country; and, however we may differ about the means of glorifying and exalting it; the end we all have in view being the same, mutual charity dictates generous oblivion of all past differences.

YEAS AND NAYS

IN THE HOUSE OF REPRESENTATIVES.

Tariff bill.				Enforcing bill.					
States.	Yeas.	Noes.	Absent.	Total.	States.	Yeas.	Noes.	Absent.	Total.
Maine	6	1	0	7	Maine	6	0	1	7
N. Hampshire	4	1	1	6	N. Hampshire	4	1	1	6
Massachusetts	0	13	0	13	Massachusetts	13	0	0	13
Rhode Island	0	2	0	2	Rhode Island	2	0	0	2
Vermont	0	5	0	5	Vermont	5	0	0	5
Connecticut	0	6	0	6	Connecticut	5	0	1	6
	10	38	1	39		35	1	3	39
New York	11	19	4	34	New York	27	3	4	34
New Jersey	0	6	0	6	New Jersey	1	2	3	6
Pennsylvania	4	21	1	26	Pennsylvania	24	1	1	26
Delaware	0	1	0	1	Delaware	1	0	0	1
Maryland	9	0	0	9	Maryland	8	0	1	9
	24	47	5	76		81	7	9	76

\* The noes were, Messrs. Weeks, of New Hampshire,—no other was from the New England states;—Root, Babcock and Wheeler, of New York; Cooper and Hughes, of New Jersey; Coulter, of Pennsylvania; Davis, Rosne, Chinn, Allen, Barbour, Patton, Archer, of Georgia; Gordon, of South Carolina; Claiborne, of Virginia; Hall, Reacher, Connor and Carson, of N. Carolina; McDuffie, Barnwell, Davis, Felder, Griffin and Nuckolls, of South Carolina; Foster, Lamar, Newman, Clayton, Thompson and Wilde, of Georgia; Clay, Lewis and Mardis, of Alabama; Daniel, Gaither, Hawes and Wickliffe, of Kentucky; Plummer, of Mississippi; Arnold, and C. Johnson, of Tennessee; and Stanberry, of Ohio.

The absentees were, Hammons, of Maine; Angel, Dayan and Jewett, of New York; Southard, L. Condict and S. Condict, of New Jersey; Spence, of Maryland; Branch, of North Carolina; Adair, of Kentucky; Boon, of Indiana; and Vance and Kennon, of Ohio—14 in number.

Leat, of New York (dead), and the speaker, not entitled to vote, make up the whole number. Yeas 149, nays 48, absent 149=213.

{Bell. Amer.

Tariff bill.				Enforcing bill.					
States.	Yeas.	Noes.	Absent.	Total.	States.	Yeas.	Noes.	Absent.	Total.
Virginia	20	1	* 0	21	Virginia	8	13	* 0	21
North Carolina	13	0	0	13	North Carolina	9	3	0	13
South Carolina	9	0	0	9	South Carolina	9	6	0	9
Georgia	6	0	1	7	Georgia	1	6	0	7
Alabama	3	0	0	3	Alabama	0	3	0	3
Mississippi	1	0	0	1	Mississippi	0	1	0	1
Louisiana	3	0	0	3	Louisiana	2	0	0	3
	55	1	1	57		24	32	1	57
Kentucky	12	0	0	12	Kentucky	7	4	1	12
Tennessee	9	0	0	9	Tennessee	7	2	0	9
Ohio	7	6	1	14	Ohio	11	1	2	14
Indiana	2	1	0	3	Indiana	3	0	0	3
Illinois	1	0	0	1	Illinois	0	1	0	1
Missouri	0	1	0	1	Missouri	1	0	0	1
	31	8	1	40		29	7	3	40
Total	190	64	8	213	Total	149	48	16	212

IN THE SENATE.

States.	Tariff bill.		Enf. bill.	
	Yeas.	Noes.	Yeas.	Noes.
Maine			2	0
New Hampshire			2	0
Massachusetts			0	2
Rhode Island			0	2
Connecticut			2	0
Vermont			0	2
			6	6
New York			1	1
New Jersey			1	2
Pennsylvania			0	2
Delaware			2	0
Maryland			1	1
			5	5
Virginia			2	0
North Carolina			1	0
South Carolina			2	0
Georgia			1	0
Alabama			2	0
Mississippi			2	0
Louisiana			2	0
			12	0
Kentucky			2	0
Tennessee			2	0
Ohio			1	1
Indiana			0	2
Illinois			1	0
Missouri			0	2
			6	5
			29	16

On the passage of the enforcing bill in the senate, there was but one vote in the negative—that of Mr. Tyler, of Virginia. Fifteen senators were absent, viz. Messrs. Seymour, of Vermont; Smith, of Maryland; Brown and Mangum, of North Carolina; Calhoun and Miller, of S. Carolina; Troup, of Georgia; King and Moore, of Alabama; Black and Poindexter, of Mississippi; Bibb and Clay, of Kentucky; Breton and Buckner, of Missouri. About eight of these gentlemen, had they been present, would have voted against the bill.

Bringing together the votes in the senate and house of representatives in one view, they afford the following result:

STATES.	Tariff bill.		Enforcing bill.	
	Yeas.	Nays.	Yeas.	Nays.
New England	16	34	38	17
Middle states, including New York	32	52	69	7
Southern	67	11	96	33
Western	37	13	37	7
	152	100	179	48

\* Add speaker (Stevenson) who did not vote, of course.

† Nays on the tariff bill, in italic.

‡ Absent on the tariff vote.

§ Weeks, of New Hampshire.

¶ Mercer, of Virginia.

**BANK OF THE UNITED STATES.**

*Supplemental report of the minority on the subject of the bank.*  
HOUSE OF REPRESENTATIVES, MARCH 3, 1833.

Mr. Poik from the minority of the committee of ways and means, made the following supplemental report:

Since the body of the former report submitted by the minority of the committee of ways and means, was drawn up, the correspondence with the western offices which has been called for, has been received, and they ask to submit the following additional report in confirmation of the views already submitted in relation to the western debt. It is to be observed as stated in the former report, that the exchange committee in their report state, that "as soon as it was known that the agent had arrived in England, and that an arrangement of some kind would be accomplished, no time was lost in communicating to the board the fact that the preparations of the bank were such as to make it practicable to secure the usual facilities to the community. The subject was therefore immediately brought to the view of the board in the manner stated in the following extract from the minutes. These minutes are dated "bank of the United States, September 9th, 1832," and conclude with authorising the committee on the office "to modify the instructions under which the officers of the bank have been acting, at such points and in such manner as they may deem most conducive to the interests of the bank." Instructions were addressed to such of the western officers as would most sensibly feel the restrictions, authorising them to resume the purchase of domestic exchange, and draw checks on the bank.

As the information that "an arrangement of some kind would be accomplished" in England, did not reach the exchange committee before the 1st October, it was difficult to perceive how it could have had any influence in producing the proceedings on the 21st. It now appears by the correspondence with the western branches, that they were not produced by that cause, but by an apprehension for the safety of the Lexington office, which the other offices in that quarter were called upon to sustain.

On the 11th September, as appears by the correspondence, the cashier of the Lexington branch wrote to the principal bank as follows, viz: "The disposition by organized concern, to make a run for specie seems to increase. Since the 29th May, we have paid out about \$23,000, and in the last 7 days \$6,300." "We have been apprized of calls that will be made for about \$25,000 which we are looking for every hour," &c. On the 18th Sept. the cashier of the principal bank wrote to the Lexington branch as follows, viz: "Your letter of the 11th instant, to the late acting cashier has been received and we have in consequence despatched by the mail to-morrow, two of our clerks, Samuel Mason, Jr. and Edward Wheeler, with fifty thousand dollars in U. States gold coin for your office. This sum we trust will put you quite at your ease, at least until you can receive a supply of dollars from New Orleans. In addition to the other offices to which you have written for aid, that at Cincinnati may be resorted to."

On the 14th September the cashier at Lexington wrote that the demand upon them still continued.

On the 21st, the day on which the proceeding before adverted to took place, the president of the principal bank wrote to the Lexington branch as follows, viz:

Bank United States, September 21, 1832.

DEAR SIR— I received this morning your letter of the 14th inst. and in consequence have requested the cashier to send immediately an additional sum of \$50,000 in gold, which with the previous remittance of \$50,000 and the aids which I hope you will have received before this time from some of the neighboring offices, will place you at your ease. If from day to day as we hear from you there should seem to be a necessity for a greater supply, it will be forwarded to you, meanwhile you will take care of course to keep out of the way of any large demands by confining your receipts to the paper of your own office; and keeping your business within safe limits.

Very respectfully, yours,  
(Signed), N. BIDDLE, president.

In addition to these \$10,000, \$10,000 more are furnished from Louisville, \$30,000 from St. Louis, \$25,000 from Natchez, and \$10,000 from New Orleans, making in all \$275,000.

This is sufficient, without the aid of the news of the arrangement in Europe, which could not have been received until more than a week afterward, to account for the proceedings of the 21st September, and the instructions sent to those western branches which were expected to sustain the branch at Lexington.

In relation to the condition of the western debt, involving the safety of the institution, the correspondence with the western branches affords evidence, not before the committee when their former report was drawn up, and which goes strongly to confirm the opinions therein expressed.

To Mr. Beam, the following question was propounded, viz: "Of the amount of domestic bills of exchange reported in the monthly statements of the year 1832, do you believe any considerable proportion to be of the character of accommodation paper to be renewed by drawing and redrawing between the bank and its branches, or between several branches?" Answer. If any, it must be a very limited amount, because the directors discountenance and refused, when they knew it to be such, and I presume the same course to be followed in the branches,

which have instructions from the mother bank to guard against that description of paper.

Mr. Eme was asked: Is there any amount of bills of exchange discounted or purchased by the bank, which consists of accommodation paper produced by drawing and redrawing? Answer. I know of none—such paper is not countenanced by the bank.

To Mr. Lippincott, the following was propounded: "Of the amount of domestic bills of exchange reported in the monthly statements of the years 1831-2, do you believe any considerable proportion to be of the character of accommodation paper to be renewed by drawing and redrawing between the bank and the branches, or between the several branches?" Answer. I don't recollect an answer.

Mr. Lippincott was also asked: Have the directors of the bank the means of detecting any habitual practice of drawing and redrawing just referred to, if it should exist between the branches when carried to any extent? Answer. They have, by means of the periodical returns of the branches in the mother bank of the business done at those branches respectively.

Of Mr. Eme and Mr. Beam, similar questions were asked, who, each gave similar replies.

The preceding testimony of the two members of the exchange committee, one of whom was also chairman of the committee on the office, is before the house, and we take the following extract from their report, viz:

"In further illustration of the character of the western debts, the returns show that the total amount of domestic bills of exchange, purchased at the western offices from the 1st of July, 1831, to the 31st of December, 1832, is \$16,397,094 93 On which the amount protested and unpaid is 13,863 36 Of which the estimate of probable loss is 1,500 00 But as some portion of this may be still running to maturity, and its fate undecided, it should be remarked that the whole of this estimated loss of \$1,500, arose out of the purchases during the year ending on the 1st of July, 1832—

Which amounted to	\$10,137,722 92
On which the total amount protested and remain-	13,863 36
ing unpaid, is only	1,500 00
The total loss only	1,500 00

"The cause of a loss so little proportioned to the amount of the investment is to be found in the fact, that the exchange transactions of the western states, grow out of the actual business, the actual shipments of the produce to the place of its exportation, furnishing to the bank the triple security, of the personal responsibility of the shipper, the property which he exports; and again, the personal liability of the merchant who receives it at the place of exportation. As an illustration of this, the following statement of the exchange operations of the bank at Nashville, may furnish an interesting example.

1831. October 3,306,512 63. When the few bills remaining out of drafts on shipments of the previous crop, had not yet run to maturity.

1831. December 1,062,094 84. When the shipment of the new crop had commenced, and the planters and ginners had begun to draw on their correspondents.

1832. April, 2,750,754 93. When the crop may be considered to have all been shipped and drawn upon, and of course the amount of bills at the highest point.

1832. October, 503,324 90. When the bills drawn upon the shipments of the last crop had mostly matured.

1833. Jan. 9, 9,049,612 02. The shipments of the present crop having progressed to some extent, the amount of bills is naturally swelled in proportion.

The branch which the exchange committee had selected to show the sound condition of this, we select to show its actual condition. On the 10th day of November last, the following letter was addressed to the president of the Nashville branch, viz:

Bank of the United States, November 20th, 1832.

DEAR SIR— You will receive, through the cashier's department, notice of the appointment of G. W. Gibbs and H. M. Rutledge, esqs. as members of your board. These gentlemen have long been known to us by reputation, and I am sure will make useful and agreeable associates in the administration of the office.

Allow me to ask your attention to my letter of the 27th of July last, in which I communicated the wish of the board, that you would abstain from the purchase of domestic bills except in reduction of pre-existing debts to the bank. At the period when my letter reached you, your account of domestic bills was about \$500,000. Your statement of the 21st ultimo, the latest which has reached us, shows that amount to be upwards of one million of dollars, being an increase of more than \$500,000, and making an actual purchase of bills to the amount of eight hundred thousand dollars since the middle of August. We are aware that many of your bills have returned upon the office, which, it was necessary to take up by re-drafts. But, as the amount exceeds much what had been anticipated by the board, and as now that this source of demand must have ceased, I cannot too strongly invite your attention to the instructions contained in my letter of the 27th July, as the receipt of your notes occa-

sioned by the purchase, may become very inconvenient to the bank. As the season advances, too, it would be desirable to shorten the term of all the bills which you are under the necessity of purchasing to a period not exceeding four months. Very respectfully yours,

[Signed] N. BIDDLE, president.

*Joniah Nichol, esq. president's office, D. and N. Nashville, Tenn.*  
By this letter, it will be perceived that it was known to the bank at Philadelphia, that many bills had returned upon the Nashville office, which it was necessary to take up by redrafts. This letter called out an explanation from the president of the Nashville branch, dated 23d November, which was followed by another dated the 24th, a note at the end of the first, says,

"I will not be able to get the debts due this office paid—in-deed, if any, it will be a small part—the means are not in the country."

In other respects, the contents of the two are almost precisely alike, and we here give that of the 24th entire, viz.

*Office bank United States, Nashville, 24th November, 1832.*  
N. Biddle, esq.

DEAR SIR—On the 23d instant, I did myself the pleasure of acknowledging the receipt of yours of the 10th instant, but as the account was just about closing when I wrote, perhaps it did not explain to your satisfaction the reasons why our domestic bill account was so large; but, my dear sir, when you are informed of the debts that those bills are intended to liquidate, you will be of the opinion that we have not exceeded very far in that respect. The parent bank, and the offices at New York, Baltimore, Washington, Richmond, Pittsburg, Cincinnati, Louisville and Lexington, have been and still continue the practice of discounting bills and notes made payable at this office, and forwarding them for collection. This has been done this season too, I would say, three times the amount of any previous year, and to add to our difficulties last season, we had a very short crop of cotton, so that our own drafts predicated on the crop and payable at New Orleans, could not be paid out of the crop, in consequence of which we were obliged to a very large amount have been drawn by the commission merchants of New Orleans on their funds here, and made payable at this office. These drafts cannot be met when due at this office by the payment of cash, on account of its scarcity, and no other means could be resorted to but drafts again on New Orleans, which our directors thought right to purchase. Supposing that your letter of the 27th of July permitted or authorized the pressing of paper discounted at the parent bank and offices, as it would, if sent back, have occasioned a great many failures, if all, or a large portion of the above notes and drafts had been sent back under protest to the bank at Philadelphia, New York, Baltimore, Washington, Richmond, Pittsburg, Cincinnati, Louisville, Lexington and N. Orleans, which would have been the case had we not pursued the above plan, and bills payable 6 months advance had a short time ago ought to be taken—if we wished to serve all parties—as you will be apprised that those bills must be paid, if at all, out of the new crop, and only a very small part can be in cash before May or June. Be assured, sir, that we are as well convinced as you are that too many bills are offered and purchased, amounting to more than the present crop of cotton and tobacco will pay, I mean before all those papers are taken up. I am certain that one half of the collection paper sent here since August for payment, has not been taken up, as yet. Our cashier will make a statement to you showing how it stands.

As far as we yet purchased bills this season, it was to protect and pay the above collection notes and bills. Cash we have not given for bills, except small balances might be over after taking up the paper intended. I am also satisfied that adding mere cash purchases and bills we received for our own notes discounted (together) since the first April last, would not amount, in the whole, to more than \$150,000, so that, if we had erred, it was to save the parent bank and offices. Your letter of the 10th inst. was this day had before the directors requesting an answer to the several points of it. A committee of three have been appointed to draft such answer, it will be forwarded to you when made up. Very respectfully,

JONIAH NICHOL, president.

This was followed on the 25th by the promised explanation of the cashier, which was of the same import. We content ourselves with taking the following extract, viz.

"The following exhibits the amount collected here for the parent bank and offices from the 1st September last to this date, w&A, with small exceptions, have been paid through our bill operations, viz:

Bank United States	-	-	-	\$147,478
Office New York	-	-	-	31,365
Baltimore	-	-	-	7,607
Washington	-	-	-	2,460
Richmond	-	-	-	43,112
Payetteville	-	-	-	376
New Orleans	-	-	-	746,883
Natchez	-	-	-	3,150
St. Louis	-	-	-	722
Louisville	-	-	-	51,595
Lexington	-	-	-	91,502
Cincinnati	-	-	-	10,901
Pittsburg	-	-	-	28,521
Boston	-	-	-	350
				\$1,097,437

"In Alabama we have about \$30,000 loaned in eleven notes, \$30,000 of which will be turned into bills when they mature. All are of the first character for safety. There are some thousands of dollars of bills from New Orleans and other offices yet to mature, which can only be met through our bill operations."

The subject was submitted to the board of directors of the branch, who adopted unanimously the following resolution, viz:

"Resolved. That for the very satisfactory reasons assigned in the letter of the first president an order of this office addressed to the president and cashier of the parent bank, one dated on the 22d of November, 1832, the other the 23th November, 1832, that the board recommended it to the parent bank to permit this office to continue its purchases of domestic bills at six months date, until the 1st day of March next."

Notwithstanding the confidence of the directors of the parent bank, that little or none of the debt based on domestic bills of exchange, was in the nature of accommodation paper, to be renewed by drawing and redrawing, we have here conclusive proof, that nearly the entire debt on the Nashville branch, precisely that description. Some of it, as the president of the branch admits, had already been drawn for three times, and he anticipates that it will again come back from New Orleans. By the monthly statements of the 1st November and 1st December, it appears that the whole amount of domestic bills at Nashville on the 17th October was \$695,228 30, and on the 7th November, \$1,245,510. The cashier states, that nearly the whole purchase made in September, October and November, amounting to \$1,097,437, were redrafts, and he says, there are some thousands of dollars of bills from New Orleans and the offices which can be met only in the same way. The president of the branch, in his letter of the 24th, says, that the bills already offered and purchased were more than the present crop of cotton and tobacco will pay. Yet, as the committee of exchange state, the amount of the entire bills drawn on the Nashville branch in 1832, to \$2,449,619 93. From the statements of the cashier and president of the bank, there cannot be a doubt, that a large amount of this whole debt is redrafts!

We have here the reason why there are so few protests in the west.

It is with all this evidence in the bank, that the committee of exchange inform us "the exchange transactions of the western states grow out of the actual business, the actual shipments of produce to the place of exportation," &c. and give us an illustration of the small amount of bills at the Nashville branch in October, 1831 and 1832, and the large amount in December, 1831, April, 1832, and January, 1833. If they had examined this evidence, they would have seen that the bills at that time, is, that at the periods of the lowest depression the crops were at their other end of the course. The bills at New Orleans at the times stated were as follows, viz:

1831, November, 4th,	\$1,766,898 68
1832, June, 25th,	7,031,968 07
November, 2d,	2,501,840 58

In the fall and first part of the winter they start from Nashville and other western offices New Orleans, and in the spring and early part of the summer they start back again. As the mousetinks in Nashville, it rises in New Orleans; and as it sinks in New Orleans it rises in Nashville. The bills on New Orleans discounted last September, October and November were at six months, so that they will be falling due in March, April and May next, at which time the bill account at N. Orleans will rise and that at Nashville sink. Bills on Nashville will be discounted to pay the bills from Nashville, and again those bills will be paid by new bills on New Orleans.

There is no reason to suppose, that the bill business at the other western branches, is any better than at Nashville. That it is no better at Louisville, is shown by the letter of the cashier of that branch written in November last, and already adverted to in the body of this report. The whole amount of domestic bills under discount in the valley of the Mississippi in November last, as shown by the monthly statements at the close of that month, was \$10,112,106 37. Upon the supposition that it is all in the same condition as the bill debt at Nashville, at least seven out of the ten millions is secured by paper called *cas hors bills*, which is running from branch to branch, waiting for crops to be raised to meet them, and running the drawers with interest, exchange, commission for endorsement and acceptance, and other expenses.

In our opinion, no system of banking operations could be invented, more desolating and fatal to the trading and planting community of the west, than this extension of bank credits and overtrading in domestic exchange.

The facts now disclosed throw additional light upon the other branch of the western debt. To a great extent, the same parties which are engaged in this extensive business of drawing and redrawing, are undoubtedly principals and securities in the notes discussed. From the letters of the cashiers at Cincinnati, Louisville and Nashville, it appears to be as difficult to collect this debt as that based upon bills.

It is proper that we should add in conclusion that we cannot suppose the directors called before us, or the exchange committee in their report, could have been fully apprised of the facts, disclosed in this correspondence, which is herewith submitted.



## LAWS OF THE UNITED STATES.

*An act further to provide for the collection of duties on imports.*

*Be it enacted by the senate and house of representatives of the United States of America in congress assembled,* That whenever, by reason of unlawful obstructions, combinations, or assemblages of persons, it shall become impracticable, in the judgment of the president, to execute the revenue laws, and to collect the duties on imports in the ordinary way, in any collection district, it shall and may be lawful for the president to direct that the custom house for such district be established and kept in any secure place within some port or harbor of such district, either upon land or on board any vessel; and, in that case, shall be the duty of the collector to reside at such place, and there to detain all vessels and cargoes arriving in the said district until the duties imposed on said cargoes, by law, be paid, in cash, deducting interest according to existing laws; and in such cases it shall be unlawful to take the vessel or cargo from the custody of the proper officer of the customs, unless by process from some court of the U. States and in case of any attempt otherwise to take such vessel or cargo by any force, or combination, or assemblage of persons, it shall and may be lawful for the officers of the customs, it shall and may be lawful for the president of the United States, or such person or persons as he shall have empowered for that purpose, to employ such part of the land or naval forces, or militia of the U. States as may be deemed necessary for the purpose of preventing the removal of such vessel or cargo, and protecting the officers of the customs in retaining the custody thereof.

*Sec. 2. And be it further enacted,* That the jurisdiction of the circuit courts of the United States shall extend to all cases, in law or equity, arising under the revenue laws of the United States, for which other provisions are not already made by law, and if any person shall receive any injury to his person or property for or on account of any act by him done, under any law of the United States, for the protection of the revenue, or the collection of the duties on imports, he shall be entitled to maintain suit for damages or rescus, in the circuit court of the United States in the district wherein the party doing the injury may reside, or shall be found. And all property taken or detained by any officer or other person under authority of any revenue law of the United States shall be irrepleviable, and shall be deemed to be in the custody of the law, and subject only to the orders and decrees of the courts of the United States having jurisdiction thereof. And if any person shall dispose of, rescue, or attempt to dispose of or rescus, any property so taken or detained as aforesaid, or shall aid or assist therein, such person shall be deemed guilty of a misdemeanor, and shall be liable to such punishment as is provided by the twenty-second section of the act for the punishment of certain crimes against the United States, approved the thirtieth day of April, anno Domini one thousand seven hundred and ninety, for the wilful obstruction or resistance of officers of the U. States in the execution of their process.

*Sec. 3. And be it further enacted,* That in any case where suit or prosecution shall be commenced in a court of any state against any officer of the United States, or other person, for or on account of any act done under the revenue laws of the United States, or under color thereof, or for or on account of any right, authority, or title, set up or claimed by such officer, or other person, under any such law of the United States, it shall be lawful for the defendant in such suit, or prosecution, at any time before trial, upon a petition filed in the circuit court of the United States, and for the district in which the defendant shall have been served with process, setting forth the nature of said suit or prosecution, and verifying the said petition by affidavit, together with a certificate signed by an attorney or counsellor at law of some court of record of the state in which such suit shall have been commenced, or of the United States, setting forth that, as counsel for the petitioner, he has examined the proceedings against him, and has carefully inquired into all the matters set forth in the petition, and that he believes the same to be true; which petition, affidavit and certificate, shall be presented to the said circuit court, if in session, and if not, to the clerk thereof at his office, and shall be filed in said office, and the cause shall thereupon be entered on the docket of said court, and shall be thereupon proceeded in as a cause originally commenced in that court; and it shall be the duty of the clerk of said court, if the suit were commenced in the court below, by summons, to issue a writ of certiorari to the state court, requiring said court to send to the said circuit court the record and proceedings in said cause; or if it were commenced by capias, he shall issue a writ of habeas corpus cum causa, a duplicate of which said writ shall be delivered to the clerk of the state court, or left at his office, by the marshal of the district, or his deputy, or some person duly authorised in the court below; upon, it shall be the duty of the said state court to stay all further proceedings in such cause, and the said suit, or prosecution, upon delivery of such process, or leaving the same as aforesaid, shall be deemed and taken to be moved to the said circuit court; and any further proceedings, trial, or judgment thereon in the state court shall be wholly null and void. And if the defendant in any such suit be in actual custody on mesne process therein, it shall be the duty of the marshal, by virtue of the writ of habeas corpus cum causa, to take the body of the defendant into his custody, to be dealt with in the said cause according to the rules of law and the order of the circuit court, or any judge thereof, in vacation. And all attachments made and all bills and other securities given upon such suit, or prosecution, shall be and continue in like force and effect, as if the

same suit or prosecution, had proceeded to final judgment and execution in the state court. And in any case the removal of any such suit or prosecution, it shall be made to appear to the said circuit court that no copy of the record and proceedings therein, in the state court, can be obtained, it shall be lawful for said circuit court to allow and require the plaintiff to proceed *de novo*, and to file a declaration of his cause of action, and the parties may thereupon proceed as in actions originally brought, in said circuit court; and on failure of so proceeding, judgment of non pros. may be rendered against the plaintiff with cost for the defendant.

*Sec. 4. And be it further enacted,* That in any case in which any party is, or may be by law, entitled to copies of the record and proceedings in any suit or prosecution in any state court, to be used in any court of the United States, if the clerk of said court shall, upon demand, and the payment or tender of the legal fees, refuse or neglect to deliver to such party certified copies of such record and proceedings, the court of the United States in which such record and proceedings may be needed, on proof, by affidavit, that the clerk of such state court has refused or neglected to deliver copies thereof, on demand as aforesaid, may direct and allow such record to be supplied by affidavit, or otherwise, as the circumstances of the case may require; and, otherwise, as the circumstances of the case may require, and allow; and, thereupon, such proceeding, trial, and judgment may be had in the said court of the United States, and all such processes awarded, as if certified copies of such records and proceedings had been regularly before the said court.

*Sec. 5. And be it further enacted,* That, whenever the president of the United States shall be officially informed, by the authorities of any state, or by a justice of any circuit or district court of the United States, in the state of any insurrection of such state, any law or laws of the United States, or the execution thereof, or of any process from the courts of the United States is obstructed by the employment of military force, or by any other unlawful means, too great to be overcome by the ordinary course of judicial proceedings, or by the powers vested in the marshal of any state, or by any laws, it shall be lawful for him, the president of the United States, forthwith to issue his proclamation, declaring such fact or information, and requiring all such military and other force forthwith to disperse; and if any time after issuing such proclamation, any such opposition or obstruction shall be made, in the manner or by the means aforesaid, the president shall be, and hereby is, authorized, promptly to use all the means in his power to suppress the same, and to cause the said laws or process to be duly executed, or to be duly enforced, as provided in the cases therein mentioned by the act of the twenty-eighth of February, one thousand seven hundred and ninety-five, entitled "an act to provide for calling forth the militia to execute the laws of the union, suppress insurrections, rebel invasions, and to repeal the act now in force for that purpose;" and also, by the act of the third of March, one thousand eight hundred and seven, entitled "an act to amend the act for the employment of the land and naval forces of the United States in cases of insurrection."

*Sec. 6. And be it further enacted,* That in any state where the jails are not allowed to be used for the imprisonment of persons arrested or committed under the laws of the United States, or where houses are not allowed to be so used, it shall and may be lawful for any marshal, under the direction of the judge of the United States for the proper district, to use any other premises, within the limits of said state, and to make such other provision as he may deem expedient and necessary for that purpose.

*Sec. 7. And be it further enacted,* That either of the justices of the supreme court, or a judge of any district court of the United States, in addition to the authority already conferred by law, shall have power to grant writs of habeas corpus in all cases of a prisoner or prisoners, in jail or confinement, where he or they shall be committed or confined, on or by any authority or law, for any act done, or omitted to be done, in pursuance of a law of the United States, or any order, process, or decree, of any judge or court thereof, any thing in any act of congress to the contrary notwithstanding. And if any person or persons to whom such writ of habeas corpus may be directed, shall refuse to obey the same, or shall neglect or refuse to return, or shall make a false return thereon, in addition to the remedies already given by law, he or they shall be deemed and taken to be guilty of a misdemeanor, and shall, on conviction before any court of competent jurisdiction, be punished by fine, not exceeding one thousand dollars, and by imprisonment, not exceeding six months, or by either, according to the nature and aggravation of the case.

*Sec. 8. And be it further enacted,* That the several provisions contained in the first and fifth sections of this act, shall be in force until the end of the next session of congress, and no longer.

An act to explain and amend the eighteenth section of "an act to alter and amend the several acts imposing duties on imports," approved the fourteenth July, one thousand eight hundred and thirty-two.

*Be it enacted by the senate and house of representatives of the United States of America in congress assembled,* That all articles upon which the duties were reduced by "an act to alter and amend the several acts imposing duties on imports," approved the fourteenth July, one thousand eight hundred and thirty two, and which may not have been deposited under the provisions of the eighteenth section of the act aforesaid, whether the said articles were imposed, or the duties thereon were secured or paid,

before or after the passage of said act, may, to obtain the benefit of said act and this amendment thereto, be deposited at any time before the first of April next, in the custom house stores, or in the manner prescribed in the following section, by the importer, consignee, or any subsequent purchaser or owner, and all wines now on hand, or which may be imported at any time previous to the fourth day of March, eighteen hundred and thirty-four, and which may remain in the custody of the customs on that day, shall be entitled to the benefit of this act, and of that to which it is an amendment: *Provided*, that no merchandise imported in packages, bales, or casks, shall be entitled to the benefit of this act, or of that to which it is an amendment, unless they are as originally imported; and that all articles placed in the custody of the customs under this act shall so remain, for inspection and examination, till the fourth day of March next: *Provided also*, that nothing contained in this act shall be so construed as to extend the provisions thereof to any merchandise which under the existing laws would not be entitled to the benefits of drawbacks.

**Sec. 2. And be it further enacted**, That, in all cases where the quantity of merchandise entitled to the benefit of the acts aforesaid shall exceed ten packages, bales, or casks, or where the articles may be in bulk, or otherwise than in packages, bales or casks, the collector of the district where the same may be is hereby authorized to direct that the said merchandise shall not be removed from the warehouse of the owner, but that the same shall be deposited in the custody of the proper officer of the customs, who shall examine the same, and keep them under the keys of the custom house, till the first of April as aforesaid: *Provided*, The collector shall consider the same a safe place of deposit, and that application be made to him for that purpose on or before the twenty-fifth March next.

**Sec. 3. And be it further enacted**, That all articles remaining under the control of the proper officer of the customs according to the provisions of this act, on the first of April next, and all wines which shall remain in the same manner after the 4th day of March, 1834, shall be subject to no higher duty than would be levied under the act aforesaid, approved the fourteenth of July last; and if any higher duty shall have been paid, such excess shall be refunded, out of any money in the treasury not otherwise appropriated, and the persons placing the same in the custody of the customs, and any outstanding bond or bonds which may have been given for duties on the same shall be cancelled; and if a sum equal to the amount of duties levied by the said act of the fourteenth July, shall not have been collected, and the bond or bonds given shall amount to more than the duties imposed by said act, the secretary of the treasury shall direct that a debenture be created or certificates, (in the form of which shall be prescribed by him) for such excess of duty, shall be issued to the persons placing the same in the custody of the customs, payable out of the bond or bonds given for duties on the same. The collectors to give the debentures credit on their bonds for the difference between the high and low duties, and to cancel the bonds on payment of the balance.

**Sec. 4. And be it further enacted**, That the secretary of the treasury shall cause the amount of excess duties, as aforesaid to be ascertained and paid, or the credit given, as the case may be, as soon as practicable after the first of April next; and that he shall be authorized to cause all articles under the control of the proper officers of the customs to be examined; and, where the merchandise may have passed out of the possession of the importer or consignee, to require satisfactory evidence of the transfer or transfers, to identify the same; and to make all other rules and regulations which may be necessary and proper to carry this act into effect.

**Sec. 5. And be it further enacted**, That the secretary of the treasury is hereby authorized and directed to extend relief to all persons whose cases are provided for in this act, who may have been deprived of the benefit thereof in consequence of the collector's not having received his instructions in pursuance of it from the secretary of the treasury.

**Sec. 6. And be it further enacted**, That the 17th section of the aforesaid act of the 14th July, 1832, as far as the same relates to the duty on pulverized or crushed sugar, shall take effect on the 4th day of March of the present year.

*(C)* The following is the section of the law of 1832 referred to. The idea is that it will affect the revenue in the amount of several millions—millions of dollars; and at New York, only, in the sum of five millions.

**Sec. 18. And be it further enacted**, That the several articles enumerated in this bill whether imported before or after the passage thereof, may be put into the custom house stores, under the bond of the importer or owner, and such of said articles as shall remain under the control of the proper officer of the customs on the third day of March, eighteen hundred and thirty-three, shall be subject to no other duty, than if the same were imported, respectively after that day. And if the duties, or any part thereof, on the articles deposited as aforesaid, have been paid previous to the said third day of March, the amount so paid shall be refunded to the person importing and depositing the said articles: *Provided*, That this section shall apply to merchandise in original packages which may be entered, and taken into the possession of the importer or owner, upon condition that the said merchandise be placed under the custody of the proper officer of the customs, and that the same shall remain under his control, on the third day of March next: *And provided further*, That the secretary of the treasury be authorized to prescribe such rules and regulations as may be necessary to carry this section into effect.

An act to modify the act of the fourteenth of July, one thousand eight hundred and thirty-two, and all other acts imposing duties on imports.

*Be it enacted*, &c. That, from and after the thirty-first day of December, one thousand eight hundred and thirty-three, in all cases where duties are imposed on foreign imports by the act of the fourteenth day of July, one thousand eight hundred and thirty-two, entitled "an act to alter and amend the several acts imposing duties on imports," or by any other act, shall exceed twenty per centum on the value thereof, one-tenth part of such excess shall be deducted; from and after the thirty-first day of December, one thousand eight hundred and thirty-four, one-tenth part thereof shall be deducted; from and after the thirty-first day of December, one thousand eight hundred and thirty-five, another tenth part thereof shall be deducted; from and after the thirty-first day of December, one thousand eight hundred and thirty-six, another tenth part thereof shall be deducted; from and after the thirty-first day of December, one thousand eight hundred and thirty-seven, another tenth part thereof shall be deducted; from and after the thirty-first day of December, one thousand eight hundred and thirty-eight, another tenth part thereof shall be deducted; and from and after the thirty-first day of December, one thousand eight hundred and thirty-nine, one-tenth of the residue of such excess shall be deducted; and from and after the thirtieth day of June, one thousand eight hundred and forty-two, the other half thereof shall be deducted.

**Sec. 2. And be it further enacted**, That so much of the second section of the act of the fourteenth of July aforesaid, as fixes the rate of duty on all milled and full-dressed cloth, known by the name of broads, kerseys, or shal cloths, of which the wool is the only material, the value whereof does not exceed thirty-five cents a square yard, at five per centum ad valorem, shall be, and the same is hereby repealed. And the said articles shall be subject to the same duty of fifty per centum, as is provided by the said second section for other manufactures of wool; which duty shall be liable to the same deductions as are prescribed by the first section of this act.

**Sec. 3. And be it further enacted**, That until the thirtieth day of June, one thousand eight hundred and forty-two, the duties imposed by existing laws, as modified by this act, shall remain and continue to be collected. And from and after the day last aforesaid, all duties upon imports shall be collected in ready money; and all credits now allowed by law, in the payment of duties, shall be and hereby are abolished; and such duties shall be laid for the purpose of raising a loan, in such manner as may be necessary to an economical administration of the government; and from and after the day last aforesaid, the duties required to be paid by law on goods, wares and merchandise, shall be assessed upon the value thereof at the port where the same shall be entered, under such regulations as may be prescribed by law.

**Sec. 4. And be it further enacted**, That in addition to the articles enumerated by the act of the 14th of July, one thousand eight hundred and thirty-two, and the existing laws, from the payment of duties, the following articles imported from and after the thirty-first day of December, one thousand eight hundred and thirty-three, and until the thirtieth day of June, one thousand eight hundred and forty-two, shall also be admitted to entry, free from duty, to wit: birchen and sables, hennas, and linens, and all articles employed chiefly for dyeing, except alum, copperas, bichromate of potash, prussiate of potash, chromate of potash, and aitate of lead, aqua fortis and tartaric acids. And all imports on which the first section of this act may operate, and all articles enumerated in either free from duty, or paying a less rate of duty than twenty per centum ad valorem, at the said thirtieth day of June, one thousand eight hundred and forty-two, from and after that day may be admitted to entry subject to such duty, not exceeding twenty per centum ad valorem, as shall be provided for by law.

**Sec. 5. And be it further enacted**, That from and after the said thirtieth day of June, one thousand eight hundred and forty-two, the following articles shall be admitted to enter free from duty, to wit: Indian quicksilver, sulphur, crude sulphur, gradations, refined borax, emery, opium, tin in plates and sheets, gum arabic, gum seagal, lac dye, madder, madder root, nuta and berries used in dyeing, saffron, turmeric, wood or pastel, aloes, ambergris, burgundy pitch, cochineal, camomile flowers, carduus seed, calump, chalk, cocculus indicus, horn plates for lanterns, ox and silver horns and tips, India rubber, manufactured ivory, juniper berries, musk, axis of all kinds, oil of juniper, unmanufactured rattans and reeds, tortoise shell, tin foil, shelliac, vegetables used principally in dyeing and composing dyes, wax, and all articles employed chiefly for dyeing, except alum, copperas, bichromate of potash, prussiate of potash, chromate of potash, and aitate of lead, aqua fortis and tartaric acids. And all imports on which the first section of this act may operate, and all articles enumerated in either free from duty, or paying a less rate of duty than twenty per centum ad valorem, at the said thirtieth day of June, one thousand eight hundred and forty-two, from and after that day may be admitted to entry subject to such duty, not exceeding twenty per centum ad valorem, as shall be provided for by law.

**Sec. 6. And be it further enacted**, That so much of the act of the fourteenth day of July, one thousand eight hundred and thirty-two, or of any other act, which may be repealed, shall be, and the same is hereby repealed: *Provided*, That nothing herein contained shall be so construed as to prevent the passage, prior or subsequent to the said thirtieth day of June, one thousand eight hundred and forty-two, of any act or acts, from time to time, that may be necessary to detect, prevent or punish evasions of the duties on imports imposed by law, nor to prevent the passage, prior or subsequent to the thirtieth day of June, one thousand eight hundred and forty-two, in the contingency, of excess or deficiency of revenue, altering the rate of duties on articles which, by the aforesaid act of fourteenth day of July, one thousand eight hundred and thirty-two, are subject to a less rate of duty than twenty per centum ad valorem, in such manner as not to exceed that rate, and so as to adjust the revenue to either of the said contingencies.

# NILES' WEEKLY REGISTER.

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THE PAST—THE PRESENT—FOR THE FUTURE.

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☞—We insert the speeches of Messrs. Clay and Grundy, on the *land bill*—as presenting a general view of both sides of this great question. We shall, in our next, give the corrected speech of Mr. Clay on his *tariff bill*, and that of Mr. Davis, of Massachusetts, in the house of representatives, against it. A subsequent number will contain the debate on the bank. Next, in order, the report of the minority of the committee on manufactures, signed by Messrs. Adams and Condit, &c. In the arrangement and publication of the valuable "stock copy" which remains on hand and must be inserted, we shall endeavor to give it "the spice of variety."

The proceedings of the re-assembled convention of South Carolina fill a considerable space in the present sheet, and we have added some things to shew the spirit which prevails. It will be seen that the "action of the convention" is regarded as having produced an abandonment of the principle of protection! It appears most probable that the convention will nullify the "enforcing law," and prescribe a new oath to be taken by persons holding office under the laws of the state, and by others. We shall make a due record of all that is done.

It will be seen that the grand committee of the South Carolina convention have had the late act of the congress of the United States under consideration, and been pleased to recommend an acceptance of the same—having "cause for congratulation and triumph."

The debate on accepting the report of the committee appears to have been pretty hot, on the part of Mr. B. B. Smith. He said the report was false, in expressing a love for the union, &c.—which he explained so far as it regarded himself—after his meaning had been demanded by gen. Hamilton; who, on the present occasion, behaved with much moderation.

The convention had been addressed by Messrs. Miller, Barnwell and McDuffie, stating the reasons which had induced them to vote for the new tariff law, &c.

A decent respect for the action of Mr. Clay, and others who went with him in support of his bill concerning the tariff, we think, ought to keep down the song of triumph in South Carolina—for no one will affect to believe that *terror*, because of the ordinance, had any influence over the proceedings of Mr. Clay, and the gentlemen more directly alluded to. They had their fears—but not on account of "major general Hamilton, commanding the state troops at Charleston."

The supreme court of the United States terminated its annual session on the 15th inst.

Late advices from Europe are noticed. The most important thing that has happened is the decisive victory of the Egyptians over the Turks. It seems admitted, that the dominion of the sultan at Constantinople must speedily cease—unless preserved by the interference of some of the European powers. The aid of Russia has been asked, and appears to have been partially granted, in the way of negotiation, between the sultan and the pacha. In other respects the prospect is—that the peace of Europe will not be suddenly, or extensively, disturbed.

We have inserted various interesting articles to show the present state of Ireland—which is, indeed, in an awful condition. If the present reign of outrage be not stopped—a terrific depression in the moral character of the people must ensue. There is no other security than force, for the preservation of property or life, in many parts of the island! O'Connell has issued a long and ardent proclamation to the people. His purposes are to put down the "protestant ascendancy," and "and repeal the union"—but he exhorts his countrymen to avoid the perpetration of crimes, that they may not give their enemies any advantages over them. He speaks of the robberies and murders committed, as he ought; but will, perhaps, find that it was easier to raise an excitement than to direct it!

The proceedings of the first reformed parliament of Great Britain are looked for with much earnestness, and no small

degree of anxiety, by certain classes of placemen, and pensioners, and priests—and persons interested in property and slaves in the West Indies. It is even thought that the *corn laws* may be successfully attacked! With these prospects realized—important changes, indeed, will follow in succession; and it is possible, that, the value of labor being increased, the burthens of the poor rates may be reduced. We have made a collection of important papers relative to slavery in the *British West Indies*—but are compelled to defer its insertion. The ministers, as well as the people of England, seem determined to end it—in one way or another. The subject is one of great interest to a large portion of the United States, and on many accounts.

Exchange on London was lately quoted at Boston as at only 5 per cent. premium. But it is not said whether the pound sterling was placed at its new comparative (or real) value of 450 cents. If so—the exchange is considerably against us. The average of the par of the pound sterling, for several years past, has been about 488 cents.

We are exceedingly harassed, and much injured, by the long-enduring irregularity of the mails, and the excessive carelessness or gross ignorance, or something worse, in a good many of the post offices. It is useless to complain—but proper that our subscribers should understand, that we can do nothing more than is done, to insure the regular and safe arrival of their papers.

THE ENFORCING ACT—OR—"BLOODY BILL." We expressed an opinion in the last REGISTER, (depending altogether on a recollection of things long past), that the old laws to enforce the embargo, which was laid in the administration of Mr. Jefferson, contained provisions at least as strong as any in the act lately passed "further to provide for the collection of duties on imports;" but have since observed that a correspondent of the "Richmond Enquirer" had already examined into this matter, and settled the question—certainly shewing that the measures recommended and adopted in 1808-9, to "regulate commerce with foreign nations," in the absolute prohibition of all commerce with them, were more decided and severe than the law of the late session, to "regulate" such commerce so far as to collect duties on goods imported—South Carolina having "ordained" that such duties should not be paid within her "sovereign" limits!

Previous to quoting a couple of sections from the law to enforce the embargo, in 1809, and that to enforce the collection of duties in 1833, it may be well to remark—that those who doubt Mr. Jefferson's "democracy," cannot have faith in his opinion, that "NULLIFICATION IS THE RIGHTFUL REMEDY!" It is not worth the while to go into particulars. The sections of the two laws will speak for themselves.

Act to enforce the embargo—  
Jan. 1809.

Sec. 3. And be it further enacted, That the owner or owners, consignee or factor, of any ship, vessel or boat, as described in the preceding section, which may at the time when notice of this act shall be received at the several custom houses respectively, be laden in whole or in part, shall, on notice given by the collector, either discharge such cargo or give bond for the same, in the manner and on the conditions mentioned in the preceding section; and if the cargo shall not be discharged within ten days, or the bond given within three days after such notice, the ship, vessel or boat and cargo shall be wholly forfeited. But the collectors are hereby authorized

Act to enforce the collection of  
duties—March, 1833.

Sec. 1. That whenever, by reason of unlawful obstructions, combinations, or assemblages of persons, it shall become impracticable, in the judgment of the president, to execute the revenue laws, and collect the duties on imports in the ordinary way, in any collection district, it shall and may be lawful for the president to direct that the custom house for such district be established and kept in any secure place within some port or harbor of such district, either upon land or on board any vessel; and, in that case, it shall be the duty of the collector to reside at such place, and there to detain all vessels and cargoes arriving within the said district until the duties im-

to order or to cause the cargoes of such vessels to be discharged for the same causes [these causes, as before recited, are, "whenever in their opinion there is an intention to violate the embargo," &c.] as they may refuse permission to put any cargo on board of vessels not yet laden in whole or in part. And they are likewise authorized in the meanwhile, and until the cargoes shall have been discharged, or bonds given, as the case may be, to take possession of such vessels, and to take such other measures as may be necessary to prevent their departure.

Sec. 11. And be it further enacted, That it shall be lawful for the president of the U. S. or such other person as he shall have empowered for that purpose, to employ such part of the land or naval forces or militia of the United States, or of the territories thereof, as may be judged necessary, in conformity with the provisions of this and other acts respecting the embargo, for the purpose of preventing the illegal departure of any ship or vessel, or of detaining, taking possession of, or keeping in custody any ship or vessel, or of taking into custody and guarding any specie or articles of domestic growth, produce, or manufacture, and also for the purpose of preventing and suppressing any armed or riotous assemblage of persons violating the custom house officers in the exercise of their duties, or in any manner opposing the execution of the laws laying an embargo, or otherwise violating, or assisting and abetting violations of the same.

These are the chief forcing sections in both bills. Those in the act of 1809 are, by far, the most "arbitrary" and "despotic," and "tyrannical" and "bloody"—for the mere suspicion of an intention to violate that law justified the use of an armed force. This bill originated in the senate, (reported, if we remember rightly, by Mr. Giles, of Virginia), and passed that body 20 to 7—and the house 71 to 32. The following are the yeas,—which took in the whole "DEMOCRATIC" force in both houses.

Yeas in the senate.—Messrs. Anderson, Condict, Crawford, Franklin, Galliard, Giles, Gregg, Kitchell, Mitchell, Moore, Moore, Pope, Robinson, Smith, of New York, Smith, of Maryland, Smith, of Tennessee, Senter, Thurston, Tiffin and Turner—26.

posed on said cargoes, by law, be paid, in cash, deducting interest according to existing laws; and in such cases it shall be unlawful to take the vessel or cargo from the custody of the proper officer of the customs, unless by process from some court of the United States, and in case of any attempt otherwise to take such vessel or cargo by any force, or combination, or assemblage of persons too great to be overcome by the officers of the customs, it shall and may be lawful for the president of the United States, or such person or persons as he shall have empowered for that purpose, to employ such part of the land or naval forces, or militia of the U. States as may be deemed necessary for the purpose of preventing the removal of such vessel or cargo, and protecting the officers of the customs in retaining the custody thereof.

Sec. 5. That, whenever the president of the United States shall be officially informed, by the authorities of any state, or by a judge of any circuit or district court of the United States, in the state, that, within the limits of such state, any law or laws of the United States, or the execution thereof, or of any process from the courts of the United States is obstructed by the employment of military force, or by any other unlawful means, too great to be overcome by the ordinary course of judicial proceedings, or by the powers vested in the marshal by existing laws, it shall be lawful for him, the president of the United States, forthwith to issue his proclamation, declaring such fact or information, and requiring all such military and other force forthwith to disperse; and if any time after issuing such proclamation, any such opposition or obstruction shall be made, in the manner or by the means aforesaid, the president shall be, and hereby is, authorized, promptly to employ such means to suppress the same, and to cause the said laws or process to be duly executed, as are authorized and provided in the cases therein mentioned by the act of the twenty-eighth of February, one thousand seven hundred and ninety-five, entitled "an act to provide for calling forth the militia to execute the laws of the union, suppress insurrections, repel invasions, and to repeal the act now in force for that purpose;" and also, by the act of the third of March, one thousand eight hundred and seven, entitled "an act authorising the employment of the land and naval forces of the United States in cases of insurrection."

Yeas in the house of representatives.—Messrs. Alexander, L. J. Alston, W. Alston, Jr. Bacon, Bard, Barker, Bassett, Bibb, Blackledge, Jr. Blake, Blount, Jr. Boyd, Boyle, Browne, Butler, Cabell, Calhoun, C. C. Campbell, Clem, Clayton, Cullis, Deane, DeSha, Eppes, Fisk, Franklin, Gholson, J. Green, Heister, Holland, Holmes, Howard, Humphreys, J. G. Jackson, Johnson, Jones, Kennan, Kirkpatrick, Lambert, Macon, Murton, J. Montgomery, N. K. Moore, T. Moore, Jer. Morrow, John Morrow, Nelson, Newbold, Newton, Nicholas, Porter, Jr. Rhea, of Penn. Rhea, of Tenn. J. Richards, M. Richards, Shaw, Senter, Senter, J. K. Smith, G. W. Campbell, Slem, Clayton, Trapp, Van Allen, Verplanck, Wharton, Winchell, Wilbour, D. R. Williams, A. Wilson, Winn.

Now—let any old democrat "thumb" these names, and he will find that every "true man" of his party, in either house, voted, not only so far for the "regulation of commerce" as to prohibit all commerce, but for a law of enforcement more arbitrary, more "BLOODY," than is the bill of 1833. We have marked a few names in italic to which we invite particular attention.

It may be added, that Mr. Gallatin, then secretary of the treasury, in reply to a letter from Mr. Giles, chairman of a committee of the senate, as to what measures would be most effectual to enforce the embargo laws, proposed to forbid the lading of any vessel without the permission of the collector—to give power to seize unusual deposits—to use the whole naval force and ten or twelve additional cutters—to call out the militia—to put down writs of *replevin* issued by states' courts or officers, and so forth! And the law also contained a provision authorizing collectors, or other officers of the United States, to seize upon carts, wagons or sleighs, or other carriages, "if APPARENTLY on their way towards the territories of a foreign nation,"—and the whole "democracy" of the south supported this bill! There is, indeed, a great difference in the character of self same things, happening on the north and on the south side of the Potomac—in the opinion of "generous and chivalric" men!

But enough. "The play is not worth the candle." Nullification was resisted and put down in the east, as well by the returning good sense of the New England people, themselves, as in being discountenanced every where else; but has it not succeeded in the small state of South Carolina? The "Columbia Telescope," the organ of the nullifiers, says—

"This little state, in the mere panoply of courage and high principles, has foiled the evergreen giant of the union. Thirty thousand Carolinians have not only won the world as yet respected—COMPULSED Pennsylvania stolidity into something like sense—New York corruption into something like decency—Yankee rapacity into a sort of image of honesty; but all this has been loftily and steadily done, in the face of 17,000—what shall we call them! What epithet is of a shame wide, lasting and deep enough, for the betrayers of the liberties of their own country—the instigators of merciless slaughter—the executors of irreticible servitude, against their own struggling state?"

EQUAL AND EXACT JUSTICE TO ALL MEN. The case of Dr. Watkins has been trumpeted in every corner of the United States. The newspapers have contained more than ten thousand columns of matter, setting forth his offences. He, in an evil hour, appropriated to his own use three or four thousand dollars of the public money. The act cannot be justified; but no one who knew this unfortunate man will believe that he intended to retain it. For this, and in consequence of this, he has been confined in the penitentiary as a criminal, and yet remains in jail—for a period of about three years and a half, without any present prospect of being released; his character blasted, and an amiable family cast upon the cold charity of the world—deprived of the near cademrants, and protection and aid, of the husband and father.

On the other hand we see it stated, that a certain person in the west, "rewarded" with a place in the land office at about the time when Watkins was arrested and tried as a felon, has defaulted to the amount of sixty-three thousand dollars; and it is added, that he had further used his official situation to appropriate portions of the public lands, (as well as of the public money,) for his own benefit, in a manner not less criminal than Watkins used to obtain the three or four thousand dollars above mentioned. And it is hinted that several other like cases have happened. But this single case involves a larger amount than all the alleged defalcations or frauds that was so loudly pro-

\*The "seventeen thousand" referred to are those who stood for the union and the laws, in opposition to nullification.

claimed in the summer of 1829—and out of all which an action was sustained against poor Watkins, only. And the person in the laud office above alluded to was "rewarded" in the "punishment" of an honest man dismissed, for opinion's sake.

That, in the multitude of its agents, the government should be sometimes defrauded, must be expected; but a refusal to kiss, or a lowly kissing of the "black stone" of political party, should not aggravate and emblazon the sins of one man, nor expiate and conceal those of another. But had this "affair" happened in one placed in office by president Adams, by the turning-out of another person because of political preferences—what would the "kennel presses" have said of it? The name of the defaulter, in flaming capitals, would have been gibbeted at every cross-roads tavern in the United States; and, as he had fled, his person would be described with all possible accuracy, that individuals might not be contaminated by giving him a crust of bread or cup of water.

**THE LAND BILL.** We publish the speech of Mr. Clay, in favor of his bill, and that of Mr. Grundy against it—and intend, speedily, as promised, to give a congressional history of this very important bill—adding such remarks as certain strange proceedings concerning it so richly merit. Its beginning and ending were in acts of arbitrary power.

With respect to the bill which the president, in familiar phrase, "put into his pocket," the "National Intelligencer" of the 19th says:

It has been the subject of much conversation, since the adjournment of congress, whether Mr. CLAY'S LAND BILL be not in fact now the law of the land. The argument on the subject, we discover, has travelled to New York. We copy it below, from the journal in which we find it, for the information of our readers. We have not ourselves made up a judgment upon it. We have italicised, however, the points on which the question turns, which, if not conclusive, are at least sufficiently plausible to afford a case for a moot court:

From the New York Courier and Enquirer.

But we learn from Washington that a question has been raised, which, in our opinion, is well taken, and, if so, then is the land bill the law of the country—the executive's detention of it to the contrary notwithstanding.

The constitution, sec. 7, says—"If any bill shall not be returned by the president within ten days (Sundays excepted) after it shall have been presented to him, the same shall be a law, in like manner as if he had signed it, unless congress by their adjournment prevent its return; in which case it shall not be a law."

Now, it is contended, that inasmuch as the constitutional term for which the late congress was elected expired on the 3d of March, they did not, by their adjournment prevent its (the bill) return. It is argued that this provision only relates to cases where congress might, by an adjournment, attempt to coerce the executive into premature action upon a bill, and that it cannot apply to any case when the adjournment is in fact compulsory under the constitution. When the executive received the bill, he well knew that the late congress would cease to exist, as such on the 3d of March, and therefore it was his duty to have returned it to the house in which it originated before that period, with his objections in writing. This view of the subject is strengthened by the fact that he cannot return it to the next congress, in consequence of its being a different one from that in which it originated, and that therefore the president, and not "congress by their adjournment," prevented the bill being returned.

It is plain from the whole reading of the constitution, the framers of that instrument intended that all bills not returned to the congress in which they originated, unless such return should be prevented by their own act, should become the law of the land. They intended that the executive's veto should not be of any avail unless so returned and sanctioned by a vote of more than one-third. The question then arises, who prevented the return of the bill in question. Did "congress by their adjournment" prevent its return?—if so, the constitution says it shall not be a law. But we contend that they did not, and that the executive, knowing congress must adjourn on the 3d March, prevented its return to

\* The black stone, at the temple of Mecca, which is kissed by all true believers—crying out "God is God, and Mahomet is his prophet!" Many thousands rushed, pell mell, being "true democrats," to kiss the "black stone," and denounce Mr. Webster's reply to Mr. Hayne, about two year ago; but those of the fold of the "faithful" cannot now enter the court of the Kaaba unless, adorning off their fore, they render glory in the proclamation of president Jackson, and the speech of Mr. Webster in answer to Mr. Calhoun, being also circumcised afresh—or on the other side; all which tens of thousands have done or are devoutly submitting themselves to, as all "believers" should. Our venerable friend of the "Richmond Enquirer," however, seems disposed to wipe off his second kiss of the stone, and renounce his second circumcising. "Nona vexes!" These are "solata principis," or wind-changing times.

them, and consequently, that it is as much the law of the land as if he had retained it in his possession ten days during the session.

☞ We have no hesitation in saying, that a bill which passed both houses of congress with such overwhelming majorities, and would probably have passed by two-thirds, in despite of the president's veto, had it been given—ought not to have been nullified in the manner that it was; yet we believe that the constitution will bear out the proceeding, whatever may be thought of the proceeding itself.

**INDIAN OUTRAGES.** A company of traders were attacked on their journey from Santa Fe to Missouri, on the Canadian fork of the Arkansas, about three months since, by a large body of Canadian Indians, with whom they had a long fight. The traders at last escaped in the night, with the loss of two of their number killed, and leaving 10 or 12,000 dollars in the prairie; and some of them had arrived at St. Louis, after almost unparalleled hardships and privations. They were 42 days in reaching a settlement, encumbered with several wounded men, and the whole nearly starved, for they had lost their horses.

**PAUPER STATISTICS.** During the year 1832—342 persons were received into the poor house of New Castle county, Delaware, of whom 38 died, 173 were discharged, and 131 remained. Of those admitted 80 were foreigners, and 60 persons of color. The average expense for each pauper was \$43 54 per annum, or 84 cents a week. This includes clothing furnished, &c. The population of New Castle county was 29,720, by the census of 1830.

The whole of the expenditure of the Chester county (Pennsylvania) almshouse, including all salaries, for the last year, was \$7,176 89½. The average number of paupers in the house for the year was 168. Average cost of each pauper \$42 70. The population of Chester county in 1830, was 50,910.

In these establishments the poor are well taken care of—plentifully fed and comfortably clothed, though not enjoying many of the luxuries of life! A rigid economy is observed, and nothing is wasted by neglect. Hence it would appear that about forty dollars, per annum, may be considered as the minimum average cost of the subsistence and clothing of persons, of all ages and either sex.

**"PALPABLE HITS."** The following thrusts were given and taken during the discussions on federal relations in the Virginia house of delegates:

Mr. Moore having concluded his second speech—Mr. Dickerson of Caroline, rose and said: "That the gentleman from Rockbridge (Mr. Moore) was mistaken, when he said that he, (Mr. D.) had boasted of having stabbed the member from Rockbridge under the fifth rib—it was a much greater Ox (Gen. Jackson) than him (Mr. M.) that he gored."

Mr. Moore in reply said, "It was possible he might have been mistaken but still he was strongly under the impression that the gentleman had said something about stabbing the Delegate from Rockbridge under the fifth rib. However that might be, he entertained no doubt but that the great Ox to which the gentleman (Mr. D.) had just alluded, would be as little apprehensive as he (Mr. M.) was, of being gored by an animal more remarkable for its ears than its horns."

**A MOST EXCELLENT REASON!** The Vandalia, (Illinois) paper of the 27th February, had the following article:

"A bill has passed the house of representatives, incorporating a company with a capital of \$500,000, and the privilege of increasing it to a million, to construct a rail road on the surveyed canal route, between the Illinois and lake Michigan. The company is allowed to commence operations as soon as — of the stock is taken, and is required to have the work in progress within two years and completed within ten—otherwise the charter is forfeited. At the expiration of ten years, (if the work be finished and the assent of congress be obtained) the lands granted to the state for the construction of a canal, are to be transferred to the company: The state then becomes a joint stockholder to the present value of the lands, estimated at \$275,000.

The terms are very favorable to the state: perhaps too favorable, to induce capitalists to make investments in the stock; of this, however, adventurers must judge. Owing to the late period of the session at which the question was

brought forward, it doubtless will fail in the senate for want of time to discuss it, and consequently this jaded hohly of ten years service, will be forced to run another two years heat, with some half a dozen or more riders.

§3.—The rail road bill above alluded to, was on motion of Mr. Davison, laid on the table (8 o'clock last evening) till the 1st Monday in Dec. 1854—so the bill is dead. The last argument we heard against it, was "we don't want our tolls taken out of the state by New England speculators."

[Now a more excellent reason why this rail road company should not be chartered, we think, could not have been given! What—suffer New England to expend half a million of dollars in Illinois—to scatter so large a sum among her people? Its not to be thought of! They would be "foreign stockholders" and those, in the "entire" devotion of the day, are not to be endured. New York made a great mistake in accepting the use of foreign capital, for her canals; it is true, that, without it, her canals might not even yet have been made; and, though they may have added more than 100 millions to the value of property in New York, and do save several millions a year in the cost of transportations, giving also a clear profit to the state government of more than half a million, annually—it would be more patriotic—more purely democratic, to fill up these canals, than to pay the interest of the "foreign" debt which was incurred by the digging of them.

"THE EITHER-NITHER-SIDEAN" SCHOOL. The following from the "Albany Argus" of the 9th inst. is one of the best specimens of its kind that we have ever met with: "Among the important and responsible duties which devolved upon the "Great Pacifier," so called, at the close of the late session of congress, was the bringing about of a reconciliation between Messrs. Poindexter and Webster, an account of which we publish to-day. Of the value of these mutual professions of returning kindness and personal respect, they will be best able to judge, who have remarked the degree of asperity which characterised the objectionable passages between the two combatants on the floor of the senate. If the whole affair should chance to be regarded as farcical, or as the evidence of insincerity rather than of voluntary reconciliation, it certainly will not be a matter very surprising or very unnatural."

All which may be read back wards or forwards, without materially affecting the sense of the paragraph.

THE FRANKING PRIVILEGE.—The franking privilege to members of congress, has been extended during the late session, to sixty days before the new member takes his seat, to the end of the term for which he is elected, and to the meeting of the congress following.

"Good!"—Mr. Beebe, of Ithaca, New York, who was lately reproved by the speaker of the house, for an attempt to bribe a member, has commenced a suit against the speaker for false imprisonment, and lays his damages at \$20,000.

NEW HAMPSHIRE.—The election for representatives to congress took place in this state last week. The following gentlemen were undoubtedly chosen, as there was no opposition ticket, viz: Henry Hubbard and Joseph M. Harper, of the last congress, and Benjamin M. Bean, Franklin Pierce, and Robert Burns, new members, in the place of John Brodhead, Thomas Chandler, Joseph Hammons, and John W. Weeks. This state loses one member under the new ratio of representation.

THE ITALIAN OPERA COMPANY, which has been performing at New York, and now at Philadelphia, is supported at a very heavy expense. The following may serve as specimens:

Peiratti and her husband—40,000 francs per annum, or \$8,000, and the entire receipts of two benefits, which have produced upwards of two thousand dollars: all dresses to be found by the managers, as well as a coach to and from the theatre.

\*And what a melancholy mistake was made by Ohio!

Montreor—25,000 francs per annum, or \$5,000, and one clear benefit, dresses, coach, &c.

Fornasari—25,000 francs per annum, or \$5,000, and two clear benefits, coach dresses, wigs, &c.

Rocca, treasurer—24,000 francs or four thousand eight hundred dollars.

Montreor, sen. manager—24,000 francs, or \$4,800.

Stella—18,000 francs, or \$3,600, and one clear benefit.

Orlandi—18,000 francs, or \$3,600, and one clear benefit.

And other similar enormous sums to others of the company, the money to be paid monthly, whether or no performances take place.

#### FOREIGN NEWS.

From London papers to the 25th January.

Nothing important appears to have happened in England, except the explosion of the great powder works near Darfirth, by which 8 persons were killed, and 11 pair of mill-stones, weighing 10 tons each, blown into atoms—and the reception of certain information that a civil war had broken out in the United States: the death of Miss Hannah Moore, aged 84; and some proceedings to bring about further reforms. Ireland was still in a disturbed state. The "Rockites" were serving many notices, which they required to be observed, under the penalty of death.

A London letter of the 21st mentions an important decision of the German diet—which has refused to permit the annexation of the Duchy of Luxemburg to Belgium. Austria and Prussia govern the diet, therefore that must be the opinion of those two powers. The above paper very significantly states that we shall have the king of Hanover seating with the confederation to repel the hostilities of England. The Belgian question is therefore far from being settled; on the contrary, it appears surrounded with new and increasing difficulties.

Greater strictness is observed in the British ports with regard to the embargo of Dutch vessels, than heretofore.

The French government have ordered the Polish committee to leave Paris. It is said that very interesting intrigues have been discovered against the government of Louis Phillip, in which the Polish committee, together with certain Italian refugees, were concerned.

The retirement of the Prussian army of observation to its cantonments in Westphalia, is considered as a decided indication of peaceable intentions. There seems little probability, at present, of any recurrence, which may tend to bring about a general war in Europe, which was no doubt wished and expected by his Dutch majesty.

#### LATER NEWS.

From London papers to the 4th of Feb. received at New York.

#### GREAT BRITAIN AND IRELAND.

Parliament has met, and re-elected Manners Sutton's speaker. The king's speech was to be delivered on the 5th Feb. Cobden seemed resolved to take a prominent part in the proceedings of the house of commons. He made two speeches on the same day; and attempted a third as the house was adjourning—not a word of which was heard, owing to the noise made by the members leaving the house.

A great excitement prevailed because of a report that ministers would introduce a bill for the immediate emancipation of the slaves in the West Indies—and a deputation having waited upon lord Grey, he informed them that the report was true. This resolution, taken in connection with the present disturbed state of Jamaica, &c. is, indeed, important, and closely interesting to the southern parts of the United States.

The weekly report of the cholera in Ireland, issued in Dublin for the week ending 29th Jan. is as follows: New cases, 558; deaths 243; recoveries 313.

The customs' receipts in Ireland for the year 1852, amounted to £1,227,066, being an excess over the receipts of the previous year of £56,106.

There is a considerable emigration from England to the United States.

U. S. Bank stock, London Feb. 2, £22 5s. a £22 10s.

Many troops were arriving in Ireland—but the public peace was exceedingly disturbed.

Since the accession of the present king, the following has been the mortality among the officers of the naval service:—admirals of the fleet, 2; admirals, 13; vice admirals, 9; rear admirals, 19; retired rear admirals, 4.—total number of flag officers, 39. Captains, 22; commanders, 25; lieutenants, 349; masters, 28; surgeons, 13; assistant surgeons, 32; pursers, 12.

The customs' duties received at Liverpool during the last year have amounted to nearly the sum of £4,000,000, being an excess over the preceding of £225,000. The increase upon the entire receipts of the country was only £223,167.

Trade and manufactures are very lively in England—and in part because of expected modifications of our tariff laws. Cloths, especially, had advanced in price.

A convocation of the clergy has been convened at the chapter house, at St. Paul's, by a mandate from the archbishop of Canterbury. The meeting was opened with much form and cere-

\*The vote was 241 against 31. The election has excited much comment.—Mr. Sutton having been an anti-reformer. Some of the papers speak of it "with disgust."

mony; none of the ancient pomp was forgotten. It is expected that lord Grey's proposed alterations in church property will be submitted to their consideration.

In the Dublin Evening Post of Jan. 24th, there are no less than 23 distinct cases of attack upon houses and persons, reported as having occurred within the preceding week, in the counties of Wexford and Kilkenny only. The attempts upon the habitations were in every instance for the plunder of sums—those upon his or person seem to have been from motives of revenge.

## FRANCE.

The total amount of the budget proposed was 18,661,540*fr.* being 28,940*fr.* more than the preceding year. The reductions made during the discussion amount to 131,375*fr.* leaving the total sum granted 18,529,965, which is 25,533*fr.* less than the preceding year.

The duchess of Berri is sick, and her release is spoken of—by that of the ministers of Charles X. It is pretty plainly intimated that the illness of the duchess has been caused by her amours. The Bourbon party in France are said to be active, and encouraged with a hope of another restoration to power!

It is said that the young duke of Orleans has solicited the hand in marriage of the archduchess Maria Theresa of Austria, now in her 17th year, and eldest daughter of the archduke Charles.

A naval force of four ships of the line and frigates was being fitted out with great expedition at Toulon, destined, it is understood, for the Levant. The topics which now absorb the attention of the French politicians are the conduct and views of Russia, with regard to the contest which is now in progress in Turkey.

The recall of the duke of Reviso from the government of Algeria is talked of, and marshal Clausel is mentioned as likely to be his successor.

Two brothers, clerks in the Spanish house of Alcobar & Co. in Paris, have absconded from that city, with 650,000 francs. One of them was cashier to the house.

A pension of 500 francs has been ordered, by the chambers, to be given to every survivor who assisted at the destruction of the Bastille. The claimants are rather numerous, and are likely to give the dispensing minister considerable trouble. There will be no slight difficulty in settling their pretensions.

## HOLLAND AND BELGIUM.

The [Amsterdam] Handelsblad contains the notices that the Dutch government has sent orders to the officer commanding his majesty's naval force in the Scheldt, to allow ships of all nations to enter or to leave the river to or from Antwerp, till arrangements are made settling the terms upon which passage will be permitted. The English, French, and Belgian flags are excepted from this measure, and remain till further orders under the second article of the royal decree of the 26th November, 1822. [Brussels papers, Feb. 2.

## PORTUGAL.

The accounts are very contradictory. No military movements of importance have recently taken place. The result of the negotiations of lord Hervey, to place Donna Maria on the throne, is unknown. Some additional troops had arrived from England and Ireland, and joined Don Pedro.

## SPAIN.

For some royal matters see page 54. A conspiracy is said to have existed of a very formidable description. Ferdinand was to sign his own abdication; Don Carlos to be seated on the throne, and the queen was to be banished.

The probability is, that disturbances will happen in Spain—especially because of the intrigues of the priests, lustful for power and money. Carlos is the pet of these.

## ITALY.

The *Augsburgh Gazette* of the 15th, has the following of the 15th from Ancona: "The arrests in the Romagna, especially at Ravenna, continue; many persons of rank, and some literary men, have lately been apprehended. Mr. Vicini, an advocate at Bologna, has been seized. The French transport vessels in our port have at length received positive orders to sail for the Myrra on the 10th inst. to receive on board part of the French troops in Greece.

## MEXICO.

The state of the country is represented to have been, at a late date, in a high degree gratifying to the friends of liberty and order. Certain difficulties which had been apprehended, had ceased to threaten; and the government of Pedraza had become more universally popular and successful than its warlike antecedents had anticipated.

The roads between the capital and sea coast were deemed safe, and besides the convoy of a million of dollars which reached Tampoco according to previous accounts, one of a much larger amount, (viz. \$2,500,000), was on the way, and expected there in a few days, and the one of a very considerable value might reach Vera Cruz about the 1st of March.

The elections had taken place in the state of Mexico and the federal district, entirely in favor of the patriotic cause.

## TURKEY AND EGYPT.

A great battle had taken place at Koniah, in which Ibrahim gained a complete victory, making the grand vizier his prisoner. The Turkish force was about 43,000 men, chiefly Albanians.

1,200,000 have since arrived at Vera Cruz, and 2,000,000 more were soon expected. These operations show a more settled state of affairs. The money immediately proceeds either to England or the United States.

The fight was dreadful—the field was bravely contested, but the Egyptian was the victor, and the Turkish army seems to have been totally routed—destroyed. Ibrahim has shown himself not only a brave general, but an able one. The greatest gloom prevailed in Constantinople. A Russian minister had proceeded to Alexandria to try to make peace, by threatening Mehemet Ali with the displeasure of the emperor, if he perseveres.

A letter of the 18th Jan. from Vienna, states that the draught of a treaty between England, France and Austria, to resist the threatened aggression of Russia on the Turkish frontier, had been drawn up with the concurrence of the Austrian government, and that there was every likelihood of its being duly concluded.

## THE IRISH VOLUNTEERS.

Dublin, Sunday, January 13. Yesterday the Irish volunteers assembled at the corn exchange, and Maurice O'Connell, M. P. was moved into the chair.

His father spoke at great length on his intended organization of the volunteers and the national rent which he was particularly anxious the title martyrs and their destitute families should speedily derive assistance from. He dwelt particularly on the cases of O'Connell and Hennessy, in Cork, and wished he had more information from the county of Wicklow respecting the suffering of individuals there; but that was the business of Mr. Jas. Grattan, who ought then to be at home attending to the distresses of his patriotic constituents instead of departing himself in London. (Hear.) He moved the appointment of three volunteers to take charge of each county in Ireland, and correspond with each parish on the subject of organizing the collection of the national rent, forwarding petitions to parliament, inquiring into the claims for compensation of the title martyrs, and commencing the enrolment of the parochial volunteers. Each man of good character, (certified by his clergyman or five of his neighbors), was admissible into his own parochial corps on payment of 1*l.*

The motion was then carried *nem. con.* and the details left to the standing committee.

Mr. O'Connell then spoke in terms of strong regret at the extension of the system of midnight association and outrage, which he was assured, from undoubted authority, was reviving with new energy in the counties of Kilkenny, Tipperary and Louth. In the latter county, there was some extraordinary underground proceedings going forward. Strangers of the lower classes were seen without any visible means of subsistence by trade or occupation, yet with plenty of money, which they spent freely among the people. Midnight associations and marchings were also got up in that hitherto quiet county, and he understood that numbers of the peasantry had been prevailed on at these meetings to receive a shilling bounty and sign their names to a list. In the counties of Tipperary and Kilkenny the state of affairs was fast approaching that of Louth; the consequence was, that the police would be doubled, and crime increased in proportion, as had always been found by experience.

Mr. Finn, M. P. also stated that in his county, (Kilkenny), he could declare, on his own experience, that men known as robbers and murderers were allowed to go about the country with their arms in their hands, unmolested by the magistrates; that these men had plenty of money, and were constantly seen spending it in the public houses, when, doubtless, they were inciting to fresh crimes.

Mr. O'Connell, in continuation, said he would not accuse the leaders of the government in Ireland of having made these arrangements or furnish funds to lead the people into rebellion, but he strongly suspected some of the underlings of the castle of taking the trouble to prepare a case for parliament, with the hope of introducing martial law into Ireland, and driving the people into insurrection. He strongly insinuated that the money employed in treating the peasantry, came from the conservative society. The present was a crisis very like that which preceded the formation of the Catholic association in 1828. Then there were 11 counties proclaimed in Ireland, and 7 counties under the peace preservation act. It was said that the organization of the Catholic association would inflame the peasantry still more, but what was the fact? Before 9 months after its formation all these counties were quiet, and the strong measures of government were withdrawn. The truth was, a strong government in Ireland was always productive of Whiteboyism, and the protest, while the friends of constitutional redress always effected the most perfect tranquillity. (Hear.) A crisis similar to that of 1828 had now arrived. The people were prevented from expressing their grievances openly, peaceably and constitutionally, they were in despair of good government, and unless the Irish volunteers immediately bestirred themselves and took the peace of the country under their own protection, they would be provoked to do so, and there would be three counties in a state of nightly insurrection. (Mr. O'Connell was not, it appears, aware of the state of the county of Wexford, where next week be 12 counties in the same alarming state. (Hear.)

Mr. Steel, who felt proud to call himself "Mr. O'Connell's principal pacificator," offered to go to either Louth or Tipperary, or wherever the liberators pleased, to exhort the people to peace, as the only means of saving the country from martial law, and promoting the measure of repeal.

Mr. O'Connell accepted the offer, and it is understood that he will start to-morrow for either Louth or Tipperary. Letters were read from the following members of parliament, promising to attend the national council, viz: O'Conor Don, G.

S. Barry, E. M. Bellew, Fitzstephen French, W. J. O. N. Davant and Nicholas Fitzsimon; and from the following declining: Sir T. Gladstone, Mervyn Archibald, P. Jones and N. A. Vigers. Mr. O'Connell made humorous *grope* of Mr. Blake Foster's conduct at a former Galway election. Three candidates had started, and Blake Foster sold all his 40s. freeholders to each: "When I," said Mr. O'Connell, "taxed him with this, he admitted the charge, but declared that it only proved his impartiality; for he had, after making his own bargain, allowed each of his freeholders to choose for himself any of the candidates as high as they could." In conclusion Mr. O'Connell undertook on this day, "after mass," to prepare an address to the peasantry of Ireland, beseeching them to keep the peace, or their country never would become a nation.

From the Dublin Evening Mail, of January 16. Regiments are arriving daily several of our ports, with hope, on the part of our misguided rulers, that their appearance will operate as a check upon the rebellious manifestations which are assuming so fixed and formidable an appearance. Nothing can be more preposterous than such a hope. "The people," as they are called, sneer at the military displays of the marquis of Anglesea, and laugh outright at his sham fights and stage spectacles. Already the priests commenced regular approaches towards the soldiery, through the columns of their acknowledged journal in the south of Ireland, which contains the following conciliatory paragraph, presenting, as the Register of this day says, a "very national view of the subject." It says—

"We would like to have the troops here, by all means—the majority of them are our own countrymen—and they would spend among us some of the taxes which are raised from our sweat and industry."

There is no mistaking the meaning of this patriotic appeal to the national prejudices of such of the soldiers as may happen to be Irish. Whether the bait takes or no, just depends upon the number of Papists that each regiment may contain, or the quantum of influence that the priests may be permitted to exercise. If they be treated with the same deference at military head-quarters that they receive at those of the civic authorities—at the castle of Dublin, the worst consequences may be apprehended.

In fact, there is but one course now open to any government—whig or tory—a suspension of the *habeas corpus* act, the promulgation of martial law, and the arming and calling out the Protestant yeomanry.

Dublin, Jan. 13.—The accounts from the country are terrific; and those counties which have been hitherto tranquil, are now the scene of the same system of outrages which have lately characterised the more southern parts of Ireland. A novel addition to the catalogue deserves to be noticed. The tenantry have systematically commenced refusing to pay rent except to the landlords in person. The avowed object of this is to compel the return of the absentees; but the consequences are obvious. A privy council was held at the castle yesterday, but I have not heard the result.

Lord Anglesea leaves this country on the 25th instant—positively never to return in the capacity of viceroy.

[Dublin Eve. Mail.]

#### STATE OF IRELAND.

The search for arms, and the midnight marches in the counties of Louth and Kilkenny, are going on with the same reckless determination on the part of the unfortunate peasantry. In the former county they call themselves Ribandmen, and seem intent on more serious and extensive work than their brethren in Kilkenny are occupied with. When they enter houses their principal business is to obtain arms; but the Kilkenny "Regulators," as the Whitefeet sometimes call themselves, are also occupied in dictating terms to landlord, tenant, employer and laborer. The nightly assemblies in the county of Louth are composed of multitudes, notwithstanding the inclement season of the year.

In the county of Kilkenny the list of outrages continues undiminished, either by the presence of an increased constabulary force, or by the want of it. Details of attacks on 13 houses are given between the 7th and 13th Jan. inclusive, in various parts of the country. In these visits the Whitefeet severely beat and wounded three of the inmates, houghed two cows and a horse, and burned some stacks of wheat and out offices. Some wheat and bread were also carried off from a mill and a bakery. On Thursday night between 200 and 300 men assembled in a field near the village of Paulstown and spent some hours in military manoeuvres, without committing any actual mischief.

In the county of Cork, on Thursday night, four cows were houghed, and sheep killed and carried off; 100 police have within these three days been added to the constabulary there.

The neighborhood of Ballina also displays a Whitefeet spirit. On Friday the mills of George Irwin, of Gouren, were entered, and the machinery destroyed, and his brother John was severely beaten. The miller had voted for the present conservative members. The house of Mr. Studdart, of Dulcastle, in that neighborhood, was also robbed of fire arms on the same night.

#### IRISH NATIONAL COUNCIL.

O'Connell's national council met at Dublin Jan. 17. Twenty-five Irish members of parliament were present, including four by the name of O'Connell. The hon. Mr. Butler, M. P. for the county of Kilkenny was called to the chair.

Mr. Thomas Steele attended as Mr. O'Connell's private secretary, and Maurice O'Connell, M. P. acted as secretary of meeting.

At 12 o'clock Mr. Staunton was called before the council, and informed the chairman that he had undertaken to submit to them some financial information on the following subjects, viz: on the present amount of the Irish funded debt; on the consolidation of the exchequers, and on the effects of that consolidation on the burdens endured by Ireland; and also the progress of revenue in Ireland since the year 1792.

He then entered into a long financial detail on these subjects, on which he was interrupted by Mr. O'Connell, who requested that he would have the goodness to get his information printed, as it was impossible to follow him in conversation. Mr. Staunton, however, continued his statement at great length, the principal points of his *exposé* have already been printed in the Morning Register, (about three months since) on a motion passed by the national political union. One of his positions was that the consolidation of the exchequers was illegal (*vide act of union*); another was that £2,000,000 clear surplus were due to Ireland, on a balance of accounts with England; another, that all Irish expenses were paid out of Irish taxes; and, lastly, that Irish revenues had improved from 1792 to 1830, and declined since. The chairman then mentioned what was said in answer to Mr. Staunton for his communication, and he undertook to print his statement for the use of the Irish members.

The convention was expected to continue for several days. On the 19th, the latter part of the day was chiefly occupied with the discussion of four resolutions on the abolition of tithes, which had been previously agreed on at London last session, by the members of the convention. The resolutions were assented to by the people of England that the system of tithes in that country should be extinguished, not in name only, but in substance and reality."

#### From the Dublin Evening Post.

"There is a "suppressed insurrection" in every county, and almost in every parish, not a day, not a single day, passes over our heads without receiving an account of a murder, or of an outrage of some kind or other. There is no safety. The very roots of the community are loosened. The frame of society is almost going to pieces. The constabulary, when not actually mischievous, as in the horrible case at Kniturst, have become powerless, and the troops of the line, the only force upon whose piety and devotion confidence can be placed, are harrassed to death by the inglorious duty they are obliged to perform. It is also quite notorious that plundering for arms is not confined to one district, or county, or province, but that the system has spread in all directions, from Dublin to Cork, to Limerick, to Waterford, and even to Galway. There is no safety for life or property in twenty counties out of the thirty-two. And here we may exemplify this state of things by an incident which occurred on Sunday, in the broad day light, near Shanahan's. The canal boat from Ballinastoe was stopped, the insurgents having previously ascertained that it contained fourteen stand of arms belonging to the water guards; a party, well armed, entered, smashed through the cabins, placed the commander of the boat under arrest, with two bayonets at his bosom, and possessed themselves of the arms. This occurred, we are assured by a gentleman who was present, within a quarter of a mile of the police station."

#### ROYAL MATTERS IN SPAIN.

Royal decree.—Being recovered from my illness, I have determined to charge myself with the despatch of public business from this day, and wish to be assisted therein by my dear and beloved wife, in order that those affairs in which she is engaged may be more satisfactorily concluded, as well as to give a proof of my satisfaction with the zeal and assiduity with which she has rewarded my sovereign confidence. Let it be done and made known to the secretaries of state.

With the rubric of the royal hand of the king our lord.

In the palace, the 4th of January, 1833.

I THE KING.

To the first secretary of state, president of the council of ministers.

To my dear and beloved wife, the queen.

In the most grievous and severe illness with which it pleased Divine Providence to afflict me, the inseparable company and incessant care of your majesty have been to me a sole comfort and consolation. Never did my eyes open without seeing you at my side, and finding in your looks and soothing words leniency to my pains. Never did I receive any assistance which did not come from your hand. To you I am indebted for consolation in my affliction, and relief in my anguish.

Debilitated by so protracted a suffering, and only recovering by slow and delicate amendment, I confided in your hands the reins of government, in order that no interruption should be given to the despatch of the public business, and I have seen, with delight, the singular diligence and wisdom with which you have directed it, and so completely answered my confidence. All the decrees which you have made, either for the promotion of public instruction, or to dry up the tears of the unfortunate, or to advance the general wealth and produce of my revenues—in a word, every action of yours, without exception, has been to me the most satisfactory, because they have been made wisely and opportunely for the happiness of the people.

Restored again from my malady, and discharging myself more with the affairs of the state, I render to your majesty



most fervent thanks for your assistance in my illness, and for your intelligence and activity in the government. The gratitude for these actions, which shall ever live in my heart, will be a new stimulus to, and a justification for, the love which from the beginning your talents and virtues inspired me with. I rejoice myself, and congratulate your majesty, that having been the delight of the Spanish nation since your coming to the throne, for my good and that of my people, you will be from the present moment, an example of conjugal tenderness to all wives, and a model in administration of queens.

In the palace, the 4th of January, 1833.

FERDINAND.

*Royal decree.*—Desirous to manifest my gratitude and love for the inexpressible attention which I owe to you in my illness, to my dear and most beloved wife, and my satisfaction for the wisdom and tact with which she has rewarded my sovereign confidence during my indisposition, I order that a medal shall be struck, to perpetuate the memory of such splendid actions.

Make it known, and order it to be done.

With the rubric of the royal hand of the king our lord.

In the palace, 4th January, 1833.

To the count Ophalia.

## ARMY OF THE UNITED STATES.

HEAD QUARTERS OF THE ARMY.

Adjutant general's office, Washington, March 11, 1853.

ORDER NO. 15.

1. Colonel Henry Dodge, of the United States' dragoons, will continue in command of the battalion of mounted rangers, and will now repair to the frontiers; thence, as soon as circumstances will permit, he will proceed to inspect the several companies of the battalion, and see that they are repaired and equipped agreeably to law, and that they are held in readiness for any active service which may be required of them, until relieved by companies of the regular cavalry.

2. Lieutenant colonel Stephen W. Kearney will superintend the recruiting for the regiment; and the several company officers, whose appointments have been announced in general order No. 14, will report to him for orders and recruiting instructions. Lt. Col. Kearney, until further orders, will be stationed at Jefferson barracks; he will establish as many recruiting stations as he may judge necessary, and at such places, within the interior, as may be deemed most likely to recruit healthy, active, respectable men of the country, being native citizens of the United States, not under twenty, nor over thirty five years of age; and whose size, figure, and early pursuits in life, may best qualify them for the duties and active service of mounted soldiers.

3. The lieutenant colonel, as superintendent, and all officers employed in recruiting for the regiment of dragoons, will strictly observe, and be governed by the established recruiting regulations; and the monthly returns, muster and descriptive roll, reports, &c. will be regularly made, and be transmitted to the adjutant general of the army.

4. Jefferson barracks is the station designated for the concentration of recruits enlisted for the dragoons, at which post the regiment will be organized by the field officers, under such instructions as they may receive from the general-in-chief.

5. The general-in-chief hopes that it is unnecessary to remind the officers appointed to the regiment now ordered to be raised, of the necessity of devoting their undivided attention to the important service in which they are about to enter—but he would remark, that the president expects that every officer will repair to his post without delay, and that all will immediately assume their respective duties, and proceed with alacrity in the discharge of them; and that the regiment will be recruited, organized, instructed and equipped for service in the field, by the earliest day practicable.

6. The head quarters of the United States' regiment of dragoons, are established at Jefferson barracks.

Major Richard B. Mason will report for orders and instructions to Lt. Col. Kearney.

By order of major general Macomb:

R. JONES, adj't gen.

## PENNSYLVANIA LEGISLATURE.

Harrisburg, March 12. At 12 o'clock the two houses met in convention, for the purpose of again attempting to elect an United States senator, in the place of George M. Dallas. One ballot only was taken, of which the following is the result:—Samuel McKean, 46; Richard Rush, 39; John Sergeant, 17; H. A. Muhlenberg, 16; Walter C. Livingston, 7; George M. Dallas, 3.

Mr. Breck then moved that the convention adjourn, sine die. Messrs. Miller and Lacoek attempted to question the election of an United States senator, but the president (Mr. Burge M. Dallas) decided the question not debatable. Mr. Miller appealed from the decision of the chair. Upon this question a long and animated debate arose, in which Messrs. Miller, Lacoek, Breck, Packer, Wallace, Lewis, and Read, took part. Mr. Lacoek, in the course of his remarks, took a wide range, and spoke upon the propriety of adjournment, when Mr. Burden called him to order, and wished him to confine himself to the question. Mr. L. defied the power of the president—said he had no right to call him to order, and that the president could enforce no rule which the convention itself had not established. Mr. Burden said he should attempt it—Mr. L. "come on;" but the altercation stopped amid cries of "order," "order," and Mr. Lacoek sat down.

Mr. Packer then suggested to the senators the propriety of withdrawing to discuss the question in their own chamber; but the proposition was not favorably received, and order having been established, the convention adjourned to meet again this day three weeks, (April 3d.) The convention refused to sustain the decision of the chair, on the question whether a motion to adjourn was debatable, by a vote 27 to 27.

## SOUTH CAROLINA CONVENTION.

FROM THE CHARLESTON MERCURY.

Columbia, March 11th, 1853.

DEAR SIR: The convention of the state was re-assembled to-day, at noon. The president called the assembly to order, precisely at that hour; the rev. Mr. Ware (a member) officiating as chaplain.

The roll being called, 137 members appeared to be in their places.

Mr. Turnbull rose, to tender the excuse of a venerable friend for his absence. If it had been possible, he said, for the strong wishes of the heart to triumph over the wishes of the body, his friend would have been in his seat on this floor. He had begged, however, to say, that in spirit, in sympathy with the high motives, that directed their acts—in the full confidence which he gave to their course, in all that the public necessities might demand—he was with them still; and would gladly, if the forms of such an assembly permitted it, ask permission to record, upon their journals, his concurrence in all that the spirit, which he knew directed that body, could lead them to do. "The name of his friend, Mr. T. said, was James Hamilton, sen.

The president then addressed the convention in a speech explaining the motives of his re-assembling them. It was as follows:

Gentlemen—In exercising the power of calling you together, which you were pleased to place in my hands at your adjournment, I have regretted the inconvenience to which I must have subjected many of you in being compelled to leave your homes at a season so essential to the success of the agricultural labors of the whole year. It must however have been manifest to you from the nature of the proceedings of this body at its former meeting, that its re-assembling after the adjournment of congress, was an event of highly probable occurrence. Before however this necessity was demonstrated, I was officially apprised by the governor of South Carolina, on the 5th Feb. of the arrival of a commissioner on the part of the state of Virginia, bearing certain resolutions adopted by the general assembly of that state, respectfully soliciting of this state, a suspension or rescinding of the ordinance of her convention until the adjournment of the next session of congress. These resolutions were accompanied by an application on the part of the gentleman in this commission that this convention should be convened at an early moment. The high source from which this mediation emanated, the friendly dispositions by which it was obviously dictated, borne too, and advocated by a gentleman so long and so advantageously known among the most able and devoted champions of the rights of the states, left me by what I was quite sure would be your own decision, no other alternative (if my own inclinations had been wanting) than a compliance with the wishes of that distinguished commissioner as communicated by her representative. As I was however perfectly satisfied that no decision on the propositions of which he was the bearer could be made prior to the adjournment of congress, the period of your assembling has been arranged to meet both contingencies.

You have thus assembled, gentlemen, and the proposed mediation of Virginia is met concurrently by the passage of an act by the congress of the United States, modifying the tariff of the 14th of July last, and by an act entitled "an act more effectually to provide for the execution of the revenue laws."

In bringing both these laws to your view, and invoking your mature consideration of their provisions and objects, it would not become me to make any suggestions as to the course it behoves you to pursue in reference to these measures. If the first is not in all respects satisfactory, as coming up to that measure of justice, to which the south had a fair claim, and is liable to some important objections, it nevertheless, provides for the commencement of an early though gradual amelioration of that system, against which we have so long complained, and for an

ulterior recognition of the constitutional principles upon which our rights are assumed to rest. In forming your estimate, however, of whatever may be its intrinsic value, you will not be insensible to the fact, that it is a compromise of extreme vexatious and conflicting interests made in the spirit of peace, as an offering to the concord and tranquillity of our common country. In such a spirit our representatives in congress voted for it, and in such a spirit must we consider it whatever may be our final decision on the measure. This adjustment, however, comes to us, at least with this compensation for the justice which it yet withholds—*that all that has been beneficial, accomplished by it for the country, is to be attributed to the action of this convention, and the energy, decision, and love of liberty, of that people, by whom our proceedings have been sustained.* We may surely say this without any unworthy vaunting, when the most able of our opponents has borne testimony to the truth of this fact.

It is greatly to be regretted, with a single view to the harmony and repose of the country, that this adjustment should be accompanied by the other measure to which I have invited your attention.

If we could regard the act, which provides by its title, "for a more effectual execution of the revenue laws," but which, in fact, provides for the coercion of a sovereign state in this union, as an empty defiance got up as a mere salvo for the wounded pride, or to gratify a worse passion of the executive, we might permit it silently to pass by, with that reprobation with which, not posterity alone, but at an early moment, a contemporary eye, will visit it, standing impotently, as it will stand a dead letter on our statute book; but as a mere precedent engraved on our laws, it is of the most serious and portentous import, furnishing, as it does, the most unequivocal evidence, that as far as the authority of law extends (independently, thanks be to God, of the spirit of a free people) by a single act of legislation, the character of our government is changed and a military despotism placed at the disposal of the executive, when he shall determine in his own discretion, that a fit exigency has arisen for its exercise. The broad usurpation in this law of the right on the part of congress to coerce a sovereign state in this union, when this power was solemnly withheld by the convention, that formed the constitution, the utter annihilation of our judiciary in cases clearly within their exclusive jurisdiction, and the still more revolting circumstance that in obying the laws of their own state, and executing the mandates of their own courts, the lives of our citizens are placed at the mercy of the standing forces of the union, all concur to present an epoch in the public liberty of the country, which ought not to be allowed to pass without your animadversion. And you will permit me further to remark, whether the adjustment of the tariff be deemed satisfactory or not, that much remains for you to do, in making of constitutional record in an enduring form those great conservative principles, which have borne us yet through this contest, to say nothing of the necessity of providing those securities which may in all future time, command the faith and obedience, of those who receive the protection of our laws.

You will now I trust, allow me to refer to a matter which is personal to myself. The distinguished station I now occupy, I owe to the accidental circumstance of my having been the chief magistrate of this state, when the convention first assembled.

Another individual now on this floor fills that post. I feel that I am not alone paying a proper deference to an established and valuable precedent, but a just homage to superior personal claims and more eminent qualifications, when I signify in the presence of this convention, that it is my purpose, after the reading of the correspondence I now communicate, between the commissioner from Virginia and the public authorities of this state, to resign this seat.

In making this declaration, permit me to superadd to it my unfeigned acknowledgments for your past kindness and confidence, and my fervent prayer, that the God of all mercy and truth may so order and govern our proceedings, that they may redound to the liberty, peace and happiness of our country.

The clerk then read the correspondence of the governor and president of the convention, with the commissioner on the part of Virginia.

A further communication from the governor was also submitted, which conveys a communication from the Virginia commissioner, which will be sent.

According to the intimation given in his speech, the president then requested the convention to regard the chair as vacated, by his resignation; and to proceed to ballot for a president.

The ballot was accordingly made, and governor Hayne elected; who, being conducted to the chair, by judge Johnston, and col. Thomas Pinckney, addressed the assembly in a short and unadorned speech of thanks.

On motion of gen. Hamilton, a seat within the bar of the house was assigned to the Virginia commissioner. He was introduced by Messrs. Heyward, Earle and I'On, the assembly receiving him uncovered and standing.

On motion of col. I'On, seats were also assigned to such of our members of congress and of the legislature, as may be present.

Judge Colecek, for the purpose of the speedier dispatch of the business before the convention, moved that a general committee of twenty-one be appointed to which the subjects placed before them, by the president's speech, should be referred. The motion was adopted.

The committee is the same as was that of the former sitting, except only that four other gentlemen will be substituted, for gen. Hayne, col. Manning, Mr. Robert Barnwell, and Mr. Middleton; the latter three of whom are absent.

Judge Harper moved the printing of the documents submitted by the president of the convention. It was ordered.

The convention then adjourned to 1 o'clock to-morrow.

*Tuesday, March 12th, 1853.* The hon. C. J. Colecock, from a select committee of twenty-one, reported to the convention an ordinance and an accompanying report, on the subject of the act of the late congress of the United States, entitled "an act to modify the act of the 14th July, 1823, and all other acts imposing duties on imports."

*The report and ordinance were as follows:*

The committee to whom was referred the communication of the honorable B. W. Leigh, commissioner from the state of Virginia, and all other matters connected with the subject, and the course which should be pursued by the convention at the present important crisis of our political affairs, beg leave to report, in part,

That they have had under consideration the act passed at the late session of congress to modify the "act of the 14th of July, 1823, and all other acts imposing duties upon imports;" and have duly deliberated on the course which it becomes the people of South Carolina to pursue at this interesting crisis in our political affairs. It is now upwards of ten years since the people and constituted authorities of this state, took ground against the protective system, as "unconstitutional, oppressive, unjust," and solemnly declared, in language which was then cordially responded to by the other southern states, that it never could be submitted to "as the settled policy of the country." After remonstrating for years against this system in vain, and making every possible effort to produce a redress of this grievance by invoking the protection of the constitution, and by appealing to the justice of our brethren, we saw during the session of congress, which ended in July last, a modification effected avowedly as the final adjustment of the tariff, to take effect after the complete extinguishment of the public debt, by which the protective system could only be considered as riveted upon the country forever. Believing that, under these circumstances, there was no hope of any further reduction of the duties from the ordinary capacity of the federal government, we determined that under the operation of this system the labor and capital of the plantation states must be forever tributary to the manufacturing states; and that we should in effect be reduced to a condition of colonial vassalage, South Carolina felt herself constrained, by a just regard for her own rights and interests, by her love of liberty and her devotion to the constitution, to interpose in her sovereign capacity for the purpose of arresting the progress of the evil, and maintaining, within her own limits, her authorities, rights, and liberties appertaining to her as a sovereign state. Ardently attached to the union of the states, the people of South Carolina were still more devoted to the rights of the states, without which the union itself would cease to be a blessing; and well convinced that the regulation of the whole labor and capital of this vast confederacy by a great central government must lead inevitably to the total destruction of our free institutions, they did not hesitate to throw themselves fearlessly into the breach, to arrest the torrent of usurpation, which was sweeping before it all that was truly valuable in our political system.

The effect of this interposition, if it has not equalled our wishes, has been beyond what existing circumstances would have authorized in respect. The spectacle of a single state, unaided and alone, standing up for her rights—influenced by no other motive than a sincere desire to maintain the public liberty and bring about a salutary reform in the administration of the

government, has roused the attention of the whole country, and has caused many to pause and reflect, who have heretofore seemed madly bent on the consummation of a severe policy of absolute denial to the liberty of the people, and the sovereignty of a large portion of the union—though reviled and slandered by those whose pecuniary or political interests stood in the way of a satisfactory adjustment to the controversy—deserted by many to whom she had a right to look for succour and support, and threatened with violence from abroad, and convulsions within, South Carolina, considering the results of her intentions and the justice of her cause, has stood unmoved; and she will maintain her liberties, or perish in the conflict. The result has been a beneficial modification of the tariff of 1822, and even before the time appointed for that act to go into effect, and within a few months after its enactment, accompanied by a provision for a gradual reduction of the duties to the revenue standard. Though the reduction provided for by the bill, which has just been passed, is, neither in its amount or the time when it is to go into effect, such as the south had a right to require; yet such an approach has been made towards the true principles on which the duties on imports ought to be adjusted under our system, that the people of South Carolina are willing, so far to yield to the measure, as to agree that their ordinance shall henceforth be considered as having no force or effect. Unequal and oppressive as the system of raising revenue by duties upon imports must be upon the agricultural states, which furnish more than two thirds of the domestic exports of the United States; yet South Carolina always has been, and still is willing to make large sacrifices to the peace and harmony of the union. Though she believes that the protecting system is founded in the assumption of powers not granted by the constitution to the federal government, yet she has never insisted on such an immediate reduction of the duties as should involve the manufacturers in ruin.

That a reduction to the lowest amount necessary to supply the wants of the government might be safely effected in four or five years, cannot, in our estimation, admit of a reasonable doubt; still, in a great struggle for principles, South Carolina would disdain to cavil about a small amount of duties, and a few years more or less in effecting the adjustment, provided only she can secure substantial justice, and obtain a distinct recognition of the principle for which she has so long contended. Among the provisions of the new bill, which recommend it to our acceptance, is the establishment of a system of *ad valorem duties*; and the entire abandonment of the specific duties, and the minimums. Tyrannical provisions, by which duties, rated nominally at twenty five per cent. were in many cases raised to upwards of one hundred per cent. and by which the coarse and cheap articles, used by the poor, were taxed much higher than the expensive articles used by the rich; an unjust and odious regulation, against which we have constantly protested in the most earnest terms. The reduction before the expiration of the present year of one-tenth part of the duties on all articles "exceeding twenty per cent. on the value thereof," embracing the entire mass of protected articles, and a gradual reduction thereafter, on such articles, down to twenty per cent. the duties upon which under the tariff of 1822, range from thirty to upwards of one hundred per cent. and average upwards of fifty per cent. are great and manifest ameliorations of the system to the benefit of which we cannot be insensible. But, great as must be the advantage of these reductions, they are small in comparison with the distinct recognition, in the new bill, of two great principles, for which she has so long contended. Among these, *essentially be brought down to the revenue standard*—even if it shall be found necessary to reduce the duties on the protected articles below twenty per cent. and that no more money shall be raised than shall be necessary to an economical administration of the government.

These provisions embody the great principles in reference to this subject for which South Carolina has so long and so earnestly contended; and if the pledges therein contained shall be fulfilled in good faith, they must, in their operations, arrest the abuses which have grown out of the unauthorised appropriations of the public money. We should consider the reduction of the revenue to the amount "necessary to the economical administration of the government," as one of the happiest reforms which could possibly take place in the practical operation of our system; it would, in the progress of the reformation, limit the exercise of executive patronage and power, restore the independence of the states, and put an end to all these questions of disputed power, against which we have continually protested. It is in this aspect of the question which has reconciled us to the provisions of the new bill, (certainly not free from objections), which provide for the introduction of *linens, silks, wined and number of other articles, from abroad.* The introduction of revenue which will thereby be effected, and the beneficial influence of a free trade, in several of these articles, which are almost exclusively purchased by the agricultural staples of the southern states, and which will furnish an advantageous exchange for these productions, to the amount of several millions of dollars annually, are considerations not to be overlooked. Nor can we be insensible to the benefits to be derived from the united efforts of the whole south, aided by other states having interests identified with our own in blighting about the late adjustment of the tariff, promising, ye trust, for the future, that union of sentiment, and concert in action, which are necessary to secure the rights and interests of the southern states. On the whole, in whatever aspect the question is contemplated, your committee find in the late modification of the tariff cause for

congratulation and triumph. If we have not yet succeeded in the complete establishment of the great principles of free trade and constitutional liberty, such progress has been made towards the consummation of the former, as must serve to rekindle our hopes, and to excite us to fresh exertions in the glorious work of reform in which we are engaged. Influenced by these views, the committee is satisfied that it would not comport with the liberal feelings of the people of South Carolina, nor be consistent with the sincere desire by which they have always been animated, not only to live in harmony with their brethren, but to preserve the peace of the states, could they hesitate, under existing circumstances, in recommending that the ordinance of nullification, and the acts of the legislature consequent thereon, be henceforth held and deemed of no force and effect. And they recommend the following

ORDINANCE:

Whereas, the congress of the United States, by an act recently passed, has made such a reduction and modification of the duties upon foreign imports as amount substantially to an ultimate reduction of the duties to the revenue standard; and that no higher duties shall be laid than may be necessary to defray the economical expenditures of the government—

It is therefore ordained and declared, That the ordinance entitled "an ordinance to nullify certain acts of the congress of the United States, purporting to be laws laying duties on the importation of foreign commodities," and all acts passed in pursuance thereof, be inoperative, and shall be held to have no force or effect; provided that the act entitled "an act further to alter and amend the militia laws of this state," passed on the 20th day of December, 1822, shall remain in full force until it shall be repealed or modified by the legislature.

On motion of col. Wilson, these were ordered to be printed, and made the order of the day for to-morrow.

Col. Wilson, after a few explanatory remarks, introduced the following resolution, to wit:

Resolved, That a committee be appointed to wait on our senators and representatives lately in congress, and now in the town of Columbia, to give us genuine information relative to the late proceedings of the federal government towards South Carolina, in consequence of the ordinance of nullification, passed by the people of this state, in convention, in November last; and that the committee report what arrangements may be made as to the manner and time of giving the information desired.

On motion of judge Coicock, the resolution was ordered to lie on the table.

After a short interval, col. Wilson moved to take it up for immediate consideration.

Gen. Hamilton moved to postpone it until to-morrow.

After some slight debate, the vote was taken on the question of postponement, and the motion failed—ayes 66, noes 62.

The resolution was then adopted, and col. Wilson, general Hamilton and chancellor Johnston, were appointed the committee.

Col. Wilson then introduced the following resolutions, to wit: Whereas, the constitution of the people of the state has been called to place the state of South Carolina upon its sovereignty, and consider of and do such acts as may, in the opinion of this convention, serve more effectually to perpetuate the same. And whereas, protection and allegiance are reciprocal duties, and a fundamental principle of all governments; be it therefore

Resolved, That it is expedient and proper that the constitution of the state be amended, as to require every elector who may claim to exercise the elective franchise, in addition to the qualification now prescribed, to take an oath of allegiance to the state of South Carolina; and upon the refusal of any elector to take such oath, the managers of election shall not be permitted to receive his vote.

Resolved, That it is expedient and proper, that all officers hereafter to be elected to any office of honor, profit or trust, civil or military, be required to take an oath of paramount allegiance to the state of South Carolina.

These resolutions having been laid before the convention by the president—

Mr. Turnbull stated the committee of twenty-one already had the subject to which they referred, under consideration; whereupon,

Mr. Wilson moved that they should be referred to that committee; which was agreed to.

Gen. Hamilton then moved, that the gentleman who offered these resolutions should be added to the committee; which being agreed to, the hon. John L. Wilson was added to the select committee of twenty one.

On motion of col. Elmore, the convention adjourned until 11 o'clock to-morrow.

The Columbia correspondent of the Charleston Mercury says: Neither Clay's nor Wilkins' bill has yet reached the greater part of the members in its final form. With the former, there is a dissent, among some few, amounting to thorough repugnance. These are *ultra*, of course.

As to Wilkins' inquiry, it excites an unminged indolence. I have little doubt that it will be nullified. If it is not, the doctrine of nullification may be considered as abandoned.

I am glad to perceive a general and most hearty horror of the conduct of Blair, Mitchell and Drayton, upon this detestable bill. They are regarded as *ultra* pariaetes.

Our members all agree that the passage of Clay's bill was looked upon on all sides, as the effect of nullification alone. The

question among the northern men was—"will this satisfy South Carolina?" The tariff men, who opposed it, all joined in execrating nullification, as the work of the mischief; and swore that they would back the people, and rally them against it. So general and avowed was the feeling, that when, after the passage of the act, a rumor had arisen, that the president would veto it, at its being suddenly announced to the house, by the private secretary, that the bill had received the president's assent, Judge Clayton, (of Georgia), sprung up from his seat, and, clapping his hands, cried out exultingly,—"hurrah for nullification!"

Messrs. Colquhoun, Miller, McDuffie, Barnwell and Nuckolls, members of congress, were at Columbia.

By the following article from the Charleston Courier, of the 12th instant, it will be seen, that the meeting of the extra convention has been indefinitely postponed:

"The committee appointed to determine the time and place for the reassembling of the union convention, taking into consideration the late passage of a tariff bill, which has been regarded as an encyclical measure by both parties, and the assurances given by the leading politicians from this state, that its adoption would prove satisfactory to the convention now in session at Columbia; not doubting that the pledge given by them will be honorably redeemed by that body, rejoicing in the prospect of returning peace, and desirous not removing, as far as depends upon them, all further cause of agitation in the state; hereby give notice, that the sacrifice, which the attendance upon the union convention in this city on the 12th day of this month, would impose upon their fellow citizens, is no longer regarded as necessary, and the meeting of said convention hereby postponed. The committee beg leave to assure their fellow citizens of the union and state rights party, that if, contrary to all reasonable expectations, new acts of tyranny by the dominant party in the state, should call for united opposition from the friends of the union, the convention shall be promptly convoked, in order to take such measures as the exigency may demand in vindicate the rights of the people.

J. R. FORTNEY,

L. J. PETTIGRU,

D. E. HUGER,

R. J. MANNING,

ROBT. CUNNINGHAM.

#### THE "GLORIES" OF SOUTH CAROLINA.

From the Columbia Telescope, March 12, 1853.

The convention of South Carolina has once more assembled. Expectation will be strongly fixed upon its proceedings. We will endeavor to say what they are like to be.

The convention will accept to the present arrangement of the tariff by Mr. Clay's bill. The state feels that the present adjustment is less than was due. But she will not, for the degree by no means important, in which this bill falls short of a perfectly fair settlement, disturb the peace of the confederacy.

The adjustment, indeed, is one, at which all men must feel bound to rejoice, while it is impossible to be contented with it. Yet it is much to have been gained, *in a single effort*, and against such odds as there were—a moderate instance of the might of just principles, backed by a high courage. This little state, in the mere panoply of courage and high principles, has foisted the swaggering giant of the union. 30,000 Carolinians have not only avd the wild west into respect,—compelled Pennsylvania to stolidity into something like sense—New York corruption into something like decency—Yankee rapacity into a sort of image of honesty; but all this has been toilsome and steadily done, in the face of 17,000,—what shall we call them? What epithet is of a shame wide, lasting and deep enough, for the betrayers of the liberties of their own country—the instigators of merciless slaughter—the contrivers of irrevocable servitude, against their own struggling state?

The tariff, then, it is overthrown; the corrupt majorities in congress have yielded. The madness of the government has, at last, found a slight lucid interval. It is an interval only. For, as if in the mere wantonness of folly, they have joined to the concession, this wrong from them by mere fear and interest, a *SORTER ACT*, capable in its consequences of utterly defeating the compromise, at which they grasp.

We speak of Wilkes' bill, the "bloody bill"; which they have passed, we believe in their brains—only to enter the shame of their defeat. They may find it, however, in the hands of the chief of this atrocious administration, not the mere brutum fulmen that it was intended to be.

Whether or not he seize at once upon the dangerous powers of this act, and brandish them, to drive this state into a conflict, it is quite certain that the bloody bill will be submitted to by his side. The convention, we make no doubt, will nullify it. Such was distinctly the public wish.

We have as little doubt, too, that the state, taught by the recent events, will adopt an oath of paramount allegiance to her authorities. This whole contest, indeed, has been nothing else than one of allegiance. If we ever consent again to place ourselves in the same difficulty, in any future struggle with the general government, we shall almost deserve that loss of liberty, which has so recently been the fruit of our latest omission of that, which no civilized state ever yet omitted, that had been violated, (as all states must sooner or later be,) by a domestic contest for liberty.

The legislature will probably have to assemble, in order to repeal such of its late laws as are founded on the ordinance of

the 24th November. It may also have to provide statutes for carrying into effect acts of the present sitting of the convention.

It would seem as well, since your father gen. Jackson" appears determined to attack us, that he should begin to think of — the who, and the how, and the where and the when."

Let us see. He has 700 men, (all told), in the Charleston forts. At Augusta, he has just 320.

While the Indians threaten the north western frontier, how many more men, of the present army, can be sent against us?

Our information is strong and clear, that he cannot add 300 to the troops upon our borders.

To make his forces, then, anything like a mere garrison, he must recruit. How long will it take to raise an army, in that way? Can it be done in 3 months?—by the first of June? It is clearly impossible.

The militia, then, must be his resource.

Suppose, even, that Georgia and North Carolina agree to send their militia against us. (We will even grant that which is impossible.) How long will it take to organize them and send them out on a campaign? Can it be done in three months.

If we have found it impossible, with a population full of alacrity and zeal, to put ourselves even in a posture of defence, in less than three months. Will the new states be prompter than we? Or must they equip and discipline and transport a New England army? Will that be more expeditious?

Our convention met yesterday. Its decision cannot be known nor acted upon, at Washington, before the 1st of April. How many Yankees or Pennsylvanians or Tennesseeans can be enlisted to come here a fighting, in the month of June? We will ourselves engage to meet every one of them, without skinning or scaling—horn, tail and all.

The three union members of congress from this state, Blair, Mitchell, and Drayton, voted for the "bloody bill." What unnatural wretches—what mere miscreants they must be! When all was pacified—every thing adjusted; the north abandoning its wrong; the south reconciled; at once, and reconciled—then to join in this last desperate and unprincipled attempt to embroil every thing anew!

The president's inaugural speech, which we give to-day, will be found in its true non-committal vein. It does not contain the expected creed. If Mr. Ritchie can find it there, he shall be our *Magnus Apollo*. Ritchie is credulous for another year.

#### DEBATE ON THE LAND BILL.

SENATE—MONDAY, JAN. 7, 1853.

The question being on the amendment reported by the committee on public lands to the bill to appropriate for a limited time the proceeds of the public lands, &c.

Mr. Clay rose and stated, that he had a few observations to make to the senate before the question was taken. The senator from Illinois had, in the commencement of his remarks, said the state that it was not necessary to occupy the situation long, and he (Mr. C.) concurred in a similar declaration on his part. The bill had undergone an ample discussion at the last session; there had been but a slight change since that time in the construction of this body; and it would be unnecessary again to go over the whole ground of argument, which had once and so recently been employed. The bill which he had introduced at the present session, and which had been sent to the committee on public lands, was identically the bill which had already once passed this body, and the grounds being the same, it would not be necessary to consume much time in the observations he felt himself called upon to make. He would, however, avail himself of the opportunity to offer a few general observations, with a view to a comparison of the bill which he had introduced, with the amendment of the committee on the public lands.

In the first place he would describe the bill which he had brought forward.

By this bill it was proposed to set apart for the benefit of the new states twelve and a half per cent. out of the aggregate proceeds, in addition to the five per cent. which was allowed to them by compact, before any division took place among the states generally. This tax was proposed to be assigned, in the first place, seventeen and a half per cent. to the new states, and then to divide the whole of the residue among the twenty four states. And, in order to do away any inequality among the new states, grants are specifically made by the bill to those which had not received, heretofore, as much land as the rest of the new states, from the general government, so as to put all the new states on an equal footing. This twelve and a half per cent. to the new states, to be at their disposal, for either education or internal improvement, and the residue to be at the disposition of the states, subject to no other limitation than that, that it shall be at their option to apply the amount received either to the purposes of education, or the colonization of free people of color, or for internal improvements, or in debts which may have been contracted for internal improvements. And a half per cent. to the duration of the scheme of distribution proposed by the bill, it is limited to five years, unless hostilities shall occur between the United States and any foreign power; in which event the proceeds to be applied to the carrying on of such war with vigor and effect against any common enemy with whom we may be brought in contact. After the conclusion of peace, and after the discharge

of the debt created by any such war, the aggregate funds to return to that peaceful destination to which it was the intention of the bill that they should now be directed, that is, to the improvement of the moral and physical condition of the country, and the promotion of the public happiness and prosperity.

Such are the general features of the bill, which was reported by the committee on manufactures, under circumstances to which he would not now advert, as the last session, and was passed; and which was introduced by him again at the present session, had been referred to the committee on public lands, and reported by that committee, with the amendment now under consideration.

The first remark which seemed to him to be called for in reference to this subject, was, as to the expediency, he would say the necessity of its immediate settlement. On this point he was happy to believe that there was an unanimous concurrence of opinion in that body. However they might differ as to the terms on which the distribution of these lands should be made, they all agreed that it was a question which ought to be promptly and finally, he hoped amicably, adjusted. No time more favorable than the present moment could be selected for the settlement of this question. The last session was much the most favorable for the accomplishment of this object; and the reasons were sufficiently obvious, without any waste of time in their specification. If the question were not now settled, but if it was to be made the subject of an annual discussion, mixing itself up with all the measures of legislation, it would be felt in its influence upon all, would produce great dissensions both in and out of the country, as men always will be to the great and important objects which might be before that body. They had had in the several states some experience on that subject; and, without going into any details on the subject, he would merely state that it was known, that for a long period the small amount of the public domain possessed by some of the states, in comparison with the quantity possessed by the general government, had been a cause of great agitation in the public mind, and had recently influenced the course of legislation. Persons coming from the quarter of the state in which the public land was situated, united in sympathy and interest, constituted always a body who acted together, to promote their common object, either by donations to settlers or reduction in the price of the public lands, or the relief of those who are debtors for the public domain; and were always ready, as men always will be, to accord all those measures which look towards the accomplishment of the main object which they have in view. So, if this question were not now settled, it would be a source of inexpressible difficulty hereafter, influencing all the great interests of the country in congress, affecting great events without, and perhaps adding another to those unhappy causes of division which unfortunately exist at this moment.

He was very happy to find in the message of the president, some reference made to the subject of the public lands; and especially an expression of the opinion that it was time that some action should be put to rest. He was also glad to see it asserted, from the same high authority, that congress had a full and uncontrolled power over the subject, to dispose of these lands or their proceeds, for the common benefit of the whole country, according to its sound discretion.

Next to the settlement of this great question, it was undoubtedly of the first importance to the opinion that it was settled, so as to comprehend the interests of all, and to show that those interests have not been lost sight of by the general government. And, he would ask, could any mode of settling the question, so as to consult and protect the interests of all, be offered, which would be more worthy of the acceptance of congress than that which was proposed by the bill of the last session, which had been sent to the committee on public lands. In determining upon the merits of that bill, it would be necessary in the course of the few remarks which he should feel himself called upon to make, to contrast it with the bill which had been reported by the committee on the public lands, and to make some observations on the argument in which the senator from Illinois had advocated that plan, in order to induce the senate to take it, in preference to the bill which had already once received their sanction.

In the first place, the gentleman from Illinois contended that the whole of the public lands were ceded to the general government for the purpose of paying the debt incurred in the prosecution of the revolutionary war—that this debt had now been paid—and that as the land had now performed its office, it ought to be set free from further claim on the part of the general government, and in full and complete sovereignty of the different states in which they are located. And the gentleman from Illinois, in order to enforce his argument to the senate, appealed to the message of the president, to show that such also was the view taken of the subject by the executive. Now he, (Mr. Clay), felt himself constrained to say that both the president and the gentleman from Illinois had taken a much too limited view of the subject. In following the sovereignty of the different states beyond the river Mississippi, and below the state of Mississippi, and all Florida—were they thus conditionally ceded? Were they ceded to the general government for the purpose of paying the revolutionary debt? No: they were purchased by the common treasure of the whole United States. But, supposing that the proposition of the gentleman from Illinois were conceded, being confined to the territory hereafter, these lands ought to be applied to promote the interests of the new states alone in which they are located. Was this a true

history? Did the lands which were ceded by the several states pay the debt of the revolution? Was the debt of the revolution? That debt amounted, principal and interest, to not less than 400 or 450 millions of dollars; and the whole of the public lands which had been sold, had only produced about forty millions. The lands then had not paid the debt of the revolution. They had not performed their office. The debt had been paid by the pockets of the people, and not by the public lands, and to perform their office the lands must repay this debt to the people. He, (Mr. Clay), would have no objection to adopt the principle of the gentleman from Illinois, that the lands should be applied to the payment of that debt so long as any of it remained unpaid; and, afterwards, to the reimbursement of the pockets of the people of the money drawn from them, by taxes, to make up the deficiency of the public lands. If the honorable gentleman would apply his own principle, he, (Mr. Clay), would be satisfied. If he had mortgaged his estate, and the mortgage was lifted by a friend, he was bound to reimburse that friend. So, if the debt of the revolution, which the public lands are pledged in pay, was paid by the people, they ought to receive back from the lands both the principal and interest. If the gentleman would bring forward a proposition to pay all the revolutionary debt out of the public lands, situated in the state of Mississippi, and to reimburse the people to the amount which had been drawn from their pockets, he, (Mr. C.) would vote for the proposition; but that was substantially the object of the bill which he had introduced. The only difference was, that instead of keeping an account which would be complex in its character, and almost impracticable, a simple form was adopted, in the bill, by providing for the funds to be raised in the several states, upon the most equitable of all principles, that of federal representation. With respect to that largest portion of the public domain, which was acquired by treaties, it could not be contended that it was incumbent on the government to appropriate any part of that to the payment of the debt of the revolution.

The gentleman from Illinois had said that the scheme which he, Mr. C. had proposed, was a simple and fair one, and that it would apply powerfully to the states, and to every individual in the states. And was not the scheme of the honorable senator also fascinating? Did it not address itself powerfully to those who occupy the public domain in the new states? The difference between us is this: he would, from that which was made by the deeds of cession, and the treaties of acquisition, the common property of all, what remains, and appropriate it for the exclusive benefit of a few—he would take the property of the twenty-four states, and appropriate it for the benefit of the seven new states, and of such as may hereafter become members of the union. This, said Mr. C. is a plan of broad, liberal and comprehensive justice; while his is a narrow, partial and unjust scheme of appropriation, looking to the interests only of a part, and that, although a highly respectable, an inconsiderable part of the whole.

But it was said by the gentleman, that the new states were not on an equality with the old states; that they could exercise no authority over the public domain; that they could not take it for state purposes; that they had not the power of taxing it; and, in short, enjoyed no benefit from it whatever. Now he, Mr. C. took it, that the property of the United States, every where, was beyond the control of the states in which it was situated. Had Pennsylvania no control over the public domain, or any part of her territory which she had ceded to the United States; over the public ships, or over public property of any description, within her limits? Had any state any control over the property of the United States? The difference, every where, was merely one of extent of national property, and this difference existed among the new states, as well as between them and the old. Ohio had only two millions of acres, for example, of public lands within her limits; while Missouri had thirty eight millions. According to the doctrine of the gentleman, they ought to have the right of control over this property, in order to place them on an equality. The inequality of Ohio and Missouri as to the extent of lands, was as 5 to 38, while, as to population, the inequality stood as one million to 150,000, for Ohio against Missouri: the smaller number, having under the principle, a larger share over the greater extent of the public domain. That which belongs to the general government is not subject to state legislation. There were some states in which the United States held no property. In Kentucky there was no United States property; while in the maritime states there is much of this property which is beyond the control of the states. The gentleman from Illinois, therefore, could derive no strength to his argument from his ground as to the extent of the public domain. It is true, he contended that the time was coming, as it had almost already come in the state of Ohio, when the public domain will be disposed of, and then there will be a perfect equality, as indeed there is now, between the states, in their rights and powers over whatever may be in their respective limits.

The gentleman from Illinois had asked, but without dwelling much upon the point, where was the power to make this division? He, Mr. C. would refer him to an authority which, he believed, the honorable senator would be the last member on that floor to controvert or depreciate—the authority of the president. He would also refer him to the deeds of cession; to the acts of congress; to the understanding of all men; and especially he would refer him to his own amendment, and the report of the committee on the public lands. What, he would say, is it to give away the public lands by a partial and unjust distribution, and none to establish a broad and comprehensive scale of ap-

propriation, doing justice to all portions of the United States? But he would not dwell on this part of the subject, which had been fully discussed during the last session.

He would now beg leave to call the attention of senators to what was the present condition of the new states—what would be the effect of the operation of this bill upon them, and what would be the subsequent advantages which they would derive from its passage.

What was the complaint of the new states at present? It was that a vast amount of their money was drawn from their limits, to be expended in other portions of the union, to their impoverishment and ruin. Continue the present system, and the evil is perpetuated. The money of the west will still flow into eastern states and into the hands of the few who would be the condition of the new states, if the bill which had been stricken out by the committee were to pass? They would, in the first place, receive 17½ per cent. of the amount of the proceeds of the sales of the lands. This 17½ per cent. was probably equal to the amount annually paid by the resident population of the new states themselves, exclusive of what is paid by emigrants going into the new states. He derived this inference from a letter which was laid before the senate at the last session, from which it appeared that the thirteen states of the union, in which there are no public lands, had increased only 17½ per cent. within the ten years from 1820 to 1830. If you give 17½ per cent. to the new states, before you divide the proceeds, it would be a proportion quite as great as the increase of men and land in the old states. Or, if there was no tide of emigration to the new states, and migrations from them similar to those which take place in other states, the amount which the people of the new states would expend in the purchase of the public lands, would not probably be equal to more than the 17½ per cent. If, therefore, you give them 17½ per cent. before you give any thing to the other states all complaints of the drain of money on public account, must be put an end to.

But this is not all. You not only give this 17½ per cent. but after assigning this particular amount to their exclusive benefit, you then divide the residue of the proceeds among the whole of the twenty-four states, including those which have already received the 17½ per cent. This additional dividend is about 16 or 17 per cent. more. Thus there would be a total amount payable to the new states equal to near one-third of the entire aggregate derived from all the public lands of the United States, wherever situated. About one sixth of the population of the U. States, which the new states contain, would receive near one-third of the whole amount of the proceeds of the public lands. Now, if this was done, would not the condition of these new states be greatly bettered?

If the bill should pass, and the new states should thus acquire the amount to which they would be entitled according to its provisions, they would not merely obtain the 17½ per cent. and by a participation in the residue of the fund, some indemnity for pecuniary contributions made by them to the general government, but they would still enjoy their present proportion of the expenditures of the general government within their limits. If not, they would be reproached by the eastern states, as was the case during the last year; and there would still be the annual disbursements to Indian agents, and on Indian annuities, &c. All these would continue.

The gentleman from Illinois spoke of the new states as if he expressed the sentiments of all of them, and as if their wants and wishes were only known to him, and his construction of them was the only one deserving of respect. Now, at the last session, when this bill was passed, the senators from the seven new states were equally divided on this subject. There were, if he mistook not, two from Ohio, two from Indiana, two from Louisiana, making six, and one from Mississippi, making exactly half of the representation in that body of the seven new states. Regarding the subject in the light to which he did, that there would be, if things remained as they now are, no reflux of the money of the west drawn from it by the federal government, and that large and liberal grants of money were made to the new states, by the provisions of this bill, it ought to be satisfactory in the most ambitious western heart. The senate would recollect that according to a table presented at the last session, the new states had increased at the rate of eighty-five per cent. during the ten years from 1820 to 1830, and that the state of Illinois, during the same period, had increased at the rate of one hundred and eighty-five per cent. while many of the old states had increased only at the rate of twenty-five per cent. The average increase of thirteen, having no public lands, was only seventeen and about a half per cent. while some had scarcely any increase at all. The settlement of the new states is already sufficiently rapid, and any fresh supplies given to it would only be productive of mischief.

A struggle always takes place at first among the new settlers as to preponderance, and this struggle is in proportion to numbers, and the variety of the places of their origin. It requires some time before the new settlers can become acquainted with each other, the laws, customs and habits, religious and political, of the respective states and countries from which they emigrated. It sometimes happens that the most opposite epithets are interchanged, until they become well acquainted with each other, perceive the good which each bring to the general stock, and, becoming reconciled to their condition, proceed harmoniously in advancing their new settlements in the wilderness. If emigration were more rapid, there would be still more of this

spirit of discord, and all must agree that an increase in the ratio of eighty-five per cent. ought to be sufficient to satisfy the wishes and ambition of any man. All that is wanted is money, assistance, aid from some quarter or other, in making roads, providing for education, promoting the general improvement, and turning to advantage all those blessings which abound in those states, and which are designed for the prosperity of society. He must repeat, that a comparison of the condition of those states, under the operation of this bill, and without its advantages, ought to enlist in favor of the bill, every mind which was not prejudiced by other objects, and which was not looking too intently at the possibility of grasping, in some form or other all the public domain.

It must be clear to every unbiassed and impartial mind, that it was better to accede to the arrangements of this bill, than to remain in their present condition, with the mere possibility of getting something more at a future day. If the views of gentlemen who supported the amendment could even be admitted, was it likely that future harmony would be the result? Other new states would spring up beyond the Mississippi; and as they successively arose, following the example of the new states of this period, would lay claim to all the public lands within their limits.

This consideration should induce the new states to feel an interest in the passing of his bill. Those new states beyond the Mississippi never would, never ought, never could, agree to an exclusive appropriation of these lands. They constitute a common fund, and are to be common to all the bidders, and are the common property of all. It was the duty of congress so to regard it. It resulted from the treaties of acquisition, and was declared by the deeds of cession, to be for the common benefit of all; and he would venture to say that the day will never come when congress, for the sake of partial benefits to a comparatively small and inconsiderable portion of the people, will abandon the source of the public domain. The bill which included no part of the public domain, and enjoyed very few of those advantages which flow from the disbursements of the general government. Her benefit in the common concern was chiefly indirect, consisting in beholding the prosperity of the whole, and the security of all from the union. But, if this bill passed, she would participate in the more direct advantages of the common government.

As an original part of that state which made such a vast cession to the federal government, he, in her behalf, entered his solemn protest against any violation of the terms of that munificent grant by which Kentucky shall be strip of what belongs in her in common with Virginia and the other members of the confederacy.

As it respects the new states themselves, he could not but think that if they would disinterestedly enter the subject under consideration, they would find that it possessed the strongest recommendation to their acceptance. And he would repeat the assurance to them of his settled conviction, that, if they deceived themselves by the hope of obtaining the whole of the public domain, and refuse what was now offered, they would have just occasion hereafter to reproach themselves; or if not, they would be reproached by the eastern states, for throwing away the practical blessings within their reach, in order to obtain an object which he solemnly believed would never be accomplished. He would now call the attention of the senate to the provisions of this bill, and their equitable character as it respects the whole of the common union. Having already shown that the fund itself was derived from the common blood and common treasure of the country—he would ask if it ought not still to be held for the common benefit? The country enjoys, he was willing to admit, unexampled prosperity. But did we hope that we should exist as a nation for centuries to come? Did we hope that our union would last as long as the republics of antiquity, if not much longer? And are we, on the strength of such expectations, to make a wasteful disposition of the rich patrimony which has been bequeathed to us? Are we always to be free from wars and troubles and difficulties? What nations had always been exempt from them? Look at Europe from which we sprang. It had enjoyed, he believed at this time, one of the longest intervals of peace which had been experienced for several centuries. It was only seventeen years and a half since the battle of Waterloo was fought, which terminated the career of the French revolution—and we now see the whole of Europe apparently the eve of general war. And do we expect to be forever at peace? Never to want money again? Never to be in debt? But to be free from all embarrassments and debts hereafter? No thinking man could indulge these chimerical ideas—these vain speculations. What then was it our duty to do?—Now was the time, above all others, when we should nurse and take care of our resources. What nation of antiquity—what nation of modern times—has ever possessed such vast resources as the immense public domain—the capacious womb of unborn republics? He had had occasion to remark either in his observations last session, or in the report of the committee on manufactures, that five hundred years hence, if we discharged our duty and took care of this important interest, they who will come after us may be legislating in this very hall, while we stand here standing as we now stand upon this great and absorbing subject of the public domain. He recollected, during the late war, when the distress of the country was at its height—when we wanted money—wanted credit—when our arms were paralyzed for want of the necessary means for sustaining the war: he recollected how it then

gladdened every patriotic heart—when the exhaustless nature of this immense national resource was eloquently depicted by a member of the other house. Enough not only for that, but for fifty or a hundred other wars, should we unfortunately become involved in them. And now we are out of debt; and it would seem that we are never again to be in debt—that we are out of difficulty, and never again to be in difficulty; and a hundred schemes are suggested to dispose of these lands, because of our unbounded prosperity; as if we could not too soon get rid of the fund. Happier would it be for us, and happier too for posterity, should we be wise enough to shroud this resource in the trusted the senate would not be deceived by these vain projects. It was said that there is some discontent in the west; and how was it proposed to allay this discontent?

He denied the fact however—there never had been any general discontent on the subject of the public lands; there was nothing like discontent there. It was true, that some gentlemen, in various states of the west, had held out to the people of that quarter of the union, alluring projects of the aggrandizement of their own states, by setting up a claim to the lands within their limits; and it was very likely that some of the people may have indulged a dream that something like these projects might one day be realized; but there was nothing like discontent, with the great body of the people, on the subject of the public lands. But if there were discontent, what would be the proper course to pursue? We ought to examine calmly into the causes—to endeavor in a parental manner, to investigate the extent of the disaffection. Should it appear to be well founded, it would be our duty to endeavor to alleviate it as far as possible. But if there was no foundation for it, if you discovered that it was merely a portion of the union demanding that which belonged to the whole; if there was no just ground for complaint; would you, to gratify this murmuring portion of the union, give to it that which was the property of all?

Would you behave like the weak and foolish parent, who seeing one child crying for the rattle which another possessed, would unjustly take it away from the possessor, and by giving it to the other, set the whole of the family crying wailing? Would you allay discontent if discontent existed in a new state, by raising a more formidable and greater discontent in the other states? and would you not do this, if you adopted a partial, narrow scheme of distribution which was proposed by the substitute of the committee on public lands? Beware, Mr. President, on this, as on other great subjects of contention, that you do not shift the theatre of discontent.

It becomes us to take care that we do not raise a storm full of menace, not only to the integrity of the union, but to every great interest of the country. He could not conceive of a more happy disposition of the proceeds of the public lands, than that which was provided by this bill. It was supposed that five years would be neither too long nor too short a period for a fair experiment. In case a war should break out, it would be a sufficient security to the sum of from two and a half to three and a half millions of dollars per annum, and apply it to a vigorous prosecution of the war. A sum which would pay the interest on sixty millions of dollars, which might be required to sustain the war, and a sum which is constantly and progressively increasing. It proposes, now that the general government has no use for the money—now that the surplus treasure is really a serious embarrassment to us, and gives rise to a succession of projects, to supply for a short time a fund to the states which want our assistance—to advance to them that which we do not want, and which they will apply to great beneficial national purposes; and should war take place, to divert it to the vigorous support of the war; and, when it ceases, to turn time to time, with a fund which will endure for centuries, and which will augment with the growth of the nation, aiding the states in seasons of peace, and sustaining the general government in periods of war.

The bill proposes to nurse and preserve this fund, to apply it when wanted in the purposes of the general government; and when its application is made, to what are the objects? The honorable senator complains about colonization; and asks what interest Illinois has in it? He, Mr. Clay, was somewhat surprised at the question. He supposed every part of the union was interested in the humane object of colonizing the free blacks. He supposed that if any part were exempt from the evils of a mist population, it would still not be indifferent to the prosperity of the whole. The market was not in the hands of our country, and it was undoubtedly the condition of the African race. And every benevolent and patriotic mind must hope that at some distant day it will be effaced. Colonization has opened the only practicable scheme which, by draining first the country of free blacks, and then, either by the authority of the state, or by individual emancipation of those now held in slavery, holds out a hope of the ultimate deliverance of our country from this great evil. Suppose that fifty or a hundred years hence, the country could be entirely rid of this African race, would the gentleman from Illinois—would any gentleman say that he should be indifferent in such an auspicious result? To his judgment, if the people of the United States were ready to unite heartily in any practical scheme, if there could be one devised, by which this country could be delivered from all portions of the African race amongst us, both free and bond, it would be the happiest of all events for the union. But why did the gentleman from Illinois restrict his view to this single point? The bill did not confine the states to colonization. What was

the bill? It presented three great objects for the consideration of the states, out of which they were at liberty freely to select. It proposed colonization, education, and internal improvement, in the reimbursement of such debts as may have been incurred for internal improvements in the past. The gentleman objects to the latter clause. But Mr. C. would ask, why those states which have gone ahead in the case of internal improvement, Pennsylvania, New York, Ohio, should not be allowed to rid themselves of the debts which they may have contracted? If they had outstripped the other states, why should they be required to remain under burdensome debts, and engage in new objects perhaps not wanted.

With regard to education and internal improvement, these are objects in which all parts of the union are interested. Education and internal improvements in any part of the union, are objects which affect, more or less, the interests of all other parts of the union. There was a restriction upon the states. They were not left without limitation. The fund was directed according to the views of congress, and the states were not left unrestricted as to its application. They were required to apply it to one of three great objects in which all parties were interested, as objects of national importance.

Thus it had been shown that, according to the plan of the bill, the fund was to be applied, in times of peace, for the benefit of the states, which most stand in the greatest need of the means which the general government does not want, for the improvement of their moral and physical condition; and in war, the fund was to be resumed, and applied to the general objects of the war. Thus, it was to be applied, in peace or war, and according to the provision in the various acts of cession, the great object of the common benefit of all the states would be kept in view. This national resource would be preserved, and all the necessities to which this nation may be exposed, and we should be enabled, if free from war for 50 or 30 years, to accomplish most of the great objects of internal improvement, in the completion of which the country feels an interest, should the states determine so to apply it.

But there was another and the greatest object of all connected with the passage of this bill, to which the conclusion of this part of the subject, he was desirous to refer. He alluded to the effect of this measure on the durability of our union. He hoped he should not be mistaken, when he made the suggestion that, above all former periods in this country, this was the moment when it was most imperative upon every American statesman to bend all the efforts of his mind, to the infusion of new vigor into the union. It was a melancholy fact that in all parts of the country the sentiment of union appeared to have been greatly weakened. It was a melancholy fact that there was every where springing up, daily and hourly, an apprehension of insecurity, a fear that our republic cannot last,—that it is destined to premature dissolution. He did not speak of one part of the union, but of all parts. This was the great evil which unhappily prevailed. Whatever course could restore confidence, produce harmony, create anew an attachment to the union in all its parts, and which could prevent the greatest calamity that could befall this people, ought to receive the favorable attention of the legislature. He would ask if there was any project conceivable by man which was better calculated to strengthen the union than the bill which was now on the table? What was it? It proposed that a sum amounting to about three millions of dollars, and annually increasing; which, twenty years hence may be six millions, and forty years hence, twelve millions—the source from which the fund is drawn being specifically read or acquired for the benefit of the whole union—shall be annually and parentally distributed by this government through the whole confederacy, amongst all parts of it for the purpose of improving the moral and physical condition of the whole. Let this project go into operation; let all the states be satisfied that it will last as long as the fund from which it is to be distributed, as long as the almost exhaustless public domain shall continue, and we shall cement this union by the strongest of ties for five hundred years to come. What state will then be disposed to go out of the union, and secede, and carry away the property administered by this government? What state in the union will be disposed to give up the advantage of this annual dividend, with all the rich fruits which are to result from the improved moral and physical condition of its people, and go forth in its forlorn, weak, and destitute condition, an outcast without hope, the scorn of its neighbors, an object of contempt with foreign powers, and exposed to the insults of the meanest of them, and even to the aggressions of lawless pirates? Pass this bill, and satisfy the states of this confederacy that this fund, which is constantly increasing, is to be applied forever, in time of peace, to them for the great objects which are specified, and in time of war, to free them from that taxation which would be incident to a state of war, my life, (said Mr. Clay,) on the sufficiency of the security which this would present for the continuance of the union. No secession, no state, will be found so lost to its own interest, as to be induced to cut itself loose, and to abandon its participation forever, in this rich and growing resource.

One or two words on the question immediately before the senate, and he would conclude. That question was to substitute a new proposition, by adopting the settlement proposed by the committee on the public lands, in lieu of the other bill. And what was this new project? It was at one stroke to cut down three-fifths of the revenue derived from the public lands. The minimum price of these lands is now \$1 25 per acre; and it is proposed to reduce it to 50 cents per acre, on all the lands which



remain unsold at public auction. It thus proposes, by a single provision, to take three fiftths from this fund, and what does it propose to do afterwards?

[Here Mr. Clay read a clause from the bill of the committee.] Now this was not a project for the poor. No such thing. Any man, without any regard to the amount of his wealth, or his condition, may settle down on the lands, and require a right to them by five years cultivation, but he has to settle upon the lands. By the proclamation issued by the king of Great Britain in the year 1763, and afterwards by the royal colonial governments and by several of the states which subsequently became independent, this condition of cultivation has been required to perfect the title to waste land, and yet invariably, as far as his knowledge went, this provision had been dispensed with, or been considered a mere nullity. There were various kinds of settlements formerly required by Virginia.

[Here Mr. Clay specified the various conditions, but was not distinctly heard.]

She required that the individual should settle on the land. Now what did they do? They went on the lands and put up a small cabin, somewhat resembling those which are set up in Kentucky as traps to catch wild turkeys, and this was considered an improvement! Well, with regard to the cultivation of the soil; sometimes they turned up the earth and planted a few hills of corn; and this was considered cultivation. The settlers gained their object, and there was no attempt to exact a too rigid observance of the conditions. No one sat down upon his property with a view to make it his permanent residence. Now, at this moment, old James Masterton, who lives near Lexington, and is eighty years old, excepted, he did not recollect a single individual, or the descendants of any individual, who had remained on the lands which they had originally settled. The settlers acquired their lands, made their entries, and then disposed of them for bear skins, rifles, or any other marketable commodity.

With regard to the settlement and the cultivation of the soil, in the project of the committee, there is no specification of any improvement required—there is no condition for the cultivation of any specific quantity, nor in any defined mode. What does the amendment propose? It allows any man, whether rich or poor, to acquire the right of settling the land, by paying fifty cents an acre. Here is a man who will send one son or substitute, to set up a cabin and cultivate half an acre on one side of his farm; another who may set out his potatoes, or plant some corn, and raise a few pumpkins on the other side, and so on, to acquire their patents; and they will afterwards find their way into the market, and be sold as cheap as military patents have been sold at the brokers in Pennsylvania auction.

How many of the soldiers, during the late war, are now to be found residing on their lands? All their patents were disposed of for a mere song, and got into the hands of speculators in our great cities. He had heard of a single individual in New York, regarding the settlement of that part of the country by holding up the lands at an extravagant price. Land is not the only want of man; he must have money to meet his necessities, and gratify his pleasures; and many have less inclination to the occupations of agriculture than to other pursuits. He regretted that every man did not appreciate farming as he did. But it is impossible to change the characters of men. Many who are eager for land, desire it not for the purpose of cultivation, but will part with it as soon as they have nominally complied with the conditions which the laws prescribe. He objected to the amendment because its benefits were not confined to the poor settlers; and on account of its inequality. What chance would the people of Virginia, Kentucky, New York or Pennsylvania, stand with the people of Illinois, who were well acquainted with the vacant land around them?

We had been told by the president as well as by the gentlemen from Illinois, that population is more important to the country than land, and the sentiment is undoubtedly true. It should be recollected, however, that the mere transfer of population from one section of the country, or from one part of a state to another, adds nothing to our population, which we are so eager to augment and not to shift the population of the United States, the privilege of settlement should be held out to foreigners to induce them to come here and increase our numbers. When Georgia distributed her lands by a lottery, although one man might obtain more lands than he possessed before, it produced no increase in the population of the state. It was not a shifting, but an increase of population, which we so desire. He wished that our country was densely populated, from the shores of the Atlantic to the Pacific Ocean; and that all were endowed with our principles and our love of liberty and devotion to human rights. But he could not, because he felt this sentiment, consent to be caught by a project which, altogether delusive, whilst its tendency is to sacrifice the public domain, leaves the total amount of our population identically the same.

Pass the amendment of the committee and the lands will be swept by those who are on the spot; but the population will remain precisely as it is now. The scheme, while it would destroy the public domain, would engender speculation, and lead to numerous frauds and evasions, and while fraught with palpable injustice to the people in all the other parts of the union, would be found to be more injurious to the prosperity of the new states than the proposed distribution of the proceeds of the lands.

He had not intended, when he came into the senate, to make more than a very few observations; and regretted that he had

been induced to take up so much time. He hoped, however, that the senate would excuse the length into which he had been betrayed, by the deep feeling which he entertained of the vast importance of the subject which was now under consideration, resulting from a thorough conviction that no measure which does not embrace the interests of all the people of the United States, ought to receive the favorable consideration of congress. He trusted that the senate would reject the amendment, and settle forever on the basis of comprehensive equity proposed by his bill, this important question; which, if not speedily and permanently settled, was more likely to produce dissension throughout the country, than any other subject which at this time pressed itself upon the consideration of congress.

In conclusion, he should only invoke the senate to extend to his bill the same favor which it had received at the last session.

THURSDAY, JANUARY 17, 1833.

Mr. Grundy said: Upon this subject it is manifest that there are two opinions rising up in different quarters of the country, directly in opposition to each other and both of them, in my humble judgment, founded in error. One portion of our politicians think that the new states in which the lands are situated, have a claim to the extension of all other portions of the country, upon the principle of national law which confers on the sovereignty of a state a right to all the soil within its limits. Against this opinion, I have heretofore, and now extend, let it come from what authority it may. Another set of politicians say, and the bill on your table is predicated on that idea, that the states, as such, have some, other, and different kind of claim to these lands, or their proceeds, through the title of the treasury of the U. States, arising from other sources of the public revenue. I differ from those who entertain this opinion likewise. My proposition is, and I shall endeavor to maintain it, that the lands belong to neither the new nor the old states, nor to both of them combined; but to the federal government, and that their proceeds cannot be applied to other objects than those which the United States can constitute for the benefit of the country, in order that I may be able to establish my proposition. I ask the attention of the senate to the mode in which the titles were acquired, and I call upon the advocates of the title of the new states to show upon what they found their claim. Did the new states purchase these lands from the original proprietors or owners? Have they made any contract or agreement, which would authorize them to put up this claim? Nothing of the kind is pretended.—Their sole reliance is upon the principle that sovereignty conveys the title. This principle it is admitted exists, and is unquestionable between nations or states, foreign to each other, and between whom there are no stipulations or compacts to the contrary—but it is wholly inapplicable, as between the general government and the new states; to adopt it would be in direct violation of the agreement which was entered into by each of the new states, in the most solemn manner. Who about to become members of this union, they disclaimed all right and pretence of title to the lands of the federal government, within their respective limits; it is their own declaration, it is engrailed in the constitution of every state; the very charter which gave them their existence acknowledges that they have no right or claim to these lands. There is no state in which it was supposed the general government owned land, which has not, in its constitution, relinquished that right which sovereignty confers, except the state of Tennessee. She was admitted into the union without any such stipulation or condition, and therefore stands in a different situation in relation to this subject from the other states in which there may be vacant and unappropriated lands. When the new states, some years since, came forward and put up their claim to these lands, I took the liberty of saying that it appeared to me to be a violation of good faith and the sacredness of a solemn agreement, and gave the reasons at length in support of the opinion I then expressed, and will not detain the senate by a repetition of them, but with this short view of the subject shall take it for granted that the new states have no right to these lands, more than the other states in the union. At the same time, I wish it to be understood, that I do not object to the appropriations which have or hereafter may be made to the new states of portions of the land within their limits, for internal improvements; this, however, is not because they have a better claim than any other portion of the country; these appropriations are made upon the ground that it is sound policy to improve the country, and thereby add value to the residuum of the public land; hence the right as well as a duty is created on the part of the general government to enhance the value of the public domain.

The next inquiry is, what right have the states as such to put a claim to these lands? To ascertain this, we must look to the derivation of the title and see to whom it has been made. During the revolutionary war it was urged by several of the states in strong and an impressive manner, that the unjust and unequal and unalienable tracts of land contained in the charter of Virginia and other states similarly situated, should be conquered and secured by the joint arms of all the states, and then not be disposed of for the benefit of all; they therefore remonstrated with the old congress against this injustice, as they considered it. Congress acknowledged the justice of their demands, and applied to the several states within whose limits the lands were situated, to relinquish their title in support of the common cause in which all the states were engaged. The states yielded to this application, and Virginia surrendered all her territory west of the river Ohio, including the present states of Ohio, Indiana



Illinois, and Michigan territory; the other states followed her example, but for what purpose did they make these grants? Was it that the proceeds should be given away either to the states or individuals, or scattered to the winds? I have never entered the minds of men at that period. What was the great and important object which operated upon a portion of the states in demanding, and on the others in surrendering these lands to the disposition of the old congress? It was known that we were engaged in an expensive war, and were deeply involved in debt. The issue of the controversy was doubtful, but if we succeeded, one thing was certain, we should be obliged to raise money to pay an existing against the old congress, which it would be difficult to discharge however prosperous the termination of the war might be. In order, then, to promote the public credit and to provide a common fund to meet the various engagements which the prosecution of the war necessarily created, almost all the states which had vacant and unappropriated lands came forward. And what is the declared intention of each of the states in making the surrender? I have examined all the acts of cession, in the same language is used, they all say for the common charge and expenditure, for the common benefit we surrender the lands; and to whom did they surrender them? To the congress of the United States, to be applied for the common benefit; for, and in discharge of the debt incurred by the war of the revolution. It is true, the debt of the United States, as it is necessarily denominated and considered, is discharged; there is still, however, a heavy incumbrance upon the public lands, which cannot be discharged for many years. I refer to the pensions allowed by law, to the officers and soldiers of the revolution—these constitute a charge upon this fund, and form a part of the common expenditure for which these lands were pledged, and until fully paid, the lands cannot be released or applied to other uses. It is supposed that not less than three millions a year will be necessary to meet this demand. The sales of the public lands will probably not amount to that sum; we know the net proceeds will not—at present, this fund is answering the purpose of its original destination, and it ought not to be diverted from it.

But let us see by what means the debt proper has been paid. The proceeds of the public lands have discharged a very small portion of it; all the other sources of revenue have been resorted to, and the monies arising from them applied to the extinguishment of this debt. When the money thus expended from other sources to this object shall be repaid in the public treasury from the sale of the public lands, surely it should not be used or employed in any other way or for any other purposes than those to which monies arising from any other sources could be legitimately appropriated. To make my ideas upon this subject still plainer, we have taken money arising from the duties upon imports to pay the public debt, instead of using the land for that purpose; now, when we sell the lands and receive the proceeds of the sales, the money should be substituted in the place of that which was received from imports. The treasury of the United States has furnished all the means, by which the lands acquired from Georgia, by her cession, have been paid for—Louisiana was obtained from the emperor of France, by the federal government, and paid for by its own money. The Floridas were purchased from Spain, and paid for in the same manner. To none of these lands, can I discover the least color of claim on the part of the states.

It is not argued by the friends of this bill that congress can give away the public money or distribute it to individuals or states, or to individuals. Unless, therefore, its doctrines can succeed in showing that congress has more power over this source of revenue arising from the public lands than it possesses over other public monies, this bill must fail. This brings me to the provisions of the bill under consideration; and I will endeavor to show to the senate that this bill is calculated to put down the policy of this government as now administered. That it is doing that indirectly which we cannot do directly, and we know it to be so. We are to give this money to the states, and for what purpose? To make internal improvements, and can we make such internal improvements as the states will make if you give them this money? There is a difference among politicians as to the powers of the general government upon this subject. Great national objects of internal improvement, it is conceded by both parties, are to be carried into effect by the government; but local objects are not conceded; and as this government is now officered, we know that no bill for such improvements can become a law. Whatever congress might be disposed to do in such cases, the executive sanction cannot be obtained. But grant the states the money to make any improvements they please, however local or unimportant, and you have the settled policy of the present administration. In short, you cannot overcome by direct action. In short, by giving the money to the states and making them your agents, you expend it upon objects which the most zealous friends of internal improvements by the general government would never dream of. Is this not doing, as I have said, that, indirectly, which you cannot do directly? Would you not by the instrumentality of the state legislature, be doing now what you have not the constitutional power to perform yourselves? The second object to which the money is to be applied by this bill, is education. I admit the full value of this object; but has it entered into the mind of any public man, that congress could establish a system of education in the different states? Such a proposition has never been made, and if made at any future period, it surely can meet with no favor in this body; and I ask senators to reflect and consider whether there be any substantial difference,

in point of constitutional power, between this government's doing it itself, and giving the money to the states, and directing them to do it.

As to the third provision in the bill, which is to expend the money in transporting the free people of color to Liberia, on the coast of Africa, I consider it perfectly visionary; and the provision in the bill would be harmless were it not for the infraction of the constitution involved in it; because I do not believe that the state legislatures would so apply the money; they would expend it on objects in their own states. From what part of the constitution is the power thence to expend money derived? How can it be contended that the government can furnish money to better the situation of the free man of color, when it is admitted that you cannot give money to a poor man to better his situation? No—not even to remove him from one part of the United States to another.

I will now proceed to another branch of this subject. If I were in favor of this measure; if I believed it authorized by the constitution; if I believed it wise and politic, I would not at this time, give my assent to it. It is, and it cannot be concealed, a tariff measure. It is to keep up the duties on imports, and here I wish to be distinctly understood; I have contributed nothing by any vote or act of mine to produce the present state of excitement which exists in the country. I will do nothing to increase or aggravate it. I will yield nothing to intimidation or to that hostile array which is displaying itself in the south. I will neither hasten nor delay, nor will neither be accelerated or retarded in my movements by any occurrence of that kind; but there are considerations to which I am prepared to yield much. To that deep sense of injustice long continued, which is felt by the whole south, and by a great portion of the west, I would yield much. To the apprehension that oppression, long persisted in, which is heavy and cannot be always borne, might wear a more equitable form, alleviate the more grievous portion of the community from this government. I am not prepared to yield any thing which will not produce injustice to others. However, whether the tariff be reduced or not, I am in favor of executing the laws and preserving the union; and so far as my voice will go, the executive shall be furnished with all the means necessary to accomplish these objects. Under this view of the subject, let us examine the effect to be produced by the passage of this bill, and ascertain whether, instead of alleviating the public burdens and removing the grievances now felt and complained of, we are not giving a certain assurance, that they never shall be removed? The public sentiment seems now settled, and we sincerely hear a voice to the contrary, from any quarter, that the public revenue must be brought down to the wants of the government; if you, however, give away annually near three millions of your money, arising from the sale of the public lands, you thereby create the necessity of keeping up a tariff to that amount, higher than would be necessary if the proceeds of the public lands were placed in the treasury, to defray the expenditures of the government; therefore, instead of reducing the public burdens, instead of doing away the just causes of complaint which exist in the country; you are fastening them upon the community. Make, if you please, the most liberal allowance for the support of the government of the United States, a tariff, producing twelve millions added to the three millions arising from the sales of the public lands, will support the government; but give this three millions away, and you create the necessity of adding three millions to the tariff; this, therefore, is a tariff measure. It is to create a demand of necessity for more money, and when this necessity is created, I should myself feel bound if it depended on my single vote, to fix the rate of duties high enough to produce the requisite amount. I have been compelled to give my opinion in reference to the tariff, because it is connected with the subject matter of this bill. There is another reason why I object to this measure; it will operate perceptibly; it looks like a gift upon its face to the states; but at the same time the people of the states are taxed to make up the amount; it looks as if the states were getting something from the general government, but when it is recollected that a tax is imposed to supply the deficiency in the treasury, occasioned by this measure, the deception is at once discovered and the delusion vanishes.

The politicians of the U. States have been speaking and writing about state rights and state independence from the very foundation of this government, and according to my humble judgment nothing that could be invented by congress, would operate so fatally against these doctrines as this measure. If the states are to receive annually from this government large sums of money which may be withheld at pleasure, can you expect that they will strive to retain their language of independence from state legislatures, which we have sometimes witnessed. It is with communities as with individuals, that man loses his independence, who is in the habit of living upon the bounty of another. He knows that to incur the displeasure of his benefactor may produce a withdrawal of that bounty which he has enjoyed, and the fear of this lessens his independence; he loses his independence, and the state government is no exception. He will not adopt that of another as the rule of his conduct. The true mode upon which to administer this government, is to keep the operations of the federal and state governments distinct and separate. In this way, that confliction which produces discord, is avoided. The state governments possess certain means of raising revenue to enable them to perform their respective duties, and the state governments should never depend upon the general government for the means of acting upon the subjects conceded to them. So long as each government depends upon

its own means, it is independent, and no longer. We already see the effects produced in some of its anticipated reliance upon the national treasury. Pennsylvania and Ohio have contracted large debts for internal improvements, and they are now pressing this measure with a view to obtain money to meet the annual interest falling due upon their state treasuries. Is there not danger that you will place all the states in a similar condition, if you encourage them to undertake expensive internal improvements beyond their own means of payment?

Further, I am opposed to this bill, because it will retard the improvement and settlement of the western country. In what I say upon this subject, I know I feel, and shall speak as a western man. There is a greater portion of my affections, of my regards, than can exist elsewhere. If you say that the price of the public lands, (which is evidently the design of this bill), even of poor quality, shall never be reduced, but at all times remain in the sum now fixed by the laws of the United States, for the purpose of distributing among the several states, you thereby prevent a dense population, and the cultivation of soil of inferior quality. It cannot be expected, under this new system, that any favors or indulgence will ever be extended to the settlers in the west; and a feeling in opposition to a liberal spirit towards the inhabitants of new states will be engendered in the different states; and avarice, the most unrelenting passion that inhabits the human breast, will forbid the distribution of favors amongst those who most need them. I readily admit that the shifting of population from one section of country to another, does not increase the population; but I by no means admit that it may increase the national strength and prosperity. The government owes it to its citizens, as a duty, to furnish all the means in its power, to render them collectively and individually happy and independent. When you put it in the power of every man, however poor and humble he may be, to acquire a freehold of forty, eighty or one hundred and sixty acres of land, the government has done its duty, and if idle and deserted acres of any other size, ten acres and household, will not embrace and enjoy the bounty of their country, the government is not responsible for their failure.

At the last session I was told, that my argument upon this subject was not sound, because those who worked in the manufactories were as good citizens as those who cultivated the soil; that may be so; my principle, however, is this, make your citizens independent, and no man is so independent as he who gets his own livelihood upon his own soil, and is not dependent upon the will of other men. A man thus situated is dependent upon Providence and his own exertions alone; he is not subject to the whim and caprice of others by whom he may be employed: his livelihood cannot be endangered by the failure of capitalists, which is the case with all those employed in manufacturing establishments; I, therefore, prefer that this government should provide, by its own means, a national strength and prosperity, at a cheap rate, a portion of the public domain. With respect to the policy which I advocate, taking off a portion of the population of the old states, I can fully appreciate it. Tennessee will be deprived of many of its most valuable citizens; with me, however, this forms no objection; I will never legislate to keep men where they are, that others may be benefited by their labor. Should any of my fellow citizens consult me upon the subject of their removal, my language to them should be, "I would be glad if you could find it to your interest to remain amongst us, because we are unwilling to part with you; but if you can make yourself more happy and independent, if you can better provide for yourselves and families, by going to a new country, go, and prosperity attend you." This is the way I feel, and this is the way I incline to act towards the citizens of my own state; and why should we feel any prejudice against this policy? The now waste lands are to be the homes of our children and children's children; let us then adopt a liberal policy for their improvement; it should also be recollected that we have a very extensive exposed frontier in the west; we have gathered all the Indian tribes together; we have concentrated that which makes a formidable force, which may at some future period, be employed against the United States. How can we provide against attacks from that quarter in any way so effectually as by having a dense population in the immediate neighborhood? By this means you will also lessen the expenditures of the government and give security to those who are now most exposed to danger. Another consideration of great weight upon this subject is, that New Orleans, the great commercial city of the west, will always be the point of attack aimed at by a powerful foreign enemy, with whom we may be at war. The best security you can afford it, will be found thickly lining the banks of the Mississippi, and filling up the adjacent country with freemen, interested in the soil. An opportunity to do this is now presented by the recent acquisitions of territory from the Choctaw and Chickasaw tribes of Indians. It has been said that these preference or occupant rights have not proved beneficial to the early adventurers of the western country. Gentlemen who make this statement possess less knowledge than I do or a different language would be used by them. The state of Virginia gave to each of the early settlers of the now state of Kentucky four hundred acres of the best settlement land for money. The state of North Carolina, actuated by a similar liberal spirit, gave a pre-emption of six hundred and forty acres to each of the early settlers in what is now West Tennessee; and although it is true that but few of these men remain at the present day, having been slain by the hostile savages, or having died by reason of

great exposure and hardships and from other causes, yet I will venture to say, that the descendants of no class of men in the vast region of country, are more respected, or have more distinguished themselves to the learned professions, or have been greater ornaments to the benches of justice, or have acquired more fame in legislative halls. In regard to what is called the Green River country, in the state of Kentucky, it was settled upon the principle of occupancy, and there is no portion of that state, considering the quality of soil, which contains a better or more substantial population. As to Tennessee, this has been her uniform policy, and by its wisdom we have changed tenants and day laborers into independent freeholders. I am inclined favorably to the amendment proposed by the committee on public lands, and will vote that each settler upon the public domain shall be entitled to a preference right at fifty cents per acre, and that the quality of soil, which is to be sold in succession; this latter provision will prevent all fraud and speculation, and secure to him who needs it, a home at a cheap rate.

Upon a full view of the whole subject, my reflections result in this—that the new states have no exclusive claim to these lands, and that the states, as such, taken altogether, have no other claim to them, or their proceeds than they have to monies arising from other sources, and that the government has no power to give it to the states, or apply it to any other objects or purposes than those conferred on congress by the constitution. By giving this destination to this fund, we fulfil the design and expectation of the original donors, as well as the intention of the old congress, to whom the donations were made. The constitution of the United States the title to these lands is transferred to the people, and the government, that instrument, the burden is placed, of paying the national debt—of carrying on our foreign intercourse with all nations—of raising and supporting the army and navy—of sustaining the executive, judicial and legislative branches of this government. These are legitimate subjects of public expenditure, and to these the fund is to be applied; they are for the common benefit of all, and therefore within the power of congress to give. Upon the subject of graduating the price, I think the government should adopt the same rule which my prudent man, who owned a large quantity of land, and was anxious to sell it, would pursue—that would certainly be to lower the price, whenever all the lands of first quality were sold, and he could not find purchasers who would buy lands of inferior quality at the price originally fixed, after the public lands have remained in market at the minimum price for ten or fifteen years. Surely it would be sound policy to offer them at a lower rate; this would not only be beneficial to the general government, but the advantage to the new states would be ineluctable, as thereby the whole lands within their respective limits would become subject to state taxation. I therefore, am willing at this time to vote for giving settlement rights at fifty cents per acre, and to graduate the price according to the different qualities of land, and to reject at once the proposition contained in the original bill. Still, my impression is, that this is not the proper time to act finally upon the subject. At the next session of congress the new states will have a full representation in the other house. They are more particularly interested in this subject than the other states. I am willing they should have the benefit of their additional numbers. It has been urged that this subject has been before congress at the last session, that it was then amply discussed, that the different able reports of the committee on manufactures and the committee on public lands have been published and submitted to the people for their consideration. This is all true; but has the subject been considered? Has it been decided by the people? I think not. It was last night of in the all absorbing topic of the presidential election. That, like Aaron's rod, swallowed up every other consideration. I am, therefore, prepared to vote for an indefinite postponement of this bill, whenever that motion shall be made.

#### LEGISLATURE OF NEW JERSEY.

##### Principle and resolutions respecting the public lands.

Whereas the public lands of this union having been acquired by the united exertion, and at the common expense of those who achieved our independence, and established this government, it is proper and just, that in the future disposition of this splendid domain, the wishes and interest of those who acquired it, should be expressed and consulted; and whereas, the people of New Jersey, feeling a deep interest in the decision which is about to be made upon this subject, (involving in its result as well a most extensive and important, as an immense amount of revenue), we, their representatives, consider it due to them to express our sentiments upon this important measure—therefore,

Resolved by the council and general assembly of this state, That the public lands having been acquired by the common blood and common treasure of the country, sound policy and equal justice require that they should be held or disposed of for the common benefit.

Resolved, That we consider the land bill, now before congress, as embracing and providing for the interests of all the people of the United States and that the impartial justice and comprehensive equity of its provisions deserve the support of our senators and representatives in congress.

Resolved, That the governor be requested to forward a copy of these resolutions to our senators and representatives in congress.

Passed, Feb. 26, 1853.

# NILES' WEEKLY REGISTER.

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THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

Mr. Clay's corrected speech in favor of his tariff bill, and the brief one of Mr. Davis (of Massachusetts), against it, will be found in the present sheet. The high and honorable character of these gentlemen will insure, for both, an attentive perusal. There is another of Mr. Davis' speeches that we desire to make room for—and several others: but the "stock" is large, and current things must not be neglected.

It appears by the "National Intelligencer" of Thursday last, that a corrected speech of Mr. Webster, (and which, in its order, should have preceded that of Mr. Clay), may be expected. We shall insert it, of course.

We publish sundry instructions from the treasury department with relation to the tariff laws—and are apprehensive that these laws, unless speedily amended, will rest more upon the interpretations or instructions of the department, than on the statutes themselves; for it seems impossible that the meaning of the statutes should be generally understood and uniformly applied, without the exertion of an extraordinary power in the secretary concerning the revenue, generally, and as to the amount of duties payable on particular articles.\* This should not be so. It is the business of the department to execute—not make the law; but things are so conditioned, perhaps, that the law, to be executed, must be settled—by construction! The general tariff law of the last session, with the act explaining the 18th section of the act of 1822, and the law suspending the operation of the provisions of the 10th and 12th clauses of the act of 1822, (in which latter the principle of Mr. Clay's "compromise bill" was swifly violated), taken together, present a tangled web, or "Gordian knot," easier "cut" than unravelled or untied.

As to the act concerning the 18th section, we have the following from the "New York Journal of Commerce," "It is well ascertained, we think, that there will not be much "surplus revenue" in the present year—unless the importations should be excessive.

**Government deposits.**—We understand the much talked of measure of withdrawing the government deposits from the United States bank has at length been accomplished. What is more remarkable, this has been done, not by the order of the president or secretary of the treasury, but by an order of congress adopted by a very large majority of both houses. And this notwithstanding the house of representatives voted at just about the same time by an equally large majority, that the deposits might safely remain in the bank. If any thing can add to the remarkable character of this remarkable transaction, it is that no other place of deposit has been fixed upon, or is likely to be, and that in fact the very balances have disappeared altogether, having been paid to the merchants as return duties under the 7th section.

And another New York paper, the Commercial Advertiser, says—"We are told that the reduction of the duty upon iron, has already been followed by a rise in the market of 10 per cent. and also that some staple articles of *hardware* have risen 30.

\* Some think that the minimum on cotton yarn, and cloths, will remain even after 1842, to protect their manufacture; and others contend that specific duties will be untouched till then: An for instance, the intelligent editor of the "Naticket Inquirer" says—"The operation of Mr. Clay's bill upon the article of olive oil is to retain the duty unchanged for ten years!" The present duty is 30 cents per gallon. If this opinion be correct, iron, coal, spirits, sugar, &c. &c. will remain as they are, "for ten years!" But, we must believe that we are to have a new tariff every two years until 1842, in respect to all articles on which the present rate of duty exceeds 30 per cent. on the foreign cost of them. In the secretary of the treasury to have entire command over the revenue and the tariff, and determine, from time to time, and at all times, what duties shall be collected on this or that article? This power is not conferred, and surely it never will be; but how else are the collectors to know what they shall charge upon cottons subject to the minimum; on glass, which pays both a specific and an ad valorem duty; and on sugar subject to a specific duty only—the kinds of each having different values in foreign places?

We have not yet met with any person who pretended to an ability to answer this question, except in referring the whole matter to the secretary of the treasury.

These payments to the merchants have been since suspended—and claims must be made on the treasury.

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The market has also advanced in Europe—partly from an increase of consumption there—but chiefly by the belief that the demand for the foreign article is to be greatly increased in the United States.

It should be recollected, that the duty on "hardware" was much reduced by the suspension of the provisions above alluded to. We wish that some friend in New York would make particular inquiries into the matters just stated, and give us the result of them. That most of the leading articles will rise in price as the duties on them shall be reduced, and the wages of laboring persons diminished—we surely believe, because of the want of an excited and steadily increasing competition. But of this more hereafter. We have carefully obtained and laid aside about thirty specimens of American cotton and woollen goods, with the present fair wholesale cash prices, &c. marked upon them, by one of the oldest and most respectable dealers in them—to be compared with goods of like quality at a future day, that the nullifiers may find out how much they shall have saved by reduced duties.\*

The words "to be continued" are so offensive, in numerous cases, that we have sometimes incurred the expense of a supplement that we might avoid the use of them; and, when an extra number of pages cannot be given, various exertions are made to preserve interesting articles from injury by divisions of them. An instance of the latter is now present. We give the reports, resolutions and ordinances of the South Carolina convention, complete, we believe; but an account of the proceedings of that body, with sketches of some of the speeches, are postponed. The parts are separated; but each may be considered sufficiently full in itself.

This convention adjourned on the 18th inst. Among other things, the act further to provide for the collection of duties on imports, is "nullified"—so nullification is not dead, though nearly every state, in the United States, has declared itself against that heresy.

A collection of the proceedings had in the several states, on this subject, would be interesting. Perhaps, we shall make one.

We have given more than usual attention to foreign articles and news—for a general record of events should be kept. It will be seen that the affairs of Ireland have reached a crisis. They cannot remain as they are—much longer. The British ministry has resolved to preserve the peace of the country, by the operation of laws which are justified only on the "plea of necessity," and nothing is left to the Irish people but a quiet submission to arbitrary edicts, or open organized resistance in arms.

U. S. BANK STOCK, at New York, March 23—110.

PRICES CURRENT—BALTIMORE, MARCH 29.

Flour, best white wheat, 86 75a7 25; Howard street, 5 30—city mills 5 50. Wheat 115a118. Corn 60a69. Clover seed 8 00, Cotton 18a13. Whiskey, 1st proof, 38a39. Wool—best 45a56; common 25a28, washed; and from 16 to 20, if unwashed. Prime beef on the hoof 5 50a6 25. Oak wood 3 00, hickory 4 50.

[Farmer.

THE CHOLERA has broken out at Havann, with great violence. The deaths were already from 100 to 150 per day, principally among the blacks. Many had fled from the city—business was completely at a stand, and goods were left at the custom house day after day—the merchants not wishing to take them out. Not many deaths had occurred on board of the vessels in port. Some very respectable white persons, of correct habits and robust frames, had died.

This terrible disease has also appeared at Oporto, and was committing considerable ravages. Several of don Pedro's staff officers had died.

\* A late Boston paper says—The tariff of 1833, which is now in operation, greatly reduces the duties on some protected articles. It is hoped some competent persons will prepare and publish an exact statement of the reduction on each article, that the nullifiers may know what they save, for they will never find out by the prices!

But we have the cholera nearer home. It continues at Nashville, and in the neighborhood of Gallatin, Tennessee.

**AWFUL CATASTROPHE.** The New York Redactor of Saturday contains an article from the Constitutional del Cauca, stating that in the month of July last, while mass was being celebrated in the church of Sigchos, near Tacunga, in the republic of Ecuador, South America, on the day of the solemn festival *del corpus*, fire was communicated to the building by means of a rocket, and that in the rush of the audience to the door, it became shut, and was wholly covered with flames. IN THE CAUSE OF THE CURATE, who escaped through a window! The number of lives lost was estimated at more than five hundred, besides children.

**ANOTIKA.** The ship *Martha*, arrived at N. Y. on Sunday, fell in with the wreck of a vessel that had been burnt, and 14 dead bodies floating round her. Picked up some spar, brass, brass tree of the mizenmast, which was written, M. H. Taylor, mate of ship, [the rest obliterated.]

#### FOREIGN NEWS.

From London papers to the evening of February 5.

##### GREAT BRITAIN AND IRELAND.

London, Feb. 5. This being the day for the delivery of the king's speech, his majesty arrived at the house shortly before two o'clock; and on alighting from his carriage was received by the cabinet ministers and great officers of state.

His majesty immediately proceeded to the robing room, and from thence to the interior of the house of lords. On his majesty taking his seat on the throne, the usher of the black rod summoned the house of commons to hear the royal speech. Shortly afterwards, the king, attended by a great number of members, appeared at the bar, when his majesty delivered the following most gracious speech:

"My lords and gentlemen:

"The period being now arrived at which the business of parliament is usually resumed, I have called you together for the discharge of the important duties with which you are entrusted. Never at any time did I subjects of greater interest and magnitude call for your attention.

"I have still to lament the continuance of the civil war in Portugal, which for some months has existed between the princes of the house of Braganza. From the commencement of this contest, I have abstained from all interference, except such as was required for the protection of British residents in Portugal; but you may be assured that I shall not fail to avail myself of an opportunity that may be afforded me to assist in restoring peace to a country with which the interests of my dominions are so intimately connected.

"I have also to regret that my earnest endeavors to effect a definitive arrangement between Holland and Belgium, have hitherto been unsuccessful. I found myself at length compelled, in conjunction with the king of the French, to take measures for the execution of the treaty of the 15th November, 1831. The capture of the citadel of Antwerp has in part accomplished that object, but the Dutch government still refusing to evacuate the rest of the territories assigned to Belgium by that treaty, the embargo which I had directed to be imposed on the Dutch commerce has been continued. Negotiations are again commenced; and you may rely on me being conducted on my part, as they have uniformly been, with the single view of ensuring to Holland and Belgium a separate existence, on principles of mutual security and independence.

"The good faith and honor with which the French government has acted in these transactions; and the assurances which I continue to receive from the chief powers of Europe of their friendly disposition, give me confidence in the success of my endeavors to preserve the general peace. I have given directions that the various papers which are necessary for your information on the affairs of Holland and Belgium should be laid before you.

"The approaching termination of the charter of the bank of England and the East India company, will require a revision of these establishments; and I rely on your wisdom for making such provisions for the important interests connected with them as may appear, from experience and full consideration, to be best calculated to secure public credit, to improve and extend our commerce, and to promote the general prosperity and power of the British empire.

"Your attention will also be directed to the state of the church, more particularly with regard to its irregularities and the maintenance of the clergy. The complaints which have arisen from the collection of tithes appear to require a change of system, which, without diminishing the means of maintaining the established clergy in respectability and usefulness, may prevent the collision of interests, and the consequent derangement and dissatisfaction which have too frequently prevailed between the ministers of the church and their parishioners. It may also be necessary for you to consider what remedies may be applied for the correction of acknowledged abuses, and whether the revenues of the church may not admit of a more equitable and judicious distribution.

"In your deliberations on these important subjects, it cannot be necessary for me to inpress upon you the duty of carefully attending to the security of the church established by law in these realms, and to the true interests of religion.

"In relation to Ireland, with a view of removing the causes of complaint which had been so generally felt, and which had been

attended with such unfortunate consequences, an act was passed during the last session of parliament for carrying into effect a general composition for tithes. To complete that salutary work, I recommend to you, in conjunction with such other amendments of the law as may be found applicable to that part of my dominions, the adoption of a measure by which, upon the principle of a just compensation, the possessors of land, may be enabled to free themselves from the burthen of an annual payment.

"To the further reforms that may be necessary, you will probably find that, although the established church of Ireland is by law permanently united with that of England, the peculiarities of their respective circumstances will require a separate consideration. The subjects which hardly less important to the general peace and welfare of Ireland, affecting the administration of justice, and the local taxation of the country, to which your attention will also be required.

"Gentlemen of the house of commons:

"I have directed the estimates for the service of the year to be laid before you. They will be framed with the most anxious attention to the useful economy. Notwithstanding the large reduction in the estimates of the last year, I am happy to inform you that all the extraordinary services which the exigencies of the times required, have been amply provided for. The state of the revenue as compared with the public expenditure, has hitherto fully realised the expectations that were formed at the close of the last session.

"My lords and gentlemen:

"In this part of the United Kingdom, with very few exceptions, the public peace has been preserved; and it will be your anxious but grateful duty to promote by all practicable means, habits of industry and good order among the laboring classes of the community.

"On my part, I shall be ready to co-operate in the utmost of my power in obtaining all just cause of complaint, and in promoting all well considered measures of improvement. But, it is my painful duty to observe, that the disturbances in Ireland to which I adverted at the close of the last session, have greatly increased.

"A spirit of insubordination and violence has risen to the most fearful height, rendering the law and property insecure, defying the authority of the law, and threatening the most fatal consequences, if not promptly and effectually repressed.

"I feel confident that to your loyalty and patriotism, I shall not resort in vain for assistance in these afflicting circumstances, and that you will be ready to adopt such measures of salutary precaution, and to entrust to me such additional powers as may be found necessary for controlling and punishing the disturbers of the public peace, and strengthening the legitimate union between the two countries, which, with your support, and under the blessing of Divine Providence, I am determined to maintain by all the means in my power, as indissolubly connected with the peace, security and welfare of my dominions."

In reading the speech, (says a London paper), the king laid particular emphasis on the passage relating to the disturbed state of Ireland, and with particular emphasis, which he pressed his determination to uphold the union of England and Ireland. The troubles in that kingdom evidently caused much uneasiness. A London paper remarks:—"We have reason to believe that the government have decided upon strong measures being used for the tranquillization of that country; and also that the marquis of Anglesey will return to Dublin."

It does not appear from the speech that any measure of direct interposition, in the affairs of Portugal, are contemplated. Six hundred unmarried females, (not convicts), have lately been imported into New Holland, (from England).

##### TURKEY AND EGYPT.

It is reported that Ibrahim had assented to a cessation of hostilities with a view to a definite arrangement with the sultan, who seems to have accepted the offer of assistance made by Russia.

Commercial letters from Smyrna, to the 6th January, assert that a treaty had been concluded between Russia and the porte, in which the emperor Nicholas agrees to succor the sultan with a fleet, and with an army of 60,000 men.

##### FRANCE.

The accounts from France to the 4th of February 4th. The naval preparations at Brest continued to be prosecuted with undiminished energy, and some of the ships of war were already in a condition to put to sea.

The army of the north, the head quarters of which were at Compeigne, had been restored to the same footing as that upon which it was placed before its recent entry into Belgium.

Several of the knights templars, have been seen walking the streets of Paris, with their white mantles, ornamented with a red cross.

The Journal du Commerce of Lyons, of the 27th January, says—"Two days ago a mercantile house was opening some bales of cotton, when to the astonishment of those engaged in the operation, there was found in one of them the body of a negro, bent double and carefully packed in the middle of it."

##### SPAIN.

It is said that some partial disturbances in that kingdom had been effectually put down, and that don Carlos, (the king's brother), was under arrest in his own apartments.

##### SANDWICH ISLANDS.

We learn with regret that snow has been recently received by the way of England, from the South Sea Islands, of a melan-

eboly character. A bloody war has broken out between Tahan and Raitea, and many lives had been lost. The missionaries had not been able to allay the troubles, and it was feared their "influence was on the decline."

## HUNGARY.

The family estates of the prince Eterhazy, who are at the head of the Hungarian nobility, yield an annual revenue of more than two hundred thousand pounds sterling.

## LATER NEWS.

*London papers of the 14th and Paris of the 19th Feb.*

From Great Britain and Ireland the most interesting intelligence is that which relates to the people of Ireland, in whose favor there has been a sudden and strong manifestation in the house of commons of England. In that body on the 11th, the chancellor of the exchequer having moved the adoption of the answer to the king's speech, Mr. Lalor, and other Catholic members protested against a declaration volunteered in a preceding sitting, that they were prevented by their duties from legislating on affairs of the church. Mr. O'Connell declared that he had an equal right with any other member to legislate on church affairs, and, if it were not so, he might as well be at once expelled from the house. The reading of the address to the king was interrupted by a motion from Mr. Cobett, proposing a substitute. The substitute was lost 23 to 233. On the 12th, the address was presented at Windsor, the house having adjourned until 4 o'clock.

On the return of the speaker, ministers, and twenty members, who had proceeded to Windsor with the address, the speaker communicated the king's answer in substance as follows: "I thank the commons for their loyal and respectful address, and for the assurance which they give me of their disposition to aid my efforts for the preservation inviolate of the union between Ireland and England, and the repression of violence; in short, the house may be assured that I shall exert every effort for the removal of all just grounds of complaint throughout my kingdom." The answer was received with great applause.

The London papers are almost exclusively occupied with the discussion in parliament on the king's speech. Mr. Cobett has been very loquacious, and has not failed to attempt strengthening his arguments by facts and assertions relative to this country, and has made some egregious errors; for instance, he declared that Washington signed the Declaration of Independence.

Mr. O'Connell denominated the king's speech a "brutal and a bloody speech." The debates are of the most placid kind, if indeed a broader and blunter word would not be more expressive.

The London Morning Chronicle of the 8th says:

In the house of lords last night, Lord King, in moving for an account of the same paid out of the living held by ecclesiastical corporations to the clergy, took occasion to deal out some very hard blows to the dignity of the church. After specifying a number of cases in which, notwithstanding the enormous increase in the value of the tithes, the allowances to the officiating ministers by the deans and chapters [the friars and monks of Protestantism], were not more than they were two hundred years ago—his lordship contended that this was a most scandalous abuse, and ought to have been remedied long ago. But "experience has proved [said his lordship] that from the reformation down to the present time, the protectors of the church had shown themselves more disposed to protect the many abuses of the church, than that a reformation should take place; and they had used all their influence and power, and the first estate of the realm holding seats in that house, to prevent reform. It was their duty to see that there were no abuses, and if there were—and they had not the means to correct them—they ought to apply to parliament. The king's speech recommended an equitable distribution of the revenues. He hoped that this equalization would take place; he hoped that pluralities would be done away with; and he wished in addition, in order that ecclesiastical persons might not neglect their duties, that they might be confined to their spiritual functions."

The bishop of London made a very wise defence of the church. When [said the right reverend father in God] the noble lord said that not much had been done, and referred to experience, he seemed to forget that it was only of late years that any expectation had been formed [heard]. The imperfections of the church had only been discovered within a few years; before that time, attention had not been directed to the subject, and it was only within a few years that an impetus had been given to the clergy."

The same paper says:

We have been led, rather prematurely, we own, to anticipate the relation in which the two houses will soon stand towards each other, in order to explain the distrust naturally entertained by many, of the ability of ministers to carry such a bill, regarding the church of Ireland, as may really satisfy the Catholic population of Ireland.

The London Courier of the 6th says:

It is with great regret that we feel it to be our duty to state to our readers that the king's speech which we published yesterday, is generally considered to be very unsatisfactory, not on account of that which is said, but on account of that which is left unsaid.

A large number of notices of motions have already been given regarding the ballot, triennial parliaments, the abolition

of slavery, the regulation of infant labor, the abolition of vestry rates in Ireland, the amendment of the Irish jury system, &c. Work is, therefore, carried out in abundance for the house.

At the same time, some important changes in the mode of conducting the house were announced.

On the 12th Feb. the communication from the ministers was made relative to the reductions and changes in the Irish church establishment. The following are the principal alterations proposed by the chancellor. Ten bishoprics to be abolished (after the death of the present incumbents) out of the twenty-two which at present exist. Those to be reduced being—Dromore, Clogher, Kildare, Cork, Waterford, Clonfert, Kilmore, Tuam, and two of the sees, the names of which do not reach the gallery. This diminution would produce a direct saving of £60,000 per annum, besides what would accrue from the renewal of leases, &c. The entire income of the bishoprics in Ireland might be calculated at £150,000 a year, that of the deans and chapters at £23,000; as to the benefices, his lordship said that as yet he had no accurate returns, but he would set them down at £600,000; making the entire ecclesiastical income in Ireland about £800,000 per annum. He proposed to abolish the system of first fruits, now applied to the augmentation of poor livings, and to replace it by an annual per centage upon all preferments of £500 a year, at the rate of 5 per cent. £700 to be made to pay 7 per cent. and beyond, 10 per cent. Bishops' sees to be regulated on the same scale; those proposed to be paid 15 per cent. those below that income 10 per cent. below £1,000 per cent. and below £5,000 5 per cent. All the proceeds of this per centage to be given to augment the incomes of the poorer clergy. Church rates government propose to abolish altogether deans and chapters likewise to be abolished, or to have the cure of souls attached to them. His lordship then stated various other changes proposed, and the prospects, in connection with the establishment. The statement was received with much cheering, and was even applauded by Mr. O'Connell.

The chancellor of the exchequer, in bringing forward the measures proposed in Irish affairs, on the 12th, stated that the ministry had, in this undertaking, done their utmost to provide a remedy for all the abuses pertaining to the ecclesiastical laws. They had appointed usque-rites, without any distinction of sects, and assured the sheriff and the justices of counties, there were quite as many Catholics as Protestants. They sought, in reference to the tithes, he said, to relieve the tenant, without despoiling the landlord; they proposed to distribute the burdens more equitably, and to regulate the contracts between the tenant and proprietor.

As to the taxes for the support of the church, he said the new plan differed entirely from that of the tithes, and was far less onerous to the Catholics; the tithes, he said, they were disposed to abolish entirely. (Burst of applause.) The change would afford relief to the people of about £70,000 per annum. The deaneries are abolished, and the number of bishops is reduced from 22 to 12, and thus a further retrenchment of £60,000 would be effected. He concluded by expressing the hope that these measures would vindicate the good intentions of the government, and be approved by the house. (Prolonged applause.)

Two other Dutch vessels from the East Indies had been detained and sent into England.

France. Paris is in commotion in consequence of duels fought by the friends of the duchess Berri and the republicans. Eleven of these duels took place within two or three days.

It is expected that ministers will require of the chamber of deputies the credit of a million for the dowry of the queen of the Belgians.

Turkey and Egypt. The Anshurz Gazette of the 1st Feb. brings the following important intelligence, of the 28th ult. from Vienna:—"According to accounts from Constantinople, which have just been received by express, an armistice for 40 days has just been concluded between the Egyptians and the Turks. The negotiations for the final settlement of the differences, are carried on with the utmost activity by the representatives of the European powers. They have, it is asserted, solemnly protested against any further advance on the part of Ibrahim. Perfect tranquillity prevailed at Constantinople, and the people anxiously wished for peace. The exchange of couriers between Paris and Constantinople, is exceedingly active."

Letters from Buehrest to the 29th January, announce the approaching arrival of a Russian corps d'armee of 25,000 men, in the principalities. Its object is no doubt provisional, and intended to give weight to the offered mediation of Russia.

Portsmouth, (England), Feb. 6. This day arrived the Osprey cutter, Abnott, master, with wounded and passengers from Oporto. I learn by one of them, that a severe affair took place on the 24th ult. by a part of the army embarking in boats to attack St. John's, and two forts on the Douro. The troops engaged were 1,400 English, 700 French, and three regiments of Cadizans, under colonel La Place. They were completely successful, driving the Miurelines by the bayonet. One of the forts mounted eight guns. They retained possession; took some pipes of wine. Pedro's loss is very great—850 killed and wounded—15 officers. Colonel Bacon commanded the cavalry. I am grieved to learn that the severely wounded—in fact, those who cannot help themselves—are left to perish; such is the miserable state of the hospital in Oporto.

Pedro's army suffers for want of provisions and clothing. The surf is so great, that two ships are now off with provisions,

and have been for the last week. Captain Davis who went to join, is arrived by the Osprey.

My informant saw a French ship, with 400 quarters of wheat, sink off St. Johns.

Spain. News had been received at Paris of the very unsettled state of affairs in Spain. The Carlists, it is said, are to make a stand against the government so soon as they shall have obtained a sufficient quantity of arms, ammunition, &c. Should Ferdinand resort to the more liberal system of government, which, it is said, he has already evinced a strong desire to carry into effect, the revolutionists will stand but little chance.

The indicateur, of Bordeaux, gives the following extract of a letter of the 31st Jan. from Madrid. "M. Zea Bermudez has just concluded a treaty with sir Stratford Canning, in virtue of which Dona Maria da Gloria is to be acknowledged absolute queen of Portugal. Her husband is to be chosen from the house of Naples. By the same treaty, the cabinets of Paris and London have engaged to acknowledge the young princess of Spain, whose right to the crown is to be established by the cortes, which will assemble on April 1."

Holland and Belgium. There is much talk about projects and counter-projects, for settling the matters in dispute between these kingdoms—but there is no appearance of an adjustment of them.

#### YET LATER NEWS.

London papers to the 15th Feb. inclusive.

Great Britain and Ireland. On the 15th Feb. earl Grey introduced a bill "for the more effectual suppression of local disturbances and dangerous associations in Ireland." The "N. Y. Commercial Advertiser" gives a synopsis of this bill, and says—"It will be perceived that all power is committed to the lord lieutenant, and is framed with such precaution as to leave very little chance of evading it. That it is a violation of the British constitution is evident; and indeed it is admitted so to be by lord Grey; but the public safety is held to be of paramount authority. Courts martial are established in the disturbed districts—their proceedings and punishments are summary and without appeal—the habeas corpus act suspended—and all personal rights are taken away. The bill is passed sunset and sunrise, on pain of being sentenced to transportation. This brings us back to the days of William the conqueror, when the 'curfew toll'd' the knell of parting day'—but perhaps the present condition of Ireland may render such severe enactments as necessary now, as that of England did in the days of the Normans."

Earl Grey's speech in favor of this bill is also inserted. The condition of Ireland as described by him, (and we fear, too truly), is awful; and he justified the bill on the principle *salus populi suprema lex!* The duke of Wellington warmly supported the general provisions of the bill—he considered them "imperatively necessary." So did lord Brougham—he said, that "the crown was an usurper instead of a governor, if it claimed allegiance without granting protection." On the 16th, the bill was read a second time, *in camera*. [O'Connell has placed relations upon the alternative of abject submission or open rebellion; and, at the cost of the people, may find that it was much easier to raise an excitement than to direct it. The murders and robberies, and all sorts of outrages which so generally prevail, must be checked." He had however threatened that, if the bill passed, he would use his influence to cause a demand for gold, on all the banks—which created some alarm.]

Mr. Cobden seems to be making one or more speeches every day—and braves all attempts to stop him.

The ministers persist in carrying out their projects relative to slavery in the West Indies—[concerning which we intend to publish a considerable collection of articles.]

Holland and Belgium. Much excitement prevailed in the latter, because of the regulations established by the king of Holland for the navigation of the Scheldt. It was believed that England and France would open the navigation by force, unless these regulations were speedily withdrawn. Holland exacts a transit duty on the cargoes of all vessels passing her forts. [Other accounts say that no tolls are demanded.]

Turkey and Egypt. The British consul obtained a victory over the Turks and made himself master of the magazines of ammunition and provisions which had been collected at Akshir. Resistance of his arms seemed at an end—in Asia, at least.

Portugal. The government has given satisfaction for firing upon a French brig of war, at the mouth of the Tagus. The French consul forced his way into the chamber of the duke of Cadaval, after midnight, and compelled him to sign a paper which was presented, in his bed, being an invalid—refusing to depart without it!

\*To exemplify the condition of Ireland, Mr. Stanley, (in the house of commons), noticed the two counties in which the system of agitation commences, thus—

In the two counties are Kilkenny and the Queen's county. In Kilkenny alone, within the last twelve months, there have been 32 murders and attempts to murder, 34 burnings, 512 burglaries, 36 acts of houghing of cattle; and the number of illegal notices and violent and serious assaults, by which I mean assaults attended with danger to life and limb, has been 170. In Queen's county the number has been even more. There have been sixty murders or attempts to murder; burglaries, 626; malicious injuries to property, 115; and serious assaults upon individuals, 309."

#### LATEST NEWS.

London papers to the evening of the 29th Feb. inclusive.

Great Britain and Ireland. The money market had assumed more activity, and prices had advanced. Consols 87½ to 87. Belgian stocks had risen 2 per cent.

Earl Grey's bill relative to disturbances in Ireland, was agreed to in the house of lords on the 21st Feb.

The house of commons had resolved to meet at twelve at noon, for the reception of petitions and the transaction of private business, and adjourn at 3 o'clock. The regular sessions will commence in the evening, as heretofore.

Great agitation has manifested at Dublin on the 29th, in consequence of the suppression bill. The trades and the volunteers had suspended their political operations to deliberate on their personal security. A great general meeting was to take place the next day. A run had been made upon the bank of Ireland for gold, but not to a great extent.

A letter from Mr. O'Connell had been published in Dublin—speaking in the most severe terms of earl Grey's bill—exhorting the people to respect the laws, but to present respectful petitions against the measures proposed.

Spain. The king and queen appear to be successful in their measures—and the Carlists seem to be down.

France. Nothing important is mentioned as having happened in this kingdom. A large reduction of the army is still spoken of.

Holland and Belgium. Some new negotiations are mentioned concerning the affairs of these countries! The reports are not worth repeating.

Turkey and Egypt. Letters from Alexandria of the 10th Jan. say that the pacia was fitting out a fleet to take possession of Smyrna—but has not the honor of the arrangement which his son had granted to the sultan. He was apprehensive that the English and French might interfere, and prevent his occupation of that rich and important city.

A Russian vessel had arrived at Constantinople with a cargo of seventy beautiful slaves!

Russia. Private letters from Petersburg say the influenza was raging there. It is affirmed that above 100,000 persons were suffering under it at the same time, and a still greater number in Moscow, where the theatres are closed.

China. The late rebellion seems nearly subdued. Le governor of the Canton province, had been degraded and sent to Peking, because of this rebellion.

The Falkland Islands. Accounts from Monte Video, of Jan. 18, say—"The schr. Sun, of New London, has arrived here from the Falkland Islands, having been ordered off by the Buenos Ayrean sctir. Sarandi. The captain says seals were scarce. The Sarandi has, in her turn, been ordered off by the British sloop of war Clío, and has arrived at Buenos Ayres. So there is no longer any danger of war between the United States and Buenos Ayres.

#### LIVE OAK.

Report of the secretary of the navy upon live oak.

Every thing which goes to throw light upon our permanent national resources, must at all times engage the attention of our intelligent citizens. For some time past, we have intended to present to our readers a synopsis of the extremely valuable report communicated to the house of representatives by the secretary of the navy relative to live oak—that unrivalled material which forms the basis of our naval strength—but have hitherto been prevented by the pressure of other matters growing out of the proceedings of congress.

This report, drawn up in compliance with a call from the house, contains a mass of important information as to the construction of vessels of war, which required a profound knowledge of the subject as well as great pains to concentrate and present in a form so striking and available.

The commencement of this report embodies all the information which has been obtained as to the extent of the supply of live oak both upon public and private lands. The amount of this supply is stated by the secretary to be about 8,000,000 cubic feet at a medium calculation of 50 feet per tree. The elements of certainty are given in the appendix in a tabular form.

One of the objects of the cabinet is the prompt strikes of the secretary upon the best mode of securing the live oak timber growing upon public lands from being plundered. The remedy proposed by him is both simple and effectual. He recommends that provision be made by law that all masters of vessels having live oak on board on private account, before they are admitted to clear at the custom houses, shall prove that the timber was taken from private lands. The plan is expedient and sure to be worth more in effecting the object, than thousands upon thousands of dollars expended in "preventive service," and has been adopted by congress in the act for the gradual improvement of the navy.

Preliminary to the settlement of the question of the adequate supply of this material for the future wants of the navy, the secretary has presented a succinct view of the past construction—the amount now in depot at the various yards—on the stocks—afloat, &c. which of itself forms the most satisfactory history of the rise and progress of the naval power of the United States that we have before seen. All who feel an interest in this subject will find the leading facts relative to the construction of those ships, whose career of glory has shed so much lustre upon the fame of our gallant seamen, stated in a condensed but clear manner.

As recourse will undoubtedly be had to the report itself, the extent of which excludes it from our columns, by all those who are inclined to examine this subject of duty, we must content ourselves with hastily glancing at some of its results, and recommending the report as a document of great merit, which throws strong light upon this subject, heretofore regarded as extremely obscure and difficult of satisfactory explanation.

The whole amount of live oak timber employed in the construction of public vessels since 1797, is stated at 974,363 cubic feet. Of this quantity the vessels now in commission contain 165,480 feet; vessels in ordinary, 322,633 feet; ships on the stocks, 234,000 feet; leaving a deficit of 138,250 feet, which is thus accounted for: 8,000 feet were sold by order of congress in 1801; 66,275 feet were captured by the enemy during the late war; 44,500 feet were burned at the navy yard in this city in 1814; 3,375 feet have been lost by shipwreck; and 2,000 feet by natural decay.

The stock of live oak now in *dépot* at the several yards, purchased for building ships under the acts for the gradual improvement of the navy, is 431,845 cubic feet. The aggregate purchases of live oak, under the annual appropriations for repairs, have amounted to 168,000 cubic feet.

The quantity of live oak timber required for the frame of a ship of the line is estimated at 1,200 cubic feet; for that of a frigate of the first class, 23,000 feet; for that of a second class, 18,000 feet; for that of a sloop, 8,000 feet; and for that of a schooner at 1,800 feet.

Of the amount of live oak timber estimated as growing upon public and private lands, one-fourth is estimated as suitable for ships of the line; one-fourth for frigates, and one-half for sloops.

For the ordinary repairs of the live oak frames of vessels in commission, less than one per cent. of timber originally employed is required—for replacing extraordinary losses by fire, shipwreck and great decay, 5 per cent. is estimated—so that 6 per cent. of the live oak timber of which the frames of our vessels are constructed is necessary to keep our naval force entire. This will require annually 1,200 cubic feet for ordinary repairs, and 8,500 feet to replace extraordinary losses upon the force in commission. To cover the repairs which may be required to keep up all our vessels both in ordinary and in commission, it is estimated that about 37,000 feet per annum will be sufficient. The annual purchases under the appropriations for the gradual improvement of the navy for the last ten years have been 33,000 feet, which is to be exclusively applied to building new vessels. The present system will, therefore, require about 69,000 cubic feet per year, which may be furnished at a medium calculation by about 1,300 trees per annum.

There have been already reserved from sale 67,417 acres of live oak timber lands. The secretary recommends a further reservation of 100,000 acres, which would secure an ample supply for the demands of the naval service, besides repairing old and building new vessels upon the present system forever.

The calculations upon this subject are elaborate, and apparently conclusive. No American citizen can go through this document without feeling the highest gratification at the survey of our naval resources, which it so ably develops.

[Washington Globe.]

### TREASURY INSTRUCTIONS.

CIRCULAR TO COLLECTORS, NAVAL OFFICERS AND SURVEYORS.

Treasury department, comptroller's office, March 7, 1833.

Sir—You will receive, herewith, for your government, the following acts passed at the last session of congress, viz:

1. "An act to explain an act entitled 'an act to reduce the duties on coffee, tea and cocoa,' passed the 30th May, one thousand eight hundred and thirty."
2. "An act to explain, and amend the 18th section of 'an act to alter and amend the several acts imposing duties on imports,' approved the 14th July, 1822."
3. "An act establishing a port of entry and delivery at the village of Fall River, in Massachusetts, and discontinuing the office at Dighton."
4. "An act to explain and amend the act to alter and amend the several acts imposing duties on imports, passed the 14th July, 1832, so far as relates to hardware and certain other manufactures of copper and brass, and other materials."
5. "An act to modify the act of the 14th July, 1832, and all other acts imposing duties on imports."

The third section of act No. 3 contains the following provisions, viz:

"If a sum equal to the amount of duties levied by the said act of the 14th July, shall not have been collected, and the bond or bonds given shall amount to more than the duties imposed by said act, the secretary of the treasury shall direct that a debenture certificate or certificates, the form of which shall be prescribed by him, for such excess of duty, shall be issued to the persons placing the same in the custody of the customs, payable on the bond or bonds given for the same. The collectors to take the duty, and give credit on the bonds for the difference between the high and low duties, and to cancel the bonds on payment of the balance."

To carry these different provisions into effect, you are, when the importer deposits the goods, to credit his bonds with the difference between the high and low duties, and if any excess shall then appear to have been paid, such excess is to be refunded to him at the treasury, but if upon giving such credit, the full amount of duties according to the existing laws will not

have been paid, the bonds are to be cancelled only on the payment of the balance thus remaining to be paid.

But in case of goods being deposited by a person other than the importer thereof, and a sum equal to the amount of duties levied by the said act of the 14th July, shall not have been collected, and the bond or bonds given shall amount to more than the duties, imposed by said act, instead of giving a credit on the duty bonds of the importer, for the difference between the high and low duties, a debenture certificate is to be issued to the person depositing such goods for such difference, the form of which, marked A, approved by the secretary of the treasury, is herewith transmitted.

From this form you will perceive that the debentures will be payable only in case the duty bonds on which they may be produced, shall be paid.

The same principle is to govern in the case of goods heretofore liable to duty, but which, under the act of the 14th July, 1822, will be free.

If such goods be deposited by the importer, any duties which may have been paid thereon, are to be refunded to him at the treasury, and the bonds for the balance of the duties (if any) are to be cancelled; and if such goods be deposited by a person other than the importer, and no duties thereon have been paid, he is to receive debenture certificates for the whole, payable at the same times respectively at which the bonds given for the duties will become payable; but if a part of the duties were paid, then such part is to be refunded to the person who may have deposited the goods, and debenture certificates for the balance of the duties are to be granted to him, payable as before mentioned.

The 3d section of act No. 3, also contains a provision according to which goods not deposited and remaining in the custom house stores until the 1st of April next, will be entitled to the benefit of the 18th section of the act of 14th July, 1832, and if any higher duty shall have been paid thereon than would have been levied under the last mentioned act, such excess is to be refunded out of any money in the treasury not otherwise appropriated, to the person who may have placed the same in the custody of the customs.

The applications for a return of such excess of duties, as well as for other duties to be refunded, are, of course, to be made to the treasury, and to substantiate the claims, a certificate of the custom house officers is to be produced, agreeably to the enclosed form, marked B.

When goods which have been or which shall be deposited for the benefit of the 18th section of the act of the 14th July, 1832, by persons other than the original importers thereof as authorized by the accompanying act No. 2; the identity is to be established by satisfactory evidence of the transfer or transfers for your government, in relation to which the secretary of the treasury directs that the regulations prescribed by law, when goods are exported for the benefit of free porters or persons other than the original importers thereof, be observed.

Information having been received from sources entitled to entire confidence, that impositions have been practiced, and will continue to be practiced, on the revenue, by invoicing and entering the articles known by the names of "summer cloth," and "brocheilas," under the name of "worsted stuff goods," when, according to the materials of which they are both composed, (any worsted or combed wool and cotton) they are not entitled to that classification, but are liable to the duties thereon, becomes necessary that measures be adopted at the custom houses, in the examination and inspection of such goods, to detect and prevent impositions of the kind in future.

In compliance with instructions from the secretary of the treasury, you are requested to refund the discriminating duties of tonnage which have been levied by you on Mexican vessels since the 5th April, 1832, the date of the president's proclamation, directing the treaty between the United States of America and the United Mexican States, to be fulfilled.

It is deemed proper to take this occasion to communicate to you the following decisions of this office, viz:

1. That in estimating the value of wool unmanufactured, at the place of exportation—to the actual cost, if the same shall have been actually purchased, or the actual value, if the same shall have not been so procured otherwise than by purchase, at the time and place, and where purchased, or otherwise procured, or to the appraised value, if appraised, are to be added all charges, except insurance, and the weight is to be regulated with reference to the pound weight as known and established in the United States. If it shall be proved to your satisfaction, that there is any difference between the actual value of the United States and that of the foreign country of exportation, such difference is to be taken into view in the computation of the value of the wool. If the value of unmanufactured wool, estimated in the manner thus prescribed, shall exceed eight cents per pound, it will be liable to duty, and vice versa, if it does not exceed that sum per pound. An actual weighing at the time of arrival, is considered necessary in all cases, in order to ascertain where the same will or will not be liable to duty.

2. That an article called "fancy coral," in thin veneer pieces, about a quarter of an inch in length, with a hole midway between the two ends, is not considered as coming under the denomination of "beads," in contemplation of law, and if not entitled to the general exemption from duty of "coral," is entitled to such exemption as an article not enumerated in any law, and heretofore free of duty, to an ad valorem duty of 15 per cent. The circumstance of such coral being strung, is not considered as placing it upon a different footing.



3. That *coral beads* are liable to an ad valorem duty of 15 per cent. as "all other beads, not otherwise enumerated."

4. That window blinds, made of split rattans, are liable to an ad valorem duty of 15 (25) per cent. as manufactures of wood.

5. That all articles composed entirely of *silk and linen*, are entitled to an entry as "manufactures of silk, or of which silk shall be a component part."

6. That all *iron chains*, whether from the form and thickness of the links, are suitable for, and are generally used for cables, whether of large or small vessels, are to be subjected to the specific duty of 3 cents per pound.

7. That *goats' and camel's hair comets*, are entitled to an entry at 15 per cent. being considered as coming under the general classification of "cashmere or thibet," in contradistinction to the classification of "merino shawl made of wool, and all other manufactures of wool, or of which wool shall be a component part."

8. That shawls, the body composed of *silk and worsted*, with the figures on the border formed with *carded wool*, are considered to be entitled to be placed under the classification of "shawls and other manufactures of silk and worsted at an ad valorem duty of 10 per cent.

9. That shawls of *worsted or combed wool and cottons*, are liable to the *woolens' duty*.

10. That the articles called *brown rolls*, or headens, dowls, plaquias, ereas and bretagnes, are entitled to an entry at an ad valorem duty of 15 per cent."

11. That the following articles are liable to an ad valorem duty of 25 per cent. viz: black linens, Russia sheetings, linen diapers and dunks, damask table cloths and napkins, linen sheeting, linen drillings for mantles, linen lawns, called long lawns, linen threads, Irish linen shirtings and estables.

12. That *sail needles*, sack and yarn needles, darning needles, heat packing needles, shoe-maker's, glover's and saddler's netting and tambouring needles, and all similar needles, are embraced by the general exemption of "needles." Bodkins not included.

13. That so much of the act of 30th April, 1818, as requires wines and distilled spirits to be deposited in the public stores, to be entitled to drawback, is considered to be still in force; but that the terms of credit therein allowed are virtually repealed by the 5th section of the act of the 11th July, 1832, entitled "an act to alter and amend the several acts imposing duties on imports," the provisions in this respect, in the last mentioned act, being so repugnant to those in the former, that both cannot stand well together, and have a concurrent efficacy.

It may be proper to observe, however, that this decision is applicable only to the importations of wines and distilled spirits, which have been made since the 3d instant, and which may hereafter be made.

It is understood that large importations were made of the articles known by the name of plains, kerseys and Kendall cottons, and deposited in the custom house stores for the benefit of the reduction of duties which was to have taken effect after the 3d day of the present month, as authorized by the act of the 14th July, 1832, already referred to; and that orders for a large quantity of said goods have been given upon the faith that after the 3d instant they would be admitted to entry at an ad valorem duty of 5 per cent. but that under the act entitled "an act to modify the act of July, 1832, and all other acts imposing duties on imports," which, so far as relates to these particular kind of goods, having taken effect on the 2d of the month, and raised the duty thereon to 50 per cent. the importers will be compelled to advance duties, (say the difference between the higher and the lower rates), for which, upon every principle of justice and good faith, they conceive, congress will pass a law to have refunded to them, and that such advance can extend the time for the payment of the duties on the goods in question.

It is regretted that such will be the operation of the two acts mentioned; but it is not competent for the treasury, in any case, to extend the time of payment beyond that, at which, according to law duties on goods become due and payable.

With a view, however, to facilitate any application which may be made to the next congress for relief, it would be advisable to keep a particular account of these goods, the names of the importers, the dates of payment of the duties, and the difference between the higher and lower amount of duties.

It will naturally suggest itself to you, that you are not to include in such account any goods which you are not perfectly satisfied are of that description and fabrics as to have entitled them to an entry at five per cent. in case the act, in relation to them, of 1833, had not repealed that of 1832.

Such plains, kerseys and Kendall cottons as were imported prior to the 2d instant, will be liable to the payment of the rates of duties in force at the date of importation; but if such rates be greater than the rates fixed by the act of 2d instant, and the plains, kerseys and Kendall cottons be deposited in the custom house stores as prescribed by law, they will be entitled to the benefit of the 18th section of the act of 14th July, 1832.

Respectfully,  
J. ANDERSON, comptroller.

Treasury department, comptroller's office, March 19, 1833.

518.—It is deemed proper to inform you, that so much of the 27th section of the supplemental collection law of 1st March, 1833, as is not repugnant to, and consequently is not repealed by the 5th section of the tariff act of 14th July, 1832, is considered to be still in force.

Accordingly, if the duties on other goods than "manufactures of wool, or of which wool is a component part," imposed into the U.

States in any ship or vessel, on account of one person only, or of several persons jointly interested, exceed two hundred dollars, or are paid in cash, a discount at the rate of four per centum per annum is to be allowed for the respective periods of three and six months, from the dates of importation, to which the tariff act of 1829 restricts the terms of credit for the duties on goods other than manufactures of wool, &c.

Although the duties on manufactures of wool, or of which wool is a component part, may be paid in cash, still no discount thereon can be allowed, the 6th section of the tariff act of 1832, expressly denying the right in such cases.

Instead of paying the duties, however, on such goods in cash, it is optional with the importer to deposit the goods in the public stores on the terms and conditions specified in the 6th section referred to. Respectfully,

JOSEPH ANDERSON, comptroller.  
To Jas. N. Berker, esq.

Treasury department, March 21st, 1833.

519.—The department has instructed the comptroller upon both the points arising under the late tariff act, and upon which information is desired in your letter of the 18th instant, who will forthwith communicate the same to you and the other collectors. I am very respectfully, your obedient servant,

LOUIS McLANE, secretary of treasury.  
James N. Berker, esq. collector of the customs, Philadelphia.

Treasury department, comptroller's office, March 21, 1833.

520.—The conflicting provisions in the 21st and 24th articles of the second section of the tariff act of 14th July, 1832, the former subjecting "all manufactures of hemp or flax, except yarn and cordage, tarred and untarred, ticklenburgs, ozanburgs and burlops, and otherwise specified," to an ad valorem duty of 25 per cent. and the latter authorizing the admission to entry of "bleached and unbleached linens," at an ad valorem of 15 per cent. have rendered the meaning of the act somewhat obscure, and given rise to different opinions as to the correct construction of it.

The subject, however, having recently been brought to the consideration of the secretary of the treasury, he has decided that the provisions in the 21st article are to be construed in such manner as that the other provisions of the act may be literal, and therefore not to embrace "bleached and unbleached linens."

All articles therefore, which in the known commercial sense, and in the usage of trade, have acquired the distinct appellation of *linens, bleached or unbleached*, are to be admitted at a duty of 15 per cent. Irish linens are believed to be of this character, and are to be charged with duty accordingly.

The secretary of the treasury has also decided that the last proviso in the 1st section of the act of 2d instant, entitled "an act to explain and amend the eighteenth section of 'an act to alter and amend the several acts imposing duties on imports,' approved the 14th July, 1832," is to be considered as having reference to the time of importation, and not to the amount of duties—consequently, goods on which the duties do not amount to \$50, are to be considered to be entitled to the benefit of the 18th section of the tariff act of 14th July, 1832, provided three years from the date of their importation have not elapsed, and the other conditions, entitling them to drawback, be complied with.

I embrace the occasion to state, that *palm leaves* used in the manufacture of *palm leaf hats*, &c. copper ore, and fishing lines, made of *Merrill's grass*, are considered to be free of duty;—that shawls of silk and thibet are to pay duty as "manufactures of silk, or of which silk is a component part;"—and that bodkins composed wholly or chiefly of silver, are to pay 12½ per cent but if made of iron, steel, brass, &c. or of which either of these metals is a component material, they are to pay 25 per cent.

Respectfully,  
JOS. ANDERSON, comptroller.

Treasury department, comptroller's office, March 25th, 1833.

521.—In compliance with the request of the secretary of the treasury, following instruction received from him, is communicated for your government, viz:

"The provision in the 14th section of the act of 14th July, 1832, intimated as a substitute for that of the 4th section of the law of the 28th of May, 1830, requires the same specification in the entry, as was by the last mentioned act required in the invoice.

To carry into effect the provision of that section, the form of the entry should be so framed as to refer specially to the goods enumerated in the invoice, which should be annexed thereto as a part of the entry. This will be considered as a virtual compliance with the requisition of the 5th section of the act of the 28th May 1830, requiring the invoice to be filed. Should the importer, however, prefer inserting the entire invoice in the entry, he will be at liberty so to do; but in such case the invoice must be filed as required by the act before stated. Respectfully,

JOS. ANDERSON, comptroller.  
James H. McCulloch, esq.

Treasury department, comptroller's office, March 25d, 1833.

522.—I have received your letter of the 21st inst. It appears to me that if at the time of deposition of goods after the 14th July, 1832, they were entitled to drawback, they will by the requisition of law in other respects being complied with, be entitled to the benefit of the 18th section of the tariff act of that date. Respectfully,  
JOSEPH ANDERSON, comptroller.  
James N. Berker, esq. collector, &c.



SOUTH CAROLINA CONVENTION.

This convention adjourned on Monday, the 18th inst. We have prepared a detailed notice of the proceedings, speeches, &c. but it must be postponed for the next REGISTER. The annexed are the chief papers and acts which must be recorded:

The following was transmitted to the convention on the first day of its sitting:

*Executive department, Columbia, March 11, 1853.*

To James Hamilton, jr. esq. president of the convention of the people of South Carolina.

Sir—I herewith transmit you a letter which I have received from the hon. Benjamin Watkins Leigh, commissioner from the state of Virginia, which, together with the correspondence in relation to Leigh's mission, and the result of the Virginia, of which he is the bearer, you are requested to lay before the assembly over which you preside. I am, very respectfully, your obedient servant,

ROBERT Y. HAYNE.  
Columbia, March 11.

Sir—Having at our first interview, presented to you the resolutions of the general assembly of Virginia of the 35th January last, on the subject of federal relations, I have now to request your excellency to lay these resolutions before the convention of the people of South Carolina, which, at my instance, has been re-assembled for the purpose of considering them.

The general assembly of Virginia has expressed in its own language, its sentiments concerning the unhappy controversy between the state of S. Carolina and the federal government, and its motives, and views, in relation to the subject of intercession. In these respects, therefore, the commissioner it has thought proper to depute to S. Carolina, can have nothing to add, and nothing even to explain. The duty presented to him is simple and precise. He is instructed to communicate the preamble and resolutions to the proper authorities of this state; and "to give to them such direction as in his judgment may be best calculated to promote the welfare and rights of the people of Virginia as in view;" and this part of his duty he has already, by the prompt and cordial compliance of those authorities, had the happiness to accomplish, to the entire satisfaction (as he has reason to believe) of the legislature of Virginia. And he is further instructed and "authorised to express to the public authorities and people of this our sister state, the sincere good will of the legislature and people of Virginia towards their sister state, and their anxious solicitude that the kind and respectful representations they have addressed to her, may lead to an accommodation of the differences between this state and the general government."

Virginia is animated with an ardent and devoted attachment to the union of the states, and to the rights of the several states, that compose the union: and if similarity of situation and interests naturally induce a sympathetic and peculiar sensibility, in whatever affects the prosperity and happiness of South Carolina and the other southern states, she knows how to recollect this sentiment with her affection and duty towards each and every other state, severally, and towards the United States. She is most solicitous to maintain and preserve our present institutions, which, though they partake of imperfections, from which no human institutions can ever be exempted, and notwithstanding some instances of mal-administration or error to which all governments are liable, are yet, as she confidently believes, the happiest frame of polity that is now or ever has been enjoyed by any people—to maintain and preserve the whole, and every part of these institutions, in full vigor and purity; to uphold the union and the states; to maintain the federal government in all its just powers, administered according to the pure principles of the constitution, without the least departure from the limitations prescribed by the compact, fairly understood, and the state governments in all their rights and authority, as absolutely necessary to the good government and happiness of their respective citizens. Consolidation and disunion are alike abhorrent from her affections and her judgment, the one involving, at the least, a forfeiture of the manifold advantages and blessings so long and so generally felt and acknowledged to have been derived from the union; and the other having an apparent, perhaps inevitable tendency to military despotism. And she is apprehensive—for reasons too obvious to need particular mention—that in case any differences between the federal government and the states, shall ever be brought to the arbitration of force, the result, let it be what it may, must effect such a change in our existing institutions as cannot but be ever to exist, and to produce a change from those forms of government which we have experienced to be good, and under which we have certainly been, in the main, free, prosperous, connected and happy. Therefore, in the present controversy between the federal government and the state of South Carolina, she deprecates any resort to force by either, and is sanguine in the hope, that, with proper moderation and forbearance on both sides, but, since it remains to be adjusted, (as all our controversies hitherto have been) by the influence of truth, reason and justice.

Virginia remembering the history of South Carolina, her services in war and peace, and her contributions of virtue and intelligence to the common councils of the union, and knowing well the generosity, the magnanimity, and the loyalty of her character, entitles her the most perfect confidence, and these sentiments so cherished by herself, would find a response in the heart and understanding of every citizen of this state. And that confidence induced her intercession on the present occasion. She has not presumed to dictate, or even to advise. She has addressed her entreaty to the congress of the United States, to

redress the grievance of which South Carolina complains. And she has spoken to South Carolina, as one sovereign state; as one state of the union, ought to speak to another. She has earnestly, affectionately, and respectfully, requested and entreated South Carolina, "to rescind or suspend her late ordinance, and to await the result of a combined and strenuous effort of the friends of union and peace, to effect an adjustment and conciliation of all public differences now unhappily existing." She well hoped, that this state "would listen willingly and respectfully to her voice;" for she knew and felt that South Carolina could not descend from the dignity, and would nowise compromise the rights of her sovereignty, by yielding to the intercession of a sister state.

If there be no other considerations could have been presented to the convention of the people of South Carolina, if no other motives for compliance could have been suggested than the intercession of Virginia, offered in the temper and manner it has been, and the interest we all live in the union, the common attachment we feel for our tried republican institutions, the aversion from civil discord and commotion, and the wise and just dread of change of which no sagacity can foresee the consequences—it might have been hoped and expected, that the convention would rescind, or at least suspend for a time, the late ordinance.

But, in truth, the convention comes now to a consideration of this subject, under a state of circumstances, not anticipated by Virginia when she interposed her good offices to promote a reconciliation of the controversy between this state and the federal government. There has been made, not to rescind and strenuous effort of the friends of peace and union, to effect an adjustment and conciliation" of this controversy, the result of which South Carolina was requested and expected to await—and that effort, it is hoped, will prove successful. The recent act of congress, "to modify the act of the 14th July, 1852, and without presuming) her respect for the intercession of Virginia, shall dictate to be proper; and that course will lead to a renewal of perfect harmony.

Forbearing, therefore, to enter at large into the many and forcible considerations of justice and policy, which, independently of this measure of congress, might, I humbly conceive, have sufficed to induce the convention to suspend, if not to rescind the ordinance, I shall rest in the hope, that the wisdom of the convention will adopt, at once, the course which the dignity and patriotism of South Carolina, her attachment to the union, so constantly expressed, and manifested by her deeds, her duty to herself and towards her sister states, and (I hope I may add without presumption) her respect for the intercession of Virginia, shall dictate to be proper; and that course will lead to a renewal of perfect harmony.

Resentful as I am, how little an effort of mine has or could have contributed to the result I now anticipate, I shall be well content with the honor of having been the bearer of the resolutions of Virginia, and of a favorable answer to them—happy in being the humblest instrument of such a work.

I have the honor to be, with profound respect, your most obedient servt,  
B. W. LEIGH.  
To his excellency Robert Y. Hayne, governor of South Carolina.

[From Mr. Leigh to the governor of Virginia.]

Columbia, March 12, 1853.

Sir—The convention of the people of South Carolina met yesterday, in pursuance of the proclamation of the president of that body. As it had been reassembled at my instance, for the purpose of considering the resolutions of the general assembly of Virginia, on the subject of the controversy between this state and the federal government, I addressed a letter to governor Hayne, requesting him to communicate those resolutions to the convention, and indicating, in general terms, the reasons that induced this intercession on the part of Virginia, the right in which her interposition was to be regarded, and the grounds on which a compliance with her request, that the ordinance of the convention, passed at its former session, should be rescinded or suspended, was wished and expected. The actual state of things, produced by the recent measures of congress, rendered it unnecessary, in my judgment, to exhibit, at large, the various considerations of justice and policy, which, without the regard to those measures, might have sufficed to recommend the course proposed by Virginia, to the good sense and patriotism of the convention; and enabled me to avoid many topics of peculiar delicacy, which a regular discussion of the subject would have involved. The governor transmitted my letter to the convention, together with the former correspondence between us, (which has already been communicated to you), and the resolutions of the general assembly of Virginia. I herewith enclose you a copy of my letter to him, and of his letter to the president of the convention, (Nos. 1 and 3).

The whole subject was forthwith referred to an committee of twenty-one members. It was expected, that the committee would make a report, in part at least, this morning; and I delayed till this letter, in the hope of being able to give you the substance of the report: but on the meeting of the convention, the chairman informed the house, that the committee proposed to present three several views of the subject. 1st. In reference to the recent act of congress modifying the tariff, 2d. To the mediation of Virginia, and 3d. To the other act of congress, called the coercion law; and that a report upon one of these topics

might be expected to-morrow. I have no doubt, that the convention will rescind its ordinance. I have the honor to be with the highest respect, sir, your most obedient servant,

B. W. LEIGH.

To His excellency, John Floyd, governor of Virginia.

The several reports, resolutions and ordinances inserted below, were nil adopted by very large majorities. Particulars hereafter.

Report of the committee on the mediation of Virginia.

The committee to whom was referred the resolutions of the general assembly of Virginia, and the communication of Mr. Leigh to the governor of the state of South Carolina, beg leave to

REPORT:

That although circumstances have supervened since the institution of this commission on the part of the highly respected commonwealth from which it proceeds, which have enabled this convention to accomplish the object which her assembly so anxiously and patriotically had in view, we are nevertheless sensible of the friendly dispositions of her good offices at a moment when S. Carolina demonstrates the executive of the federal government, and threatened with an extremity of its vengeance, stood absolutely alone in the contest she was waging for the rights of the states and the constitutional liberties of the country.

To this interference and these friendly dispositions, S. C. desires to respond to a sister sovereign, and independent commonwealth, in a tone of candor, confidence and affectionate conciliating thus sensibly, both the motives and objects which influenced the general assembly of Virginia, to despatch, at a moment so interesting, her commissioner to this state, whose mission, even if the recent modification of the tariff had not been adopted, would have ciliated her high respect and profound consideration, she cannot permit the occasion thus offered to pass without making known to her the regards she has due to herself and the public liberty of the country.

In the first place, S. C. desires to stand acquitted, and believes on a calm and dispassionate reflection by her co-states, she must stand acquitted of the charge of having acted with any undue precipitation in the controversy hitherto pending with the federal government. For ten years, she petitioned, protested, and remonstrated against that system of unjust and unconstitutional legislation which had equally received the reprobation of Virginia before she resorted to her veto to forbid its enforcement within her limits. In exercising this faculty of her sovereignty, she believed she rested on those doctrines which in 1786 and 1799 had conferred on Virginia and her distinguished statesmen, a renown so un fading. She now refers to this subject in no invidious spirit of controversy, but when Virginia asserted in those memorable resolutions of her general assembly, "that she viewed the powers of the federal government as resulting from the compact to which the states are parties as limited by the plain sense and intention of the instrument constituting that compact, as no further valid than they are authorised by the grants enumerated in that compact, and that in case of a deliberate, palpable and dangerous exercise of other powers, not granted by the said compact, the states who are parties thereto, to have the right, and are in duty bound to interpose for arresting the progress of the evil, and for maintaining within their respective limits the authorities, rights, and liberties appertaining to them," we conceived she has done nothing more or less than announce the remedy which S. C. has resorted to, through her state interposition. It is moreover asserted in the report explanatory of those resolutions, that this right is a constitutional, and not a revolutionary right, and by the whole context of the powerful argument embraced in that report, the right itself stands forth as separate and independent of the ordinary remedies of procuring a redress for the ordinary abuses of the federal government.

When therefore the general assembly of Virginia, in the recent resolutions, borne by her commissioner, which your committee are now considering, "that she does not regard the resolutions of 1786 and 99 as sanctioning the proceedings of S. C. as indicated in the ordinance of her convention," with all the proper deference S. C. must nevertheless adhere with an honest and unblinking confidence to her own construction. It is within the Providence of God that great truths should be independent of the human agents that promulgate them. Once announced, they become the subjects of the sovereignty of reason, to all men and in all time to come. Nor will S. C. feel less confidence in the conservative character of her remedy, which she believes to be in perfect harmony with a true exposition of the doctrines of the resolutions of 1786, by the recent testimony afforded of its efficacy in a pacific accommodation of the late controversy with the federal government, although that government has attempted to declare the authority and efficiency of this remedy, by the contemporary passage of an act penetrating a worse and more aggravated outrage on the constitution which has again denuded the interposition of this convention.

With this brief justification of the principles of South Carolina, your committee take leave of this subject, assuring the ancient and distinguished commonwealth, whose mission has been borne by her commissioner, with no ordinary, but an affection entirely corresponding with her own dispositions, that in the struggle for liberty and right which we apprehend from the antagonistic principles now fearfully at work, between those who

support a limited and economical system of government, and those who favor a consolidated and extravagant one, which the states in a minority are destined to wage, she will find in S. C. a faithful and devoted ally in accomplishing the great work of freedom and union. If she cannot say, with Virginia, that consolidation and disunion are equivalent evils, because she believes with her own Jefferson, that consolidation is the greatest of all political curses to which a federative form of government can have any possible tendency, she nevertheless affirms, and challenges the production of any event in her history to disprove the declaration, that she is devoted to the union of these states, on the very terms and conditions of that compact out of which the union had its origin, and for these principles she is prepared to peril all times and under all circumstances the lives and fortunes of her citizens.

Your committee conclude by recommending the adoption of the following resolutions.

Resolved, That the president of this convention do communicate to the governor of Virginia, with a copy of this report and these resolutions, our distinguished sense of the patriotic and friendly motives which actuated her general assembly in tendering her mediation in the late controversy between the general government and the state of S. Carolina, with the assurance that her friendly counsels will at all times command our respectful consideration.

Resolved, That the president of this convention likewise convey to the governor of Virginia, our high appreciation of the able and conciliatory manner in which Mr. Leigh has conducted the mission during which he has afforded the most gratifying satisfaction to all parties, in sustaining towards us the kind and fraternal relations of his own state.

Mr. Hamilton's resolution.

Resolved, That whilst this convention as an offering to the peace and harmony of this union, in a just regard to the interposition of the highly patriotic commission of the most distinguished and proper deference to the united vote of the whole southern states in favor of the recent accommodation of the tariff, has made the late modification of the tariff approved by act of congress of the 2d March, 1853, the basis of the repeal of her ordinance of the 24th November, 1822—yet this convention owns it to itself, to the people they represent and the posterity of this people, to declare that they do act, by reason of said repeal acquiesce in the principle of the substitutive power existing of the part of congress to protect domestic manufactures: and hence on the final adjustment, in 1842, of the reductions, and the act of 2d March, 1833, or in any previous period should odious discriminations be instituted for the purpose of continuing in force the protective principle, S. Carolina will feel herself free to resist such a violation of what she conceives to be the good faith of the act of the 2d March, 1833, by the interposition of her sovereignty, or in any other mode she may deem proper.

Mr. Smith's resolution.

Resolved, That it is the opinion of this convention that the military preparations heretofore begun by the state should be continued, and that effectual measures should be adopted and completed, for putting the state in a firm attitude of defense.

Report on the force bill.

The committee to whom was referred the act of the congress of the United States, entitled "an act further to provide for the collection of duties on imports," beg leave to

REPORT:

That they have, so far as time would allow, considered the act with such attention, as the importance of the matter contained in it would seem to require. At the present moment, when a question, which has long divided and perplexed the country, has been adjusted, on terms calculated to quiet agitation and restore harmony, it would have been a matter of peculiar gratification to be able to indulge, without restraint the feelings which such adjustment was calculated to excite. But your committee regret to say, that at the moment of returning peace, the most serious and alarming cause of dissatisfaction has been afforded by the act under consideration. Your committee do most solemnly believe that the principles sought to be established by the act, are calculated, when carried into practice, to destroy our constitutional frame of government, to subvert the public liberty, and to bring about the utter ruin and debasement of the southern states of this confederacy.

The general purpose of the whole act, though not expressed in the terms of it, is perfectly well known to have been to counteract and render inefficacious an act of this state, adopted in her sovereign capacity, for the protection of her reserved rights. Believing, as we most fully do, that the power attempted to be exercised by the state, is among the reserved powers of the states, and that it may be exercised consistently with the constitution of the United States, your committee, through the good people of this state, upon the fullest and most careful consideration, and expressed through their delegates in convention, your committee must, on that ground alone, have been convinced that the purpose of counteracting that act, and the means by which it is sought to be counteracted, are unauthorised by the constitution. We think that this will become more apparent by attending to the leading provisions of the act.

The act gives to the president of the United States, for a limited time, an almost unlimited power of control over the con-

merce of the whole U. States; though certainly the power was only contemplated to be exercised against that of South Carolina.

It exempts property in the hands of the officer of the revenue, alleged to be detained for enforcing the payment of the duties, from liability to the process of the state courts.

It exempts a class of persons residing within the state—officers of the United States, and persons employed by them or acting under their direction, or any other person professing to act in execution of the revenue laws—from all responsibility to the state laws or state tribunals, from any crime or wrong, when it is alleged that the act was done in execution of the revenue laws, or under color thereof.

It gives to the same class of persons the right to seek redress for any alleged injury whatever, either to person or property, however foreign to the proper subjects of the jurisdiction, in the courts of the United States; provided the injury be received in consequence of any act done in execution of the revenue laws.

It directly supersedes all the courts of the state to be inferior and subordinate to those of the United States, and provides for rendering them so, by directing to them the writ of certiorari superseding their jurisdiction.

It affects to limit and controul the jurisdiction of the courts of the state; providing for the removal of causes from their cognizance; declaring their judgments void, and providing for the discharge of persons confined under their process.

It tyrannically provides for rendering persons liable to punishment for acts done by them in execution of the laws of the state and the process of its courts, to which they are bound to yield obedience, and which they are compelled, under the highest sanctions, to enforce.

It not only provides for the punishment of persons thus acting by the civil tribunals, but authorizes the employment of military force, under the color of executing the laws of the United States, to resist the execution of the laws of the state; superseding with the quick execution of the sword; the slower process of courts.

The act authorizes the confinement of persons in unusual places; which can only mean on board ships; in which persons from the most remote parts of the state may be confined.

The committee believe that all these positions are distinctly sustained by the act in question. By the constitution of the U. States, the power to regulate commerce, is given to congress.

It is an important portion of the legislative power, and as legislative power, is incapable of delegation. Congress has, however, in effect, delegated to the president, the power to abolish, at his discretion, any part of the United States, or interrupt or destroy its commerce. This may easily be effected, under the authority to regulate the custom house to any port or harbor within the collection district, by fixing it at its present or inaccessible places. To say nothing of the unusual and tremendous character of this power, which New York or Philadelphia might perhaps apprehend, if there were any expectation of its being exercised with respect to them, and the enormous abuse to which it is liable, does the constitution contemplate or authorize the delegation of this discretion to an individual? If it were exercised, it would be a plain violation of that part of the constitution which directs that in regulations of commerce, no preference shall be given to the ports of one state over those of another. The same inequality is occasioned by directing the payment of cash duties. It is vain to say that this has been rendered necessary by the act of the state, and without it, the collection of the revenue would be impracticable. Whatever latitude may be allowed in the selection of means necessary and proper to carry into effect the granted powers of congress, we believe no one has yet imagined, that a plain provision of the constitution may be violated, as a means of carrying into effect a power granted by another provision. Although we may concede the power of congress for sufficient cause and in good faith, to abolish one port of entry and establish another, yet we of course cannot concede that it may delegate this power, or that the sovereign act of the state, by the violation of her reserved rights, constitutes sufficient cause, or that this act has been done in good faith.

The provisions of the act, that all property in the hands of any officer or other person, detained under any revenue law, shall be subject only to the orders and decrees of the courts of the U. States, plainly enacts that it shall not be subject to any process, order or decree of the courts of the state. We have heretofore been accustomed to regard our superior courts as having jurisdiction over all persons and all property within the limits of the state. This jurisdiction is of course superseded, whenever any other court of concurrent jurisdiction has possession or custody of any cause or any property. But that a ministerial, executive officer, or that property in his hands, should be exempted from the jurisdiction of the courts of the state, we believe to be unprecedented in our legislation, and a new shadow of constitutional authority. One of the most extraordinary and exceptionable provisions of the act, appears to be that authorizing the removal, previous to trial, of suits or prosecutions from the state courts, upon affidavit made, and a certificate of the opinion of some counsellor or attorney to the same effect, that the suit or prosecution is for or on account of any act done under the revenue laws of the United States, or under color thereof, or for or on account of any right, authority or title set up or claimed by any officer or other person, under any such law of the United States. If there be any violation of the law of the state, if there be a wrong done to person or property with-

in the limits of the state, have not the courts of the state jurisdiction of that matter? By what authority does the congress of the United States limit that jurisdiction? What shadow of constitutional provision is there to sanction this most flagrant usurpation? True such a violation of the law of the state may sometimes be justified as being done in execution of a constitutional law of the United States; but this is a question of law, and to be tried as every other defence is to be tried, and can have no effect in ousting the jurisdiction or in giving to the courts of the United States original jurisdiction of offences against the state laws. So any person is authorized to bring suit in the courts of the United States for any injury to person or property, for or on account of any act done in execution of the revenue laws. The constitution gives to the courts of the United States jurisdiction of all cases in law and equity arising under the constitution and laws of the United States. An assault on the person or trespass to property is a violation of the laws of the state. Can it make a difference that a violation of the state law was provoked by an act done under color of executing the law of the United States? The protection of persons and property has heretofore been supposed the province of the state. In assuming to itself this new function, the federal government indicates most clearly a tendency to engross all power and controul all state authority.

It is plain, likewise, from the various provisions of the act, that such suits are intended to be allowed against persons acting in execution of the process of the state courts. Judgments of those courts are declared to be void, and persons and property exempted from their jurisdiction.

It is not only our law, but part of the law of the civilized world, that the judgment of a court of competent jurisdiction is valid until it is reversed by a competent authority. The judgment of a superior court of general jurisdiction, can never be void for want of jurisdiction. When there are courts of concurrent jurisdiction, that which obtains possession of the cause is entitled to its process; and if not respected, and all other jurisdiction is excluded. It is true that the judgments of courts of limited jurisdiction, (and such are the courts of the United States, and so they themselves have determined), are void, if the jurisdiction be transcended. This distinction would seem to determine whether sovereignty is to be attributed to the state or to the federal authority. Hitherto, it has never occurred to any one to doubt that an officer, acting in execution of the process of a court of general jurisdiction, and all persons acting under his direction, are exempted from all responsibility for that act. He is bound, under the highest sanction, to execute that process; and shall be punished for performing his duty.

If this act were submitted to, the entire administration of the criminal justice of the state might be interrupted, and it is not too much to say, that the state government would be rendered impracticable. The worst criminal—one stained with the guilt of murder—upon making an affidavit, which no such criminal would hesitate to make, and procuring a certificate, which any criminal might easily procure, would be able to elude the criminal justice of the state. His cause must be removed to the federal court, and when upon his trial it shall appear that his act was not done in execution of the law of the United States, your committee do not perceive what other consequence can follow, than that he must be acquitted and go with impunity.

Having taken this view of the provisions of the act in question, the committee would submit to the solemn consideration and determination of this convention, whether they do not effect an entire change in the character of our constitution, and will not, when carried into practice, abolish every vestige of liberty, and render this an absolute, consolidated government, without limitation of powers. It has been truly said if these things may be done, the most solemn acts of the highest authorities of the state may be regarded as the unauthorized proceedings of individuals; the courts of justice may be shut up; the legislature dispersed, as a lawless mob, and we, ourselves, representing, as we vainly believe, the sovereignty of the state, called to answer for what we have done on this floor, at the bar of a circuit court of the United States. Is this an exaggerated picture? Let us examine it a little more closely.

If these provisions may be made to enforce the execution of the revenue laws of the United States, they may be made to enforce any other act which congress shall think proper to pass. No matter how oppressive, how clearly unconstitutional, there is no power in the constituted authorities of the state to resist it. If one class of cases may be removed from the jurisdiction of the state courts, any other class, subject to the direction of congress, may be likewise removed. If the process of the courts be void, and the officer executing it, and those acting under his direction, responsible civilly or punishable criminally, the judge who directed the process must be answerable in like manner. He was equally without authority, and having commanded the act, is a partaker of the nature of the act, and the person who commanded the act of the judge, and the convention of the people in obedience to whose mandate every thing was done, must have the same participation. If the sheriff and his posse, obstructing the execution of the revenue laws, may constitute that unlawful combination and assemblage, or being notified of which the president is authorized to use the military force of the United States to disperse them, then the courts, the legislature or the convention, in obedience to whose authority any of the persons and who are the efficient causes of the obstruction, are assemblies of similar character, and may be dispersed by military force. The whole purpose of the act is to confound the acts of the con-

stituted authorities of the state, however solemn and well considered, with the laws and the irregular acts of individuals or mobs. The certain effect of it, is to restrain the states from the exercise of any other authority than such as congress, or the sectional majority represented in congress, shall think fit to permit them to exercise, and to insure the enforcement of every law which that majority may think proper to enact. It involves the cruelty and absurdity of making the community, and the individuals of the community, punishable for their acts in obedience to the laws of their government; an obedience from which they cannot exempt themselves unless they absolve themselves from their allegiance by self banishment.

That the object of many of the politicians who supported this bill—the politicians of that majority in whose hands all power will be—to establish a consolidated government, is now hardly or at all disguised. The clamors of a government party act consolidated, partly federative, is now scarcely contended for. The same class of politicians have always had in view the same object. It was attempted to be effected in the convention which framed the constitution of the United States. The attempt was there foiled. After the formation of the government, those who affected consolidation, assumed the term "federal," and denied that the power was theirs. They differed in their views. The possession of power, however, developed their views, and the first marked indication of their disposition to encroach the powers of the states and meddle with their internal concerns, was afforded by the alien and sedition laws. This attempt was so strongly rebuked by public opinion which led to the change of the administration in 1800, that the hopes of consolidation seemed abandoned forever. The federalists, and the friends of the act, had some sensations springing out of our late protesting system. It was perceived that nothing less strong than a consolidated government could sustain that system of iniquity. Gradually we have been told that the states have parted with a portion of their sovereignty; then, that they were never sovereign; until at length, availing themselves of the excitement of a particular crisis, and passion for power, they have, by a majority of the act, before us has been passed, sweeping away every vestige of state sovereignty and reserved rights, or causing them to be held at the mercy of the majority, compared to which the alien and sedition laws sink into measures harmless and insignificant.

And what is it to the southern states, to be subjected to a consolidated government? These states constitute a minority and are likely to be treated as such. They differ in their modes of industry, from the states of the majority, and have different and in some degree incompatible interests. It is to be governed, not with reference to their own interests or according to their own habits and feelings, but with reference to the interests and according to the prejudices of their rulers, the majority. It has been truly said that the protecting system constitutes but a small part of our commerce with the foreign world. Unless we can obtain the recognition of some effectual constitutional check on the usurpation of power, which can only be derived from the sovereignty of the states, and their right to interpose for the preservation of their reserved powers, we shall experience oppression more cruel and revolting than this.

While there remains within the states any spirit of liberty, prompting them to resist federal usurpations, more of the most obvious means to break that spirit and reduce the state to subjection, will be that which has been attempted by the act before us. It will be to create or to sustain by the patronage of government or other means, a party within the state, devoted to federal power, exempted from responsibility to the state authorities, and having power to harass and degrade the state authorities by means of the tribunals of the United States. Thus will be created a government within a government, with all the consequences which experience informs us are likely to arise from that state of things, and such as did arise from the independent ecclesiastical jurisdictions established within the governments of Europe. The federal governments will interfere with every department of the state governments; it will influence elections; it will raise up and put down parties, as they shall be more service to its will. It will interfere with the industry and production. Already has it been said that ours is no longer a republican government, because the state in vindicating its sovereignty has refused to entrust with any portion of its authority, those who deny or refuse to recognise that sovereignty. Other classes of individuals might be found within the state whom it might suit the majority to suppose disfranchised in derogation of true republican principles, and for whose interests no interference and protection. This interference will be practised at first with moderation, and with some apparent respect for the rights of the state. Gradually, as the power of the government shall be established, and the southern states become weakened and less capable of resistance, the show of moderation will be thrown off. Thus the peace of these states will be embroiled; their prosperity interrupted, their character degraded, until in the natural progress of things, you will perceive that it is no longer to say, that they will be more miserable; more utterly enslaved; more thoroughly debased, than any provinces that have ever been rendered subject by the sword.

In alluding to the oath which the state has heretofore thought proper to exact of its citizens, and in one somewhat similar, which the committee propose to recommend, they think proper to disclaim, as they do most solemnly disclaim, on behalf of themselves and the convention, that this or any other measure which the convention has adopted, has been adopted upon mere party views; to secure party ascendancy, or gratify party resent-

ment. They appeal to God, that their only object has been to vindicate their rights and liberties, and the common liberties of the whole south. This object they have pursued in singleness of purpose; though exposed to much obloquy—threatened with much danger, and discountenanced by those from whom they had a right to expect support. They have never sought to endanger this union; but to perpetuate it by rendering it compatible with and a security for liberty.

The framers of the state constitution at length, in some degree, to have triumphed. But let it be recollected that the moment of triumph is commonly one of danger. Let it be kept in mind, that this is not a contest ended, but a contest not more than begun, and not to be determined till this act shall cease to disgrace the statute book. Let this contest be carried on firmly, steadily, without passion and without flinching. If the vigilance of the state should relax, it should cease to rise up barriers against the head of usurpation, which threatens to overwhelm us—the torrent will break loose, and sweep our liberties along with it. Let every man consider this his own peculiar business. If liberty be saved, every thing is saved; if liberty be lost, every thing is lost.

As the provisions of the act have reference only to certain acts of the people and legislature of this state, which have been suspended by the late modifications of the tariff, it could not have been contemplated that it should have any immediate operation. And your committee doubted whether, regarding it as merely a menace, they should recommend any action upon it, or only that the sentiments of the convention should be expressed in regard to the principles it contains. But most of its provisions are of a general and permanent nature, and may have some future occasion. The committee cannot doubt that it expresses the true principles of many of those who voted for it, and who will seek occasion to reduce them to practice. As a precedent it is most dangerous. The vote on the very act, shows how little is to be expected from a majority. It is incumbent on South Carolina, unsupported as she is, to take care that the federal authority unauthorised by our federal compact, shall be exercised within the limits of the state, until a returning sense of justice, and constitutional obligation in the majority, shall afford hope of a government content to confine its action to its proper objects. For the purpose of providing that the act shall never have operation or effect within the limits of the state, the committee beg leave to report the following

RESOLUTION.

We the people of the state of South Carolina, in convention assembled, do declare and ordain that the act of the congress of the United States, entitled "an act further to provide for the collection of duties on imports," approved the 2d day of March, 1833, is unauthorised by the constitution of the U. States, subversive of that constitution, and destructive of public liberty, and that the same is and shall be deemed null and void within the limits of this state; and it shall be the duty of the legislature, at such time as they may deem expedient, to adopt such measures and pass such acts as may be necessary to prevent the enforcement thereof, and to inflict proper penalties on any person who shall do any act in execution or enforcement of the same within the limits of this state.

We further ordain, that no person who shall be heretofore elected or appointed, or who has heretofore been elected but has not yet taken the oaths of office required at the time of his election or appointment to any office civil or military within this state, (members of the legislature alone excepted) shall enter on the execution of such office or be in any respect competent to discharge the duties thereof, until he shall have taken in addition to the oaths of office now required, at the same time and in the same manner that such oaths are required to be taken, the following oath of allegiance: "I declare myself a citizen of the free and sovereign state of South Carolina; I declare that my allegiance is due to the said state; and hereby renounce and abjure all other allegiance incompatible therewith; and I will be true and faithful to the said state, so long as I continue a citizen thereof; so help me God." Any officer heretofore elected or hereafter to be elected, shall refuse or neglect to take the aforesaid oath, within the time that other oaths of office are required by law to be taken, such office shall be considered vacant; and the governor of the state shall proceed (except in the instance of judges of the state) to fill such vacancy by appointing an officer, to serve until another officer shall be elected and duly qualified.

#### AN RESOLUTION.

To nullify an act of the congress of the United States, entitled "an act further to provide for the collection of duties on imports," commonly called the force bill.

We, the people of the state of South Carolina in convention assembled, do declare and ordain that the act of the congress of the United States, entitled "an act further to provide for the collection of duties on imports," approved the 2d day of March, 1833, is unauthorised by the constitution of the United States, subversive of that constitution, and destructive of public liberty, and that the same is and shall be deemed null and void within the limits of this state; and it shall be the duty of the legislature, at such time as they may deem expedient; to adopt such measures and pass such acts as may be necessary to prevent the enforcement thereof, and to inflict proper penalties of any person who shall do any act in execution or enforcement of the same within the limits of this state.

We do further ordain and declare, that the allegiance of the citizens of this state, while they continue such, is due to the said state, and that obedience only, and not allegiance, is due by them to any other power, or authority, to whom a control over them has been, or may be delegated, by the state; and the general assembly of the said state is hereby empowered, from time to time, when they may deem it proper, to provide for the administration to the citizens and officers of the state, or such of the said officers as they may think fit, of suitable oaths or affirmations; binding them to the observance of such allegiance, and abjuring all other allegiance; and, also, to define what shall constitute a violation of such allegiance, and to provide the proper punishment for such violation.

Done at Columbia, the eighteenth day of March, in the year of our Lord one thousand eight hundred and thirty-three, and in the fifty-seventh year of the sovereignty and independence of the United States of America.

ROBERT Y. HAYNE, *delegate from the* } *president of*  
parishes of St. Philip's and St. Michael's. } *the convention.*  
ISAAC W. HAYNE, *clerk.*

#### SPEECH OF MR. CLAY,

In the senate of the United States, February 25, 1833, in vindication of his bill, entitled "an act to modify the act of the 14th July, 1822, and all other acts relating to imports."

The Clay bill to modify the tariff being under consideration—

Mr. Clay rose, in reply to Mr. Webster, and said: Being anxious, Mr. President, that this bill should pass, and pass this day, I will abridge as much as I can the observations which I am called upon to make. I have long, with pleasure and pride, co-operated in the public service with the senator from Massachusetts; and I have found him a faithful, enlightener, and patriotic. I have not a particle of doubt as to the pure and elevated motives which actuate him. Under these circumstances, it gives me deep and lasting regret to find myself compelled to differ from him as to a measure involving vital interests, and perhaps the safety of the union. On the other hand, I derive great consolation from finding myself, on this occasion, in the midst of friends with whom I have long acted, in peace and in war, and especially with the honorable senator from Maine, [Mr. Holmes] with whom I had the happiness to unite in a memorable instance. It was in this very chamber, that senator presiding in the committee of the senate, and I in the committee of twenty-four of the house of representatives, on a Sabbath day, that the terms were adjusted, by which the compromise was effected of the Missouri question. Then the dark clouds that hung over our beloved country dispersed; and now the thunder from others not less threatening, and which have been longer accumulating, will, I hope, roll over us harmless and without injury.

The senator from Massachusetts objects to the bill under consideration on various grounds. He argues that it imposes unjustifiable restraints on the power of future legislation; that it abandons the protective policy; and that the details of the bill are practically defective. He does not object to the gradual, but very inconsiderable, reduction of duties, which he proposed in 1822. To that he could not object; because it is a species of prospective provision, as he admits, in conformity with numerous precedents on our statute book. He does not object so much to the status of the proposed law prior to 1842, during a period of nine years; but, throwing himself forward to the termination of that period, he contends that congress will then find itself under inconvenient shackles, imposed by his indiscretion. In the first place, I would remark, that the bill contains no obligatory pledges; it could make none; none are attempted. The power over the subject is in the constitution; put there by those who formed it, and liable to be taken out only by an amendment of the instrument. The next congress, and every succeeding congress, will undoubtedly have the power to repeal the law whenever they may think proper. Whether they will exercise it or not, will depend on the merits of the case, as applied to the state of the whole country, and estimating fairly the consequences of the repeal, both upon the general harmony and the common interests. Then, the bill is founded in a spirit of compromise. Now, in all compromises there must be mutual concessions. The friends of free trade insist that duties should be laid in reference to revenue alone. The friends of American industry say that another set of parameters, to be applied prior to the period that should be the cessation of war, the restoration of concord, and along with it a conviction, common to all, of the utility of protection; and, in consideration of it, if, in 1842, none of these contingencies shall have been realized, we are willing to submit, as long as congress may think proper, to a maximum rate of 30 per cent. with the power of discrimination below it, cash duties, home valuations, and a liberal list of free articles, for the benefit of the manufacturing interest. To these conditions, the opponents of protection are ready to accede. The measure is what it professes to be, a compromise; but it imposes and could impose no restriction upon the will or power of a future congress. Doubtless great respect will be paid, as it ought to be paid, to the serious condition of the country that has

prompted the passage of this bill. Any future congress that might disturb this adjustment would act under a high responsibility, but it would be entirely within its competency to repeal, if it thought proper, the whole bill.

It is far from the object of those who support this bill, to abandon or surrender the policy of protecting American industry. Its protection or encouragement may be accomplished in various ways. 1st. By bounties, as far as they are within the constitutional power of congress to offer them. 2d. By prohibitions, totally excluding the foreign rival article. 3d. By high duties, without regard to the aggregate amount of revenue which they produce. 4th. By discrimination, so far as it may be used to limit the revenue to the economical wants of government. And 5thly. By the admission of the raw material, and articles essential to manufactures, free of duty. To which may be added cash duties, home valuations, and the regulation of auctions. A perfect system of protection would comprehend most, if not all these modes of affording it. There might be, at this time, a prohibition of certain articles, (ardent spirits and coarse cottons, for example), to public advantage. If there were not inveterate prejudices and conflicting opinions prevailing, (and what statesman can totally disregard impediments of that character?) such a compound system might be established.

Now, Mr. President, before the assertion is made that the bill surrenders the protective policy, gentlemen should understand perfectly what it does not, as well as what it does, propose. It impairs no power of congress over the whole subject; it contains no promise or pledge whatever, express or implied, as to loans, prohibitions, or auctions; it does not touch the power of congress in regard to them; and congress is perfectly free to exercise that power at any time; it expressly recognizes discriminating duties within a prescribed limit; it provides for cash duties and home valuations; and it secures a free list, embracing numerous articles, some of high importance to the manufacturing arts. Of all the modes of protection which I have enumerated, it affects only the third; that is to say, the imposition of high duties, producing a revenue beyond the wants of government. The senator from Massachusetts contends that the policy of protection was settled in 1816, and that it has ever since been maintained. Sir, it was settled long before 1816. It is coeval with the present constitution, and it will continue, under some of its various aspects, during the existence of the government. No nation can exist, no nation, perhaps, ever existed, without protection, in some form, and to some extent, being applied to its own industry. The direct and necessary consequence of abandoning the protection of its own industry, would be to subject it to the restrictions and prohibitions of foreign powers; and no nation, for any length of time, can endure an unequal legislation in which it has no voice. The duty of protection prevails, and the safety of the republic may require the modification of a specific mode of protection, but it must be preserved in some other more acceptable shape.

All that was settled in 1816, in 1824, and in 1828, was, that protection should be afforded by high duties, without regard to the amount of the revenue which they might yield. During that whole period we had a public debt, which we succeeded all our surplus beyond the ordinary wants of government. Between 1816 and 1824, the revenue was liable to the great fluctuations, vibrating between the extremes of about nineteen and thirty-six millions of dollars. If there were more revenue, more debt was paid; if less, a smaller amount was reimbursed. Such was sometimes the deficiency of the revenue, that it became necessary to the ordinary expenses of government, to trench upon the accumulated surplus annually set apart, as a sinking fund, to extinguish the public debt. If the public debt remained undischarged, or we had any other proper and practical mode of appropriating the surplus revenue, the form of protection, by high duties, might be continued without public detriment. It is the payment of the public debt, then, and the arrest of internal improvements by the exercise of the veto, that unsettle that specific form of protection, which I object to, or propose to modify, so as to continue to levy, by means of high duties, a large annual surplus, of which no practical use can be made, for the sake of the incidental protection which they afford. The secretary of the treasury estimates that surplus on the existing scale of duties, and with the other sources of revenue, at six millions annually. An annual accumulation, at that rate, would, in a few years, bring into the treasury the whole currency of the country, to lie there inactive and dormant.

This view of the condition of the country has impressed every public man with the necessity of some modification of the principle of protection, so far as it depends upon high duties. The senator from Massachusetts feels it, and hence, in the resolutions which he submitted, he proposes to reduce the duties, so as to limit the amount of the revenue to the maximum which the surplus can bear. With high revenue is the principal, protection the subordinate object. If protection cannot be enjoyed after such a reduction of duties as he thinks ought to be made, it is not to be extended. He says specific duties, and the power of discrimination, are preserved by his resolutions. So they may be under the operation of the bill. The only difference between the two schemes is, that the bill, in the maximum which he provides, suggests a certain limit; whilst his resolutions lay down none. Below that maximum, the principle of discrimination and specific duties may be applied. The senator from Pennsylvania, [Mr. Dallas] who, equally with the senator from Massachusetts, is opposed to this bill, would have agreed to the bill if it had fixed thirty instead of twenty per centum; and he would have

dispensed with home valuation, and come down to the revenue standard in five or six years. Now, Mr. President, I prefer, and I think the manufacturing interest will prefer, nine years of adequate protection, home valuations, and twenty per cent. to the rate of the revenue from Pennsylvania.

Mr. President, I wish to be perfectly understood as to the motives which have prompted me to offer this measure. I repeat what I said on the introduction of it, that they are, first, to preserve the manufacturing interest, and, secondly, to quiet the country. I believe the American System to be in the greatest danger; and I believe it can be placed on a better and safer foundation at this session than Pennsylvania. I heard, with surprise, my friend from Massachusetts say that nothing had occurred within the last six months to increase its hazard. I entreat him to review that opinion. Is it correct? Is the issue of numerous elections, including that of the highest officer of the government, nothing? Is the explicit recommendation of that officer, in his message at the opening of the session, sustained, as he is, by a recent triumphal election, nothing? Is his declaration in his proclamation, that the burdens of the south ought to be relieved, nothing? Is the introduction of a bill into the house of representatives during this session, sanctioned by the head of the treasury and the administration, prostrating the greater part of the manufactures of the country, nothing? Are the increasing discontents nothing? Is the tendency of recent events to unite the whole north, nothing? I heard, with surprise, my friend from Massachusetts say that the administration burthened all the ties which seemed indissolubly to unite them to its chief, and, with few exceptions south of the Potomac, opposing, and vehemently opposing, a favorite measure of that administration, which three short months ago they contributed to establish: Let us not deceive ourselves. Now is the time to adjust the question in a manner satisfactory to both parties. Put it off until the next session, and there will be no prospect of a more successful or speedy and ruinous reduction of the tariff, or a civil war with the entire south.

It is well known that the majority of the dominant party is adverse to the tariff. There are many honorable exceptions, the senator from New Jersey, [Mr. Dickerson], among them. But for the exertions of the other party, the tariff would have been long since sacrificed. Now let us look at the composition of the two branches of congress at the next session. In this body we lose three friends of the protective policy, without being sure of gaining one. Here, judging from present appearances, we shall, at the next session, be in the minority. In the house it is notorious that there is a considerable accession to the number of the dominant party. How, then, I ask, is the system to be sustained against numbers, against the whole weight of the administration, against the united south, and against the increased pending danger of civil war? There is, indeed, one contingency that might save it, but that is too uncertain to rely upon. A certain class of northern politicians, professing friendship to the tariff, have been charged with being secretly inimical to it, for political purposes. They may change their ground, and come out open and undisguised opponents of the system. They may even find in the measure which I have brought forward, a motive for their conversion. Sir, I shall rejoice in it, from whatever cause it may proceed. And if they can give greater strength and durability to the system, and at the same time quiet the discontents of its opponents, I shall rejoice still more. They shall not find me disposed to abandon it, because it has drawn success from an unnumbered number of states.

No, Mr. President, it is not destruction but preservation of the system that we aim. If dangers now assail it, we have not created them. I have sustained it upon the strongest and clearest convictions of its expediency. They are entirely unaltered. Had others, who now attachment to it, supported it with equal zeal and straightforwardness, it would be now free from embarrassment; but with them it has been a secondary interest. I utter no complaints—I make no reproaches. I wish only to defend myself now, as heretofore, against unjust assaults. I have been represented as the father of this system, and I am charged with an unnatural abandonment of my own offspring. I have never arrogated to myself any such intimate relation to it. I have, indeed, cherished it with parental fondness, and my affection is undiminished. But in what condition do I find this child? It is in the hands of the Philistines, who would strangle it. I fly to its rescue, to snatch it from their custody, and to place it on a bed of security and repose for nine years, where it may grow and strengthen, and become acceptable to the whole people. I behold a torch about being applied to a favorite edifice, and I would save it, if possible, before it is wrapt in flames, or at least preserve the precious furniture which it contains, and undisturbedly administer to the politics of the country, that business men may go to work in security, with some prospect of stability in our laws, and without every thing being staked on the issue of elections as it were on the hazards of the die.

And the other leading object which has prompted the introduction of this measure, the tranquilizing of the country, is no less important. All wise human legislation must consult in some degree the passions, and prejudices, and feelings, as well as the interests of the people. It would be vain and foolish to proceed at all times, and under all circumstances, upon the notion of absolute certainty in any system, or infallibility in any dogma, and to push these out without regard to any consequences. With us, who entertain the opinion that congress is constitutionally invested with power to protect domestic industry,

it is a question of mere expediency as to the form, the degree and the time that the protection shall be afforded. In weighing all the considerations which should control and regulate the exercise of that power, we ought not to overlook what is due to the more homely criterion of opinion, and to the feelings of the community, and to deeply long cherished and growing prejudices. Perceiving, ourselves, no constitutional impediment, we have less difficulty in accommodating ourselves to the sense of the people of the United States upon this interesting subject. I do believe that a majority of them is in favor of this policy; but I am induced to believe this almost against evidence. Two states in New England, especially, seem to favor the measure, but have recently come out against it. Other states of the north and the east have shown a remarkable indifference to its preservation. If, indeed, they have wished to preserve it, they have nevertheless placed the powers of government in hands which ordinary information must have assured them were rather a hazardous depositary. With us in the west, although we are not without some direct, and considerable, indirect, interest in the system, we have supported it more upon national than sectional grounds.

Meanwhile, the opposition of a large and respectable section of the union, stimulated by political success, has increased, and is increasing. Discontents are multiplying and assuming new and dangerous aspects. They have been cherished by the course and hopes inspired during this administration, which, at the very moment when it has been recommended, has taken the power of the whole union, proclaims aloud the injustice of the system which it would enforce. These discontents are not limited to those who maintain the extravagant theory of nullification; they are not confined to one state; they are coextensive with the entire south, and extend even to northern states. It has been intimated by the senator from Massachusetts, that, if we legislate during this session, we shall excite the passions of the legislature under the influence of a panic. I believe, Mr. President, I am not more sensible to danger of any kind than my fellow men generally. It, perhaps, requires as much moral courage to legislate under the imputation of a panic, as to refrain from it, lest such an imputation should be made. But he who regards the present question as being limited to South Carolina alone, and makes a view of it much too contracted. There is a sympathy of feeling and interest throughout the whole south. Other southern states may differ from that as to the remedy to be now used, but all agree, (great as in my humble judgment is their error), in the substantial justice of the cause. Can there be a doubt that those who think in common will sooner or later act in concert? Events are on the wing, and hastening to this co-operation. Since the commencement of this session, the most powerful southern member of the union has taken a measure which cannot fail to lead to important consequences. She has deputed one of her most distinguished citizens to request a suspension of measures of resistance. No attentive observer can doubt that the suspension will be made. Well, sir, suppose it takes place, and congress should fail at the next session to afford the redress which will be solicited, what course would every principle of honor, and every consideration of the interests of Virginia, as she understands them, exact from her? Would she not make common cause with South Carolina; and, if she did, would not the entire south eventually become parties to the contest? The rest of the union might put down the south, and reduce it to submission; but, to say nothing of the uncertainty and hazard of this result, is that a desirable state of things? Ought it not to be avoided, if it can be honorably prevented? I am not one of those who think that we must rely exclusively upon moral power, and never resort to physical force. I know too well the frailties and follies of man, in his collective as well as individual character, to reject, in all possible cases, the employment of force; but I do think, that, when resorted to, especially among the members of a confederacy, it should manifestly appear to be the only remaining appeal.

But suppose the present congress terminates without any adjustment of the tariff, let us see in what condition its friends will find themselves at the next session. S. Carolina will have postponed the execution of the law passed in early effect her ordinance until the end of that session. All will be quiet in the south for the present. The president, in his opening message, will urge that justice, as he terms it, be done to the south, and that the burdens imposed upon it by the tariff be removed. The whole weight of the administration, the united south, and majorities of the dominant party in both branches of congress, will be found in active co-operation. Will the gentleman from Massachusetts tell me how we are to save the tariff against this united and irresistible force? They will accuse us of indifference to the preservation of the union, and of being willing to expose the country to the dangers of civil war. The fact of South Carolina postponing her ordinance, will be, in the instance of Virginia, and once more appealing to the justice of congress, will be pressed with great emphasis and effect. It does appear to me impossible that we can prevent a most injurious modification of the tariff at the next session; and that this is the favorable moment for an equitable arrangement of it. I have been subjected to animadversion for the admission of the fact, that at the next session, our opponents will be stronger, and the friends of the American System weaker than they are in this congress. But is it not so? And is it not the duty of every man who aspires to be a statesman to look at naked facts as they really are? Must he suppress them? Ought he like child-

draw, to throw the counterpane over his eyes, and persuade himself that he is secure from danger? Are not our opponents as well informed as we are about their own strength?

If we adjourn, without any permanent settlement of the tariff, in what painful suspense and terrible uncertainty shall we leave the manufacturers and business men of the country? All eyes will be turned, with trembling and fear, to the next session. Operations will be circumscribed, and new enterprises checked, or if otherwise, ruin and bankruptcy may be the consequence. I believe, sir, this measure, which offers a reasonable guaranty for permanency and stability, will be hailed by practical men with pleasure. The political manufacturers may be against it, but it will be the darling of a large majority of the business or manufacturers of the country.

But the objections of the honorable senator from Massachusetts are principally directed to the period beyond 1842. During the intermediate time, there is every reason to hope and believe that the bill secures adequate protection. All my information assures me of this; and it is demonstrated by the fact, that, if the measure of protection now proposed prior to the 31st of December, 1841, were permanent, or if the bill were acted silent beyond that period, it would command the cordial and unanimous concurrence of the friends of the policy. What then divides, what alarms us? It is what may possibly be the state of things in the year one thousand eight hundred and forty-two, or subsequently? Now, sir, even if that should be as bad as the most vivid imagination can suggest, or as evil as the most desperate, if we have intermediate safety and security, it does not seem to me wise to rush upon certain and present evils, because of those which, admitting their possibility, are very remote and contingent. What! Shall we not extinguish the flame which is bursting through the roof that covers us, because, at some future and distant day, we may be again threatened with conflagration?

I do not admit that this law, or any law by its provisions to secure reasonable protection beyond 1842. I cannot know, I pretend not to know, what will then be the actual condition of this country, and of the manufacturing arts, and their relative condition to the rest of the world. I would as soon confide in the forecast of the honorable senator from Massachusetts, as in that of any other man in this senate, or in this country; but he, and any one else, in all these particulars, will be the state of this country, and its relative state to other countries. We know that, in all human probability, our numbers will be increased by an addition of one-third, at least to their present amount, and that may materially reduce wages. We have reason to believe that our capital will be augmented, our skill improved; and we know that great progress has been made, and is making, in machinery. There is a constant tendency to decrease in the price of iron and coal. The opening of new mines, and new channels of communication, must continue to lower it. The successful introduction of the process of cooking would have great effect. The price of these articles, one of the most opulent and intelligent manufacturing houses in this country assures me, is a principal cause of the present necessity of protection to the cotton interest; and that house is strongly inclined to think that 20 per cent. with the other advantages secured in this bill, may do beyond 1842.—Then, sir, what effect may not convulsions and revolutions in Europe, if any should arise, produce? I am far from desiring them, that our country may profit by their occurrence. Her greatness and glory rest, I hope, upon a more solid and more generous basis. But we cannot shut our eyes to the fact, that our greatest manufacturing, as well as commercial, competitor is undergoing a momentous political experiment, the issue of which is far from being absolutely certain. Who can raise the veil of the succeeding nine years, and show what, at their termination, will be the degree of competition which Great Britain can exercise towards us in the manufacturing arts?

Suppose, in the progress of gradual descent towards the revenue standard, for which this bill provides, it should, some years hence, become evident that further protection, beyond 1842, than that which is contemplated, may be necessary; can it be doubted that, in some form or other, it will be applied? Our misfortune has been, and yet is, that the public mind has been constantly kept in a state of feverish excitement in respect to this system of policy. Conventions, elections, congress, the public press, have been for years all acting upon the tariff, and the tariff acting upon them all. Prejudices have been excited, passions kindled, the most violent opinions have been uttered, of exasperation, inasmuch that good feelings have been almost extinguished, and the voice of reason and experience silenced, among the members of the confederacy. Let us separate the tariff from the agitating politics of the country, place it upon a stable and firm foundation, and allow our enterprising countrymen to demonstrate to the whole union, by their skillful and successful labor, that the measure of protection which they can have, what they have never yet enjoyed, some years of repose and tranquillity they will make, silently, more converts to the policy, than would be made during a long period of anxious struggle and boisterous contention. Above all, I count upon the good effects resulting from a restoration of the harmony of this

divided people, upon their good sense and their love of justice. Who can doubt, that when passions have subsided, and reason has resumed her empire, that there will be a disposition throughout the whole union to render ample justice to all its parts? Who will believe that any section of this great confederacy would look with indifference to the protection of the interests of another section, by distant and selfish foreign nations, regardless alike of the welfare of us all? No, sir; I have no fears beyond 1842. The people of the United States are brethren, made to love and respect each other. Momentary causes may seem to alienate them, but, like family differences, they will terminate in a closer and more affectionate union than ever. We will look with more estimable and more patriotic protection, based on common conviction and common consent, and planted in the bosoms of all, than one wrenched by power from reluctant and protesting weakness?

That such a system will be adopted, if it should be necessary for the period of time subsequent to 1842, I will not doubt. But, in the scheme which I originally proposed, I did not rely exclusively, and with reliance, upon the operation of fraternal feelings, the return of reason, and a sense of justice. The scheme contained an appeal to the interests of the south. According to it, unmanufactured cotton was to be a free article after 1842. Gentlemen from that quarter have again and again asserted that they were indifferent to the duty of three cents per pound on cotton, and that they feared no foreign competition. I was therefore bold to say, as I did, that I was not going to experiment, to take them at their word; not that I was opposed to the protection of cotton, but believing that a few cargoes of foreign cotton introduced into our northern ports, free of duty, would hasten our southern friends to come here and ask that protection for their great staple, which is wanted in other sections for their interests. That feature in the scheme was stricken out in the next committee, but not by the committee of the whole, or by the law, [Mr. Clay] of myself. Still, after 1842, the south may want protection for sugar, for tobacco, for Virginia coal, perhaps for cotton and other articles, whilst other quarters may need it for wool, woolsens, iron and cotton fabric; and these mutual wants, if they should exist, will lead, I hope, to some amicable adjustment of a tariff for that distant period, satisfactory to all. The theory of protection, suppose, from that certain time, the protected arts will have acquired such strength and perfection as will enable them subsequently, unaided, to stand up against foreign competition. If, as I have no doubt, this should prove to be correct, it will, on the arrival of 1842, encourage all parts of the union to consent to the continuance of longer protection to the few articles which may then require it.

The bill before us strongly recommends itself by its equity and impartiality. It favors no one interest, and no one state, by an unjust sacrifice of others. It deals equally by all. Its basis is the act of July last. That act was passed after careful and thorough investigation, and long deliberation, continued through several months. Although it may not have been perfect in its adjustment to the proper measure of protection to each article which was supposed to merit it, it is not likely that there is any the same length of time before us, we could make one more perfect. Assuming the justice of that act, the bill preserves the respective propositions for which the act provides, and subjects them all to the same equal but moderate reduction, spread over the long space of nine years. The senator from Massachusetts contends that a great part of the value of all protection is given up by dispensing with specific duties and the principle of discrimination. But much the most valuable articles of our domestic manufactures (cotton and woolsens, for example) have never enjoyed the advantage of specific duties. They have always been liable to ad valorem duties, with a very limited application of the minimum principle. The bill does not, however, even after 1842, surrender either mode of laying duties. Discriminations are expressly recognized below the maximum, and specific duties may also be imposed, provided they do not exceed it.

The honorable senator also contends that the bill is imperfect, and that the execution of it will be impracticable. He asks; how is the excess above 20 per cent. to be ascertained on coarse and printed cottons, liable to minimums of 30 and 35 cents, and subject to a duty of 25 per cent. ad valorem; and how is it to be estimated in the case of specific duties? Sir, it is very probable that the bill is not perfect, but I do not believe that there is any thing impracticable in its execution. Much will, however, depend upon the head of the treasury department. In the instance of the cotton minimums, the statute having, by way of exception to the general ad valorem rule, declared, in certain cases, how the value shall be estimated, that statutory value ought to govern; and consequently the 20 per cent. should be exclusively deducted from the 35 per cent. It would be the same, where the cottons generally are liable; and the biennial tenths should be subtracted from the excess of five per cent. With regard to specific duties, it will, perhaps, be competent to the secretary of the treasury, in the execution of the law, for the sake of certainty, to adopt some average value founded upon importations of a previous year. But if the value of each cargo, and every part of it, is to be ascertained, it would be the same, where the law in the operation in the case of woolsens, silks, cottons above 30 and 35 cents, and a variety of other articles; and consequently there would be no impracticability in the law.

To all defects, however, real or imaginary, which may be supposed will arise in the execution of the principles of the bill, I



oppose one conclusive, and, I hope, satisfactory answer. Congress will be in session one whole month before the commencement of the law; and if, in the mean time, omission calling for farther legislation shall be discussed, there will be more time than we have now to supply them. Let us, on this occasion of compromise, pursue the example of our fathers, who, under the influence of the same spirit, in the adoption of the constitution of the United States, determined to ratify it, and go for amendments afterwards.

To the argument of the senator from Massachusetts, that this interest, and that the other cannot be sustained under the protection beyond 1842, I repeat the answer that no one can now tell what may then be necessary. That period will provide for itself. But I was surprised to hear my friend singling out iron as an article that would be most injuriously affected by the operation of this bill. If not greatly mistaken in my recollection, he opposed and voted against it, because of the high duty imposed on iron. But for that duty, (and perhaps the duty on hemp), which he then considered threw an unreasonable burden upon the navigation of the country, he would have supported that act. Of all the articles to which protecting duties are applied, iron, and the manufactures of iron, enjoy the highest protection. During the term of nine years, the deduction from the duty, and not such a seriously to impair the great interests, unless all my information deceives me; and beyond that period the remedy has been already indicated. Let me suppose that the anticipations which I form upon the restoration of concord and confidence shall be all falsified; that neither the sense of fraternal affection nor common justice, nor even common interests, will lead to an amicable adjustment of the tariff beyond 1842. Let me suppose that no such arrangement, and that the provisions of the bill shall be interpreted as an obligatory pledge upon the congress of that day; and let me suppose also that a greater amount of protection than the bill provides is absolutely necessary to some interests, what is to be done? Regarded as a pledge, it does not bind congress for ever to adhere to the specific rate of duty contained in the bill. The most, in that view, that can be supposed, is that in due time, if, after such experiment, it should be demonstrated that, under such an arrangement of the tariff, the interests of large portions of the union would be sacrificed, and they exposed to ruin, congress will be competent to apply some remedy that will be effectual; and I hope and believe that, in such a contingency, some will be devised that may preserve the harmony and perpetuate the blessing of the union.

It has been alleged that there will be an augmentation, instead of a diminution of revenue, under the operation of this bill. I feel quite confident of the reverse; but it is sufficient to say that both contingencies are carefully provided for in the bill, without affecting the protected articles.

The gentleman from Massachusetts dislikes the measure, because it commends the tariff to the tariff; and is approved by the gentleman from South Carolina [Mr. Calhoun] as well as by myself. Why, sir, the gentleman has told us that he is not opposed to any compromise. Will he be pleased to say how any compromise can be effected, without a concurrence between those who had been previously divided, and taking some medium between the two extremes? The wider the division may have been, the better for the compromise; which ought to be judged of by its nature and by its terms, and not solely by those who happen to vote for it. It is an adjustment to which both the great interests in this country may accede without either being dishonored. The triumph of neither is complete. Each, for the sake of peace, harmony, and union, makes some concessions. The south has consented that every vestige of protection should be eradicated from the statute book, and the revenue standard forthwith adopted. In assenting to this bill, it waives that pretension—yields to reasonable protection for nine years; and consents, in consideration of the maximum of twenty per cent. to be subsequently applied, to discriminations below it, cash duties, home valuations, and a long list of free articles. The north and west have consented for the practical application of the principle of protection, regulated to all other limits than the necessary wants of the country. If they accede to this adjustment, they agree, in consideration of the stability and certainty which nine years' duration of a favorite system of policy affords, and of the other advantages which have been enumerated, to come down in 1842 to a limit not exceeding twenty per cent. Both parties, animated by a desire to avert the evils which might flow from carrying out into all their consequences the cherished system of either, have met upon common ground, made mutual and friendly concessions, and I trust, and sincerely believe, that neither will have hereafter occasion to regret, as neither can justly reproach the other with what may be now done.

This, or some other measure of conciliation, is now more than ever necessary, since the passage, through the senate, of the enforcing bill. To that bill, if I had been present, on the final vote, I should have given my assent, although with great reluctance. I believe this measure not only possesses it of constitutional power, but to be founded, by every consideration, to maintain the authority of the laws. But I deeply regretted the necessity which seemed to me to require the passage of such a bill. And I was far from being without serious apprehensions as to the consequences to which it might lead. I felt no new born zeal in favor of the present administration, of which I now think as I have always thought. I could not vote against the measure;

I would not speak in its behalf. I thought it most proper in me to leave to the friends of the administration and to others, who might feel themselves particularly called upon, to defend and sustain a strong measure of the administration, which with respect to the series of acts to which the executive has resorted, in relation to our southern disturbance, this is not a fit occasion to enter upon a full consideration of them; but I will briefly say, that, although the proclamation is a paper of uncommon ability and eloquence, doing great credit, as a composition, to him who prepared it, and to him who signed it, I think it contains some such a strong measure of the administration, which I do not intend to assert. With these are mixed too many sound principles and just views of our political systems. If it is to be judged by its effects upon those to whom it was more immediately addressed, it must be admitted to have been ill-timed and unfortunate. Instead of allaying the excitement which prevailed, it increased the excitation in the infected district, and afforded new and unaccustomed sources of discontent and disaffection in the south generally. The message, subsequently transmitted to congress, communicating the proceedings of South Carolina, and calling for countervailing enactments, was characterised with more profuse and moderation. And, if this unhappy contest is to continue, I sincerely hope that the future conduct of the administration may be governed by wise and cautious counsels, and a great feeling of forbearance. We might, in a certain degree of animosity exist; when both parties, how ever unequal, should contend themselves for the conflict, who can tell when, by the indirection of subordinate, or other unforeseen causes, the bloody struggle may commence? In the midst of magazines, who knows when the fatal spark may produce a terrible explosion? And what a battle once begun, where is its limit? What latitude will circumstances allow the commanding armies? When and where, and how, is the war to end? In what condition will the peace leave the American System, the American union, and, what is more than all, American liberty? I cannot profess to have a confidence, which I have not, in this administration; but if I had all confidence in it, I should still wish to pause, and, if possible, by any honorable adjustment, to prevent a awful consequence, the extent of which the human mind can scarcely conceive.

It appears to me then, Mr. President, that we who are content ourselves with passing the enforcing bill only. Both that and the bill of peace seem to me to be required for the good of our country. The first will satisfy all who love order and law, and will disprove the inadmissible doctrine of nullification. The last will soothe those who love peace and concord, harmony and union, the extent of whose power and the disposition to vindicate the authority and supremacy of the laws of the union; the other offers that which, if it is accepted in the fraternal spirit in which it is to be adopted, will supersede the necessity of the employment of all force.

There are some who say let the tariff go down; let our manufactures be prostrated, if such be the pleasure, at another session, of those to whose hands the government of this country is confided; let bankruptcy and ruin be spread over the land; and let restorations to the laws, at all hazards, be subdued. Sir, they talk calmly of their passions, but they anticipate a terrible reaction from the downfall of the tariff, which would ultimately re-establish it upon a firmer basis than ever. But it is these very agitators, these mutual irritations between brethren of the same family, it is the individual distress and general ruin that would necessarily follow the overthrow of the tariff, that ought, if possible, to be prevented. Besides, are we certain of this restoration? Have we not been disappointed in it as to other measures heretofore? But suppose, after a long and embittered struggle, it should come, in what relative condition would it find the parts of this confederacy? Is what state our ruined manufactures? When they should be laid low, who, amidst the fragments of the general wreck, scattered over the face of the land, would have courage to engage in fresh enterprises, under a new pledge of the violated faith of the government? If we adjourn, then, without passing this bill, having entrusted the executive with vast powers to maintain the laws, should be able by the next session to put down all opposition to them, will he not, as a necessary consequence of success, have more power than ever to put down the tariff also? Has he not said that the south is oppressed, and its burdens ought to be relieved? And will he not feel himself bound to attempt the shortest expedient of triumph he may in a civil war, to appease the discontents of the south by a modification of the tariff, in conformity with its wishes and demands? No, sir; no, sir; let us save the country from the most dreadful of all calamities, and let us save its industry, too, from threatened destruction. Statesmen should regulate their conduct and adapt their measures to the exigencies of the times in which they live. They cannot, indeed, transcend the limits of the constitutional rule; but with respect to those systems of policy which fall within its scope, they should arrange them according to the interests, the wants, and the prejudices of the people. Two great dangers threaten the public safety. The true patriot will not stop to inquire how they have been brought about, but will fly to the deliverance of his country. The difference here is between the friends and the foes of the compromise, under consideration; but, with respect to the enforcement act, send forth alone a flaring sword. We would send out that, also, not along with it the olive branch, as a messenger of peace. They cry out, the law! the law! the law! Power! power! power! We, too, reverence the law, and bow to the supremacy of its obligation; but we are in favor of the law executed in mildness, and of power tempered with mercy. They, as we think,



would hazard a civil commotion, beginning in South Carolina and extending God only knows where. While we would vindicate the authority of the federal government, we are for peace, if possible, union and liberty. We want no war, above all, no civil war, no family strife. We want to see no sacked cities, no desolated fields, no smoking ruins, no streams of American blood shed by American arms.

I have been a victim of ambition in presenting this measure. Ambition! inordinate ambition! If I had thought of myself only, I should have never brought it forward. I know well the perils to which I expose myself; the risk of alienating faithful and valued friends, with but little prospect of making new ones; if any new ones could compensate for the loss of those whom we have long tried and loved; and the honest misapprehensions both of friends and foes. I have heard of his kind and of seducing whispers; if I had yielded myself to the dictates of a cold, calculating, and prudent policy, I would have stood still and unmoved. I might even have silently gazed on the raging storm, enjoyed its loudest thunders, and left those who are charged with the care of the vessel of state to conduct it as they could. I have been heretofore often unjustly accused of ambitious views; groveling souls, who are utterly incapable of elevating their eyes to the higher and nobler objects of pure patriotism—being, who, forever keeping their own selfish aims in view, decide all public measures by their presumed influence on their aggrandizement, judge me by the veal rule which they prescribe to themselves. I have given to the winds these false accusations, as I consign that which now impeaches my motives. I have no desire for office, not even the highest. The most exalted is but a petty and insignificant thing. My daily receives his cold heartless visitants, marks his weary hours, and is cut off from the practical enjoyment of all the blessing of genuine freedom. I am no candidate for any office in the gift of the people of these states, united or separated; I never wish, never expect to be. Pass this bill, tranquille the country, restore confidence and adhesion to the union, and I am willing to go to any distance and humanity in a distracted land for ever. I should there find, in its groves, under its shades, on its lawns, amidst my flocks and herds, in the bosom of my family, sincerity and truth, attachment and fidelity, and gratitude, which I have not always found in the walks of public life—Yes, I have ambition, but it is the ambition of being the humble instrument, in the hands of Providence, to reconcile a divided people, once more to retire contending and humanity in a distracted land; the pleasing ambition of contemplating the glorious spectacle of a free, united, prosperous and fraternal people!

Note by the editors of the National Intelligencer. This is the only sketch of any thing said by Mr. C. and published by us during the late session, which has undergone his correction. It embraces not only what he said in reply to Mr. Webster, but several observations made by him on other occasions during the progress of the bill.

#### REMARKS OF MR. DAVIS, OF MASS.

On the amendment proposed by Mr. Letcher to the bill for altering and modifying the tariff. Delivered in the house of representatives, Feb. 25, 1833.

Mr. Speaker: I am greatly surprised at the sudden movement made in this house. One short hour ago, we were collecting our papers and putting on our hats, and were about to leave, when the gentleman from Kentucky rose, and proposed to send this bill to a committee of the whole on the state of the union, with instructions to strike it all out, and insert, by way of amendment, an entire new bill, formed upon entirely different principles; yes, to insert, I believe, the bill which the senate now have under consideration. This motion was carried—the business has passed through the hands of the committee—is now in the house, and there is a cry of question, question, around me, upon the engrossment of the bill. Who that was not a party to this arrangement, could one hour ago have credited this? We have, I believe, been laboriously engaged for eight weeks upon this topic, discussing and amending the bill which has been before the house. Such obstacles and difficulties have been met at every stage, that, I believe, very little hope has of late been entertained of the passage of any bill. But a gleam of light has suddenly burst upon us—those that groped in the dark seem suddenly to see their course—those that halted, doubted, hesitated, are in a moment made firm—and even some of those that have made an immediate abandonment of the protective system a *sine qua non* of their approbation of any legislation, seem almost to favor this measure. I am obliged to acknowledge that gentlemen have sprung the question upon us at a moment when I did not expect it. And as the measure is one of great interest to the people of the United States, I must, even at this late hour, when I know the house is both hungry and impatient, and when I perceive, distinctly, it is their pleasure to vote rather than debate, beg their indulgence for a few minutes, while I state some of the reasons which impose this duty of reply on me, and give the substance of this act. (Cries from different parts of the house, "go on, go on, we will bear.")

Mr. Speaker, I do not approve of hasty legislation under any circumstances, but it is especially to be deprecated in matters of great importance. That this is a measure of great importance, affecting, more or less, the entire population of the United States, will not be denied. It is, therefore, to be treated with care, and well understood by every gentleman who votes upon it. And yet, sir, a copy has, for the first time, been laid

upon our tables, since I rose to address you—and this is the first opportunity we have had even to read it. It has, therefore, not been prepared to act in this precipitate manner; but I am obliged to acknowledge I do not; for I hold even the best of intentions will not, in legislation, excuse the errors of haste.

I am aware that this measure assumes an imposing attitude. It is called a bill of compromise—a measure of harmony—of conciliation—to head disaffection—and to save the union. Sir, I am aware of the imposing effect of these words—titles—men love to be thought generous, noble, magnanimous—but they ought to be equally anxious to acquire the reputation of being just. While they are anxious to compose difficulties in one direction, I entreat them not to oppress and wrong the people in another. In their efforts to save the union, I hope they will not forget so far as to create stronger and better founded discontents, than those they compose. Few bankers, sundrillers, men who ally excitements and tranquilize public feeling, should above all considerations, study to do it by means not offensive to the contending parties, by means which will not inflict a deeper wound than the one which is healed. Sir, what is demanded by those that threaten the integrity of the Union? An abandonment of the American System; a formal renunciation of our right to protect our manufactures. This is the language of the nullification convention; they declare they regard the abandonment of the principle, as vastly more important than any other matter; they look to tint and not to an abatement of duties without it; and the gentleman from South Carolina, (Mr. Davis), with his usual frankness, told us this morning that it was not a question of dollars and cents; the money they regarded not, but they required the protection. They demanded the pound of flesh, with the unyielding obstinacy of Shylock, and they require this house to apply the knife nearest to the heart—and shall it be cut away? Is it patriotic? Is it harmonizing public feeling? Is it saving the union to drain out the life blood? What is this bill? I will not say it goes at once to such extremities, but it seems to me to contain a principle which, unless an unqualified abandonment of the protective policy, unless changes greater than we have a right to look for, shall take place in our condition.

It proposes to decrease, by a reduction one in two years of two tenths of the excess of duties, over and above twenty per cent. for nearly eight years. It then proposes to divide the residue of such excess into two equal parts, and to remove the whole in two years, so that all duties on all imports, will be run down to a level of 20 per cent. ad valorem, in between nine and ten years. The first part of the descent may be termed gradual; but in the last two years, the slides are, I fear, decidedly too long to be met by any preparation for them. Our course, then, is down hill during this time, weaving out the American System, and when we arrive at the foot, we pass out from under the protection of that parental benefactor, and place ourselves under the guardian-ship of the Carolina system—say from the American to the Carolina system, because duties which are now below 20 per cent. are to be raised to that amount, and all free articles, with the exception of an unimportant list of dye stuffs, are to be subjected to duties. Duties are, therefore, at the end of our devious course, to fall on all imported merchandise at an equal rate of twenty per cent. This is the Carolina system.

What will be the effect of this bill? The protection will be diminished from year to year. This will check the operations of capital—it will fear stop investments, if it does not crush that enterprising, valuable class of young men who have entered upon business, relying upon their industry and capacity to carry them forward. They are in debt, and I fear timid creditors may fall upon them. Business then will be brought to a stand at any rate, and if bankruptcies ensue, will be diminished. This is precisely what some interested in manufacturing are selfish enough to desire, for they have money—wages will be cheaper, if a portion of the mills cease to run, and new ones are erected, and the capitalists will by this means, in the end, gain more by a diminution in the competition in business, and the reduction in wages, than they will lose, by the reduction in duties. This, then, is the system founded in such a bad selfishness—it is built up so manifestly upon the expense of those who have small capital, and of the laborers—it is so hostile to the first principles of protection which invite the free investment of capital from all quarters—that goods may be made cheap by the competition, and the public be thus benefited—that no friend of American labor can give it his approbation on the ground. It may answer for a time the purposes of a few, if it operates as they anticipate; but should it be adopted, it will be an unanswerable argument with the public for disapproving of it, for the causes which will make the measure valuable to some, will make it injurious to the public.

Again, sir, I can vote for no bill which abandons protection. I think this does. It adopts the Carolina system for equalizing duties, by bringing them all to 20 per cent. It abates every excessive right to discriminate, that has ever been made—yes, abandons common sense, for the system of equalization has never, to my knowledge, until now, found an advocate among financiers or political economists. It is, however, a very cunningly devised plan, and worthy of its origin, (Gallatin in the free trade report), for it contains a sweet poison that will destroy the last remnant of protection. Who ever heard of so absurd a system as to discriminate between the price of some duties on ardent spirits as upon tea and coffee? But why do the free traders desire an equalization? Why do they insist

that the duty on hats, on shoes and boots, on leather, on scythes, hoes and axes, shall be reduced to 30 per cent. Why do they at the same time insist that there shall be a duty of 30 per cent. on tea and coffee, pepper, spices, fruits, and a thousand other things which we do not, and never shall produce, and which are now free of duty? It is to level all protection with the dust. They start with the proposition that the public debt is paid, that we have too much revenue, and it must be reduced. We have always contended, not that the revenue shall not be reduced, for we are not the advocates of an accumulating surplus, but that it shall be reduced by letting goods be free, or by diminishing the amount of duty when the whole cannot be spared, and that this principle shall be applied to merchandise not produced in this country, that our labor may have the benefit of the revenue as a protection. While we contend that the revenue shall be levied in this manner, the free traders insist that nothing shall be free—and that that they on all shall be alike. The revenue, say they, is too abundant, and must be reduced. The bill before us, as reported by the committee of ways and means, is for that purpose. What a happy mode of reducing the revenue, to diminish the duty on hats, shoes, boots, leather, axes, &c. from 30 per cent. and more, to 20 per cent. when the articles are so entirely produced here, under the present protection, that there are imported but a few articles, and that it is not the direct and obvious effect of such a reduction, an experiment, to see if the foreign articles cannot be introduced and the revenue increased instead of diminished? It is a still more singular mode of reducing revenue to restore the duties on articles which are free. Sir, the farmers, the mechanics, the manufacturers cannot be blind to such an insidious scheme. They will not fail to discover that the duties on hats, shoes, boots, leather, and articles produced wholly in this country are made under a false pretence of reducing the revenue; and that the restoration of duties to free articles is also made under the delusive pretence of making taxes more equal. It will not escape their observation that this crafty plan of reducing revenue is apparently devised for the purpose of overstocking the treasury, and creating a surplus from year to year, as to the farther reduction of duties, till you come, as the politicians of South Carolina declare you shall, to twelve and a half per cent. It is not plain that an equalization gives the least protection which the industry can possibly have, unless you make the duties on articles which we do not produce, higher than you rate them on such as we do produce? When you have arrived at twenty per cent. if there is a surplus, you have, I believe, the right to discriminate below that; but of what value is such a right? Twenty per cent. ad valorem upon the foreign cost—what is that? Go to the officers of the custom house in New York, who witness the daily frauds and impositions of importers. Go to the head of that establishment which it is said declared openly in this city, it was a rail road for legalised smuggling, and inquire what a will per cent. ad valorem does to the duties on calicoes and muslins? And if they tell you the truth, it will be that it is whatever the importer chooses to have it.

This bill, after we have made our descent *facile descendit Jæterni*, carries us into the free trade system, which may be summed up under three heads.

1. All specific duties are abolished, and all duties are to be ad valorem; all free traders, and especially the Yorkshire men and Lancashire men of England, have always earnestly contended for this. For what reason, it is difficult to imagine, unless it is because frauds are perpetrated with greater facility.

2. All duties are to be equal, and to be assessed upon all imports, except a few articles of little importance, and consequently the discriminating principle is abandoned.

3. The gradual reduction which is professedly made to reduce revenue, is applied to all articles; as well those on which no revenue is raised, as those which produce revenue, thus tending by every reduction to bring the American producer into greater peril at every step. If this be not a total, unqualified abandonment of the protective policy, unless 20 per cent. is protective, then I know not what is an abandonment. The bill, it is true, provides that after we come to the 20 per cent. ad valorem, the duty is to be assessed on the valuation in the home market. About the meaning of this, however, there is already a dispute. The south say it means the price of the goods in the foreign market; that is, it means the foreign cost; and a distinguished gentleman declared in debate distinctly, that he supported the bill upon that exposition of its meaning. If this be a true interpretation, the provision is worth nothing. That valuation is to be regulated by law, according to the terms of the bill, and what that regulation will prove to be, no one can foresee.

Sir, I regret that the friends of violence have manifested themselves in this country; but I am not disposed to meet it with a faint heart, or to falter for a moment in support of the union and constitution. I would face these disturbers of the public tranquility on their own ground, and accede to the general proposition that the revenue shall be reduced to the demands of the government; but the amount of expenditure shall be fixed by congress, and the price of the goods in the home market should be raised in such a manner as to give the most efficient protection to American labor. For one, sir, while I would do South Carolina justice, ample justice, I would not destroy the union by attempting to save it. I would not bring the power of congress and the constitution into contempt, by establishing a precedent, that a little knot of unwise, disaffected politicians can, by threatening the peace of the union, make the government itself bow down, humble itself in the dust, abandon

its policy, and promise in future to give no offence. If these are the terms on which the union exists, if this be the price which she demands for her powers upon such contingencies as these, I was about to say, the sooner the union is at an end the better; for the rude breath of treason will dissolve it at any moment. But, sir, whether South Carolina is well or ill pleased, whether she declares herself in our out of the union, I am not prepared on any compromise, in give up the protective policy; and I do contend, that an equalisation of the duties on foreign or low-grade goods, and no protection, are incompatible. Yes, when you surrender the right to discriminate, you surrender all.

This is a bill to tranquillise feeling—to harmonise jarring opinions—it is oil poured into inflamed wounds—it is definitively to settle the matters of complaint. What assurance have we of that? Have those who threaten the union accepted it? Has any one risen here in his place and announced his satisfaction with your determination to abide by it? Not a word has been uttered, nor any sign or assurance of satisfaction given. Suppose they should vote for the bill, what then? They voted for the bill of July last, and that was a bill passed expressly to save the union; but did they not flout it? Did they not spurn it with contempt? And did not South Carolina, in derision of that compromise, nullify the law? This is a practical illustration of the weakness of a plan that depends on the conduct of the union. Your folly and your imbecility was treated as a jest. It has already been said that this law will be no more binding than any other; and may be altered and modified at pleasure by any subsequent legislature. In what sense, then, is it a compromise? Does not a compromise imply an adjustment on terms of agreement? Suppose, then, that South Carolina should abrogate the law, and injurious to her; and when that period shall close, the friends of protection shall then propose to re-establish the system. What honorable man, who votes for this bill, could sustain such a measure? Would not South Carolina say, you have no right to change this law—it was founded on compromise—you have had the benefit of your side of the bargain, and now we demand mine? Who escapes from this answer such a declaration, under such circumstances you were to proceed to abolish the law, would not South Carolina have much more just cause of complaint and disaffection than she now has?

It has been said, we ought to legislate now, because the next congress will be hostile to the tariff. I am aware that such a sentiment has been industriously circulated, and we have been exhorted to escape from the hands of that body as from a lion. But, sir, who knows the sentiments of that body on this question? Do you, or does any one, possess any information which justifies him in asserting that it is more unfriendly than this house? There is, in my opinion, little known about this matter. But suppose the members shall prove as ferocious towards the tariff as those who profess to know their opinions represent, will you escape from this still stop the action? Can you, under such circumstances you were to proceed to abolish the law, would not South Carolina have much more just cause of complaint and disaffection than she now has?

It seems to me, therefore, that if the next congress is to be feared, we are pursuing the right course to rouse their jealousy and exert them to action.

Mr. Speaker, I rose to express my views on this very important question, I regret to say, without the slightest preparation, as it is drawn before us at a very unexpected moment. But, as some things in this bill are at variance with the principles of public policy which I have uniformly maintained, I could not suffer it to pass into a law, without stating such objections as have hastily occurred to me.

Let me, however, before sitting down, be understood on one point. I do not object to a reasonable adjustment of the controversies which exist. I have said repeatedly on this floor, that I would go for a gradual reduction on protected articles; but it must be very gradual, so that no violence shall be done to business; for all reduction is necessarily full of hazard. My objections to this bill are not so much against the first seven years; for, upon that point, the consequences of the experiment, if the provisions beyond that were not of that fatal character which will at once stop all enterprise. But I do object to a compromise which destines the east for the altar. No victim, in my judgment, is required—none is necessary; and yet you propose to bind us, hand and foot, to pour out our blood upon the altar, and sacrifice us as a burnt offering, to appease the unnatural and unfeeling discontent of the south—a discontent, I fear, having deeper root than the tariff, and will restore the protection that is forgotten. I am far from meaning to use the language of menace, when I say, such a compromise cannot endure; nor can any adjustment endure which disregards the interests, and sports with the rights of a large portion of the people of the United States. It has been said, that we shall never reach the lowest point of reduction, before the country will become satisfied of the folly of the experiment, and will restore the protective policy; and it seems to me a large number in this body act under the influence of that opinion. But I cannot vote down my principles, on the ground that some one may come after me who will vote them up.

Mr. Speaker, I have done my duty, in an imperfect manner, I confess; but I perceive it is in vain to discuss the matter, and I will detain the house no longer.

# NILES' WEEKLY REGISTER.

FOURTH SERIES.] No. 6—VOL. VIII. BALTIMORE, APRIL 6, 1833. [VOL. XLIV. WHOLE No. 1,124

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

¶ Much matter prepared for the present sheet has been postponed—because of the wish, so far as it was practical, to give full views of several important subjects presented in this number. We incur the want of variety, in an earnest subserviency to usefulness—believing that the last will “wear the best.”

¶ Having given, as we believe, all the leading reports, resolutions and ordinances adopted at the late meeting of the South Carolina convention, we now insert what may be considered a journal of the proceedings of that body, with brief sketches of several of the speeches delivered—some of which have since been filled up, and are published at length; but whether we shall give them in *extenso*, remains a subject for future consideration. At present, we cannot—without laying aside other matters of more important interest. We are mainly indebted to the Charleston “Mercury” for this journal—but certain parts are derived from the “Courier” and “Gazette.” We have desired to state every thing with strict impartiality, and expended considerable labor to collect and arrange the proceedings.

¶ We present what may be deemed a pretty full account of the present state of feeling in the government and people of Great Britain, in relation to negro slavery, in the West Indies. It is a matter of no small importance to the people of the United States—a little more so, we think, than the tariff. There is every prospect of a speedy, and, as we think, a rash emancipation of the slaves. The effects are in the “womb of time.” We apprehend a season of horrors. But “revolutions never go backwards”—“reform” will have its “perfect work”; and the people of England relieve themselves of the two millions of pounds sterling which they annually pay, in *extra duties*, even on British East India sugars, for the “protection” of slavery in the West Indies.

The present duty on sugar imported into Great Britain and Ireland is as follows—

If the product of any British possession in America £1 7 0 cwt.  
If the product of any British possession in the East

<i>Indies</i>	1 17 0 “
If the product of any other place	3 3 0 “

Thus 10s. per cwt. or two cents and an eighth per lb. are paid by British consumers that slave labor in the British West Indies may be “protected” against British capital and free labor in the East Indies, in addition to the extra cost of freights, &c.

We are informed that the West India interest in London has become so odious to the people at large, as almost to constitute a *caste* without the pale of respectable society.

¶ A long and interesting account is inserted concerning the Irish suppression bill, reported in the British house of lords—being a liberal synopsis of the bill itself, with the speeches of earl Grey, the duke of Wellington, and others, in that house—and sketches of a debate in the house of commons, on the same subject, and also a letter from Mr. D. O’Connell, &c. All which are for present use, and may become important for future reference—because of events which seem about to happen.

¶ The following paragraphs concerning the mails were omitted last week—but we still think they ought to be inserted “by way of memorandum.” Great allowances, surely, should be made for the late wretched state of the roads, and the excessive weight of the mails—though believing that many of the delays have happened through imperfect arrangements or a want of proper exertions: but we are suffering by the blunders or carelessness, or criminal conduct, of some of the deputy postmasters even in our own neighborhood, as it were, for which we cannot frame any sort of excuse. Take the two following cases, by which we have just lost two valuable subscribers, and, as they personally stated, because of the uncertainty of the mails.

One, a resident at or near Allston’s, Maryland—said, though there were two mails a week to that office, he was often two or

three weeks without receiving a REGISTER; and that, since last fall, about one half of the numbers issued never reached him.

The other, at Morgantown, Virginia, was supplied us irregularly as the gentleman at Allston’s—but was more fortunate in ultimately receiving about two thirds of his papers!

To both, two or three REGISTERS sometimes came by a single mail.

If any change has been made in the packing of this paper, it is for its better security; yet the “time has been” when it was carried, for fifteen years, to persons resident 4 or 500 miles from Baltimore, with the loss of not more than a single number in all that time—as several have informed us when asking for a missing paper.

Unnumerable complaints are made about the failure of the mails. Indeed, the concerns of the post office department are wretchedly managed—as every thinking man feared they would be, when party politics were suffered to have influence over the appointment of deputy postmasters, and in the selection of mail-contractors. We asked that these might be spared from the “reforms” proposed, three or four years ago—that capability and fidelity should be cherished, in this interesting and delicate and important branch of the public service. The delay of the mails is not the only grievance; the safety of them has been much impaired; and we would hope that future reforms in the department may be strictly confined to persons who ignorantly or dishonestly violate their duties, or are, otherwise, incapable of performing them as they ought.\*

The bulletin of the “New York Gazette” has been ornamented with an engraving of a *mail*, having its head and body nearly out of the shell, and the motto, “not in.” The “New Orleans Bulletin” has headed its frequent paragraphs on the state of the mails, with the figure of a *mad turtle*; and the North Carolina “People’s Press,” with the effigy of a *cow*, and the inscription, “a mile an hour.” The “Cleveland Advertiser” represents the business of the post office department by the figure of a *mad-bull*—hoping that the bull may “be taken by the horns.” The “New York Journal of Commerce” has had many evidences of the *velocity* of the mails, and advertises whole mails as “strayed or stolen.” The “Standard” happily notices the arrival of the Washington papers in four days. Such complaints are general. The following, however, is the best practical comment that we have seen on this grievance:

From the *Journal of Commerce*, March 23.

No small surprise was experienced here yesterday, in consequence of an order from the secretary of the treasury, directing that the payment of certain debentures on woolens, &c. should be suspended, and the documents in the cases transmitted to Washington. Many a man may thank the *lardy mails* for allowing him to pocket his money before the mail was opened. It is said that the amount of debentures has been so very great, that a little time is desirable to recruit finances.

News from Washington has been several times received at Charleston, via New York; and we are sometimes indebted to New York papers for news from Charleston.

“Dorothy” writes to the editors of the “National Intelligencer,” and, among other things, says—

“I hope you will do all you can to keep up the tariff, so that the post officers may be able to sell off all their old horses that are alive, and buy new ones that will go three miles an hour, and then my letters will go in a week. I would far rather pay a little more for my tea and coffee and flannels, than have my love letters spoil by the way.”

OUR CITIES. New York, Philadelphia and Baltimore are doing a great “spring business”—and each is filled with strangers. It is worthy of remark, and, we are told, that the rule will apply with hardly a solitary exception, that every description of

\*But since this hope was expressed, we notice the dismissal of certain most worthy postmasters, in addition to a number of valuable men recently discharged—and, from what we see in some of the “by authority” papers, it appears that the principle of rewards and punishments is to be “entirely” carried out.

merchandise on which the duties have been diminished, has increased in price! This little stubborn fact, in practice—is humbly recommended to the consideration of the book-making and speech-making "philosophers." Let them assign reasons why goods have always decreased in price as "protection" was augmented—and advanced in price as "protection" was withdrawn. There is something very odd in all this—in the theory of the "free traders"—though easily reconciled by practical men who know the effects of scarcity and supply, and of a highly excited competition or the want of one—or even of an apprehension that such competition may be, or will be, flattened. The British manufacturers of political economy, and British manufacturers of wool, cotton and iron, notwithstanding both manufacture "FOR EXPORTATION," act upon principles as much opposed as the poles—though with a common object, which is to make money in their dealings with "outlandish" foreigners. We may more clearly see how these things are "worked" soon after the monopoly of the English East India company has ceased; and what shall then be seen, will be felt. But *quem Deus*, &c. "NOUS VERRONS!" There will be a "crisis"—though not of Mr. Ritchie's manufacture.

Q—THE SUPPLEMENT TO VOL. 43. We are hastening the publication of this very valuable collection of papers and speeches—a synopsis of which was given in the REGISTER of the 16th ult. page 37. As it will "make" a great deal more matter than was originally calculated, because of the debate on Mr. Calhoun's resolutions, &c. (which includes the able reply of Mr. C. to the great speech of Mr. Webster on the "enforcing bill," and the rejoinder of the latter, with the speeches of other gentlemen on the general subject), the cost of the supplement will be much enhanced, and we regret the small number of copies which are printing—believing that they will fall short of the public demand; for, though our object was not to make money on this collection, we, surely, did not intend to lose any—with no small amount of editorial labor in the bargain. It appears probable that, after all present orders and demands for this supplement are supplied, there may remain from 400 to 500 surplus copies; and if any of these shall be on hand, unsorted, after the 1st of next month, (May), the price of them will be one dollar and an half, instead of one dollar, only, as originally proposed. Gentlemen, therefore, who are desirous of securing a copy, will do well to send in their orders immediately; in all convenient cases, enclosing payment. When five copies are ordered, the postage will be paid by the editor, a good 5 dollar note being transmitted—but, in other cases, orders must be forwarded free of expense to this office; and in return, the supplement will soon be carefully packed, and sent by the mails.

The occasion is here apt to observe, that some blockheads, recently appointed postmasters, have undertaken to call the REGISTER a "pamphlet," and charge postage accordingly. That question was settled by the postmaster general, Gideon Granger, in 1813. The law no more prescribes the form of a newspaper than it establishes the color of a man's eyes, or the length of one's nose; and, as the REGISTER contains more news than any weekly newspaper published in the United States, the lowest rate of postage can only be legally charged upon it.

WHEAT. Among the articles imported by the ship Ajax, at New York from Liverpool, are 3,820 bushels of wheat.

Q—This wheat paid 15 per cent duty at New York—had it been sent from New York to Liverpool, it would have been liable to a duty of about 75 per cent. *ad valorem*. And this is "free trade!"

UNITED STATES' RAME STOCK. We are happy to state, that last week was sustained one, in Wall street, New York! The black-leg dealers had contracted for the delivery of a large number of shares in the stock of the bank of the United States, at the small advance of two or three dollars above par—but the shares steadily and firmly advanced to 110 & 111 dollars, though worthy gentlemen had manufactured all sorts of calumnies, and resorted to many honest contrivances, to prevent it—and they are said to have sustained an aggregate loss of three hundred and fifty thousand dollars, over and above the amount of their swindlings in consequence of having obtained, through the per-

\*Whether of log-wood blues that *black* in the using—printed calicoes that turn *pale* on approaching the washing-tub; or cast-iron bridle-bits that *snap* in iron at the moment when a man's life may depend on their adhesion. If the man be killed—it is no matter; the price of the miserable iron has been obtained.

[See REGISTER, vol. I, page 361, for Mr. Granger's letter of Jan. 12th, 1812.]

fection of knavery at Washington, a copy of the president's message before it was delivered to congress. We shall revert to this subject. It seems probable that a scene of corruption is about to be exposed which has no precedent in this country and not many even in Europe. The whole concern is one of filthy prostitution. We hope that these fellows have been caught in the meshes of their own net, or fallen into the pit which they had "dugged deep" for others.

A RAW CONTINENT. The London Literary Gazette of the 23d Feb. gives it out to be believed as a fact, that a whaler has fallen in with a new continent in the Antarctic sea, in about the latitude of 67 degrees south, and in the longitude of the Cape of Good Hope; but that the discoverers have endeavored to conceal it, till they can bring off some cargoes of oil and seal skins.—"Brother Jonathan" long concealed the land which he discovered in the longitude of Cape Horn—and "Father Bull" may be disposed to follow his lead. It is some few years ago—but a "Yankee" master of a ship, inviting men to join him for the voyage, said that he would conduct them to a place where "seals were as tame as kittens;" and that he knew of such a place, there is now no manner of doubt.

"THE EMANCIPATOR" is the title of a paper which has just appeared in the city of New York. From the notices of it, in other papers, it seems that it is for the entire and immediate emancipation of all slaves, even by the *physical force of the enslaved*. We are as sincerely opposed to slavery as any one—not only because unjust in itself, but on account of its perpetual interference with the rights of free labor—yet cannot have any part or lot in proceedings of such awful cruelty, if successful; and if unsuccessful, (as they must be, in general), can have no other effect than to render the condition of the enslaved much worse than it is. We doubt whether immediate emancipation, and prompt extermination, would not practically mean the same thing, in the United States.

THE PRESIDENT having received an invitation from some of his friends in Hartford, (Conn.) to visit that section of country, made the following reply:

Washington, March 7th, 1833.

Gentlemen—I avail myself of the first opportunity afforded me since the adjournment of congress, to acknowledge the receipt of your flattering letter of the 5th of February last, transmitting, in behalf of the citizens of Hartford, Connecticut, the resolution they had adopted on the previous eighth of January.

To know that my character and the course of my administration are viewed with sentiments of kindness and approbation, so cordial and unqualified as those which are manifested in your communication, and by a portion of my fellow citizens to whom I am personally a stranger, is a pleasure which more than repays the privations and cares that have made them familiar with my name.

Could any thing add to the desire I have long indulged to visit New England, and examine the republican institutions which her sons have raised up with so much public spirit and success, it would be the satisfaction I should expect to derive from a personal intercourse with the citizens themselves. I am at present unable to say when I can embrace an opportunity to gratify this desire; but I trust it may be in my power in the course of the present or the next year.

I am, gentlemen, with sentiments of great respect and regard, your obedient servant,  
ANDREW JACKSON.  
Messrs. Andrew J. Judson, John M. Niles, Wm. H. Ellis, E. Porter, Gideon Welles, O. Holt, *committees*.

CLAIMS UNDER THE TREATY WITH DENMARK. We understand that the commissioners appointed to carry into effect the convention with Denmark, and to distribute the fund provided to indemnify the claims of American merchants for spoils taken upon their commerce, have closed the commission, and made their final report to the state department.

The time limited by the treaty, and the act of congress, for the adjustment of these claims, and distribution of the funds, will expire on the 4th of April, after which time the claimants will be entitled to receive their respective proportions of the fund, at the treasury department, of which due notice will be given. The return from the board is in such form as to prevent any delay in the payment of the claims at the treasury.

We learn, also, that the whole amount of claims presented and acted upon by the board, was between three and four millions of dollars. The amount allowed in 1825, 1826, and 1827, will amount to be distributed is \$670,564 78-100 so that the claimants will receive thirty-one and one-eighth per cent upon the sums allowed to them respectively. [Chronicle, of last month.]

BRITISH TARIFF ARRANGEMENTS FOR THE UNITED STATES.—From the Weekly Messenger. "It is probable, however, that a compromise will be effected by the adoption of a more permanent system than the mitigation of the tariff law. The federal connection will not be immediately, we think, dissolved, but kept up in appearance though its death blow will be struck. It is very likely that the compromise will be of this sort;—each state will be required, after the example of the German states, to

furnish a military contingency in a case of the common danger of all—and perhaps, also, to pay some annual sum towards the provision and support of a general federal government, such annual payment to be received as the purchase of an exemption from all future taxes and impost s raised for the union at large. Such a regulation might be made to conciliate all interests. Each state would then make its own commercial code, have its own tariff, its own custom house duties—and if it chose, its own excise. This is nearly the condition in which the smaller states of Germany and Switzerland stand towards each other in their federal capacity.

☞ This is a beautiful contrivance! We are greatly indebted to Mr. Bull.

**MASSACHUSETTS.** The national republicans candidates, in the several congressional districts in this state, are as follows:  
 No. 1. Francis C. Gray;  
 2. Rufus Choate;  
 3. Caleb Cushing;  
 4. Edward Everett;  
 5. George Greenhill, jr.  
 7. George N. Briggs;  
 8. Isaac C. Bates;  
 9. R. A. S. Dearborn;  
 10. William Haylicy;  
 11. John Read.

In the 5th district (Worcester) it is hoped Mr. Davis will again be a candidate. In the 7th district (Plymouth) John Quincy Adams has been nominated by the anti-masons, and we have not yet heard of any opposing candidate. Essex Reg. [Messrs. Appleton, Judges and Nelson declined a re-election. Mr. Gray has been selected as the successor of the former.]

The elections were held last Monday. Messrs. Adams and Everett were unopposed, and, of course, re-elected. At Boston only 3671 votes were taken—Mr. Gray received 1651, C. G. Greene 841, T. Lyman, jr. 819, G. Odison 333. Messrs. Greene and Lyman were supported by two interests in the Jackson party: Mr. Odison by the anti-masons. Mr. Gray was 169 short of a majority of the whole, and there must be another election.

**VIRGINIA.** Col. Newton, of Norfolk, "the father of the house," has published a neat address to the voters of the "first congressional district," and retired from a nomination for re-election. He was a faithful and honest representative of the people.—Miles King, esq. has been nominated in the place of Col. Newton, as a friend of the bank of the United States, and the tariff, as charged at the last session—and anti-Yan Buren.

Mr. Stevenson, speaker of the house of representatives, is again a candidate—but is ardently opposed by the friends of Mr. John Robertson. The "Richmond Whig" calls Mr. S. a "federalist," and rallies the "democrats," saying—"Can ye support a champion of the damnable proclamation! Can ye support one who has surrendered the 'citadel' of state rights to the enemy—the right of secession! Can ye support an advocate of the fore-bill?"

And speaks of Mr. Robertson as "a natural hater of aristocrats, and would-be aristocrats—the man of all our citizens, who, in the simplicity of his life and tastes, and in the un-deviating republicanism of his walk and conversation, most resembles Cato of Utica. No flatterer, he—no worshipper of power—no conformer to whatever is uppermost—no interested changeling, whose opinions ever take the hue from the president's palace—but a man he is, who holds now precisely the same creed which he embraced at the outset of life—a man whose opinions no one is ever at a loss to find out—a man, we verily believe, who, if the whole world besides were to surrender liberty, would live and die a republican."

Adding—"Mr. Stevenson is an applicant for the embassy to London, and if the king of England sends an ambassador here, it is confidently believed that Mr. Stevenson's friends, that he will be sent minister to Great Britain."

There are four competitors in the Winchester district, for congress. Mr. Mercer has no present opposition in London. Mr. Talliferro, formerly of the house of representatives, is again a candidate, from Stafford district.

There is much feeling in Virginia about nullification and anti-federalism, and the principles of the president's proclamation, generally sustained by the legislature, are about to be tested by "the voice of the people"—except that this question is mixed up with a preference for or hostility to Mr. Van Buren, who is now regarded by some as the "BLACK STONE," to be kissed or kicked. Hence the great questions about "state rights" may not be easily settled at the coming election; but it seems manifest, that a very strong party is being organized in severe opposition to the present administration of the general government—with which it is most probable that the body of the opponents of president Jackson and Mr. Van Buren, at the late electoral election, will ultimately become united, and that Virginia, again, may be cast upon an "alternative"—as in 1823.

Since the preceding was in type, the elections in Virginia have commenced, and we have returns from several of the counties—but insufficient, in any contested case, to show us probable results. The votes, however, shall be carefully stated.

**GREAT DEPOSIT OF GOLD! Fredericksburg, Virginia, March 26.** In the county of Spotsylvania, twelve miles above this town, has been lately discovered, on the land of Mr. — Smith, a very rich vein of gold, running horizontally for about a quarter of a mile. What course it may take afterwards, is not known. A vein of lily fern has not reached the bottom.—About 50,000 bushels of ore have been raised, of which a small portion is said to yield \$50 per bushel, and the least valuable is estimated at 25.

This is incalculably beyond any thing hitherto discovered in this part of the world; and we have little doubt of the accuracy of the information, having derived it from a gentleman of character and intelligence, who visited the mine last week. [Adena.

**FLORIDA.** The legislative council adjourned on the 17th February, after a session of six weeks. Eighty-two bills were passed, twenty-five of which are of general character. *Sixteen bills were voted by the governor, four or five of which were amended and subsequently approved by him, and the others were passed by a requisite majority of the council. Two banks were chartered—the Union bank and the Commercial bank of Apalachicola.*

**CANADA.** The legislature of Lower Canada are again at loggerheads with the governor in consequence of his having refused to sign a writ for the holding of an election at Montreal, to replace a member they had expelled. A committee of the house reported that they would recommend a determination not to transact any further business with his excellency, were it not for the necessity of providing for some legislative enactments against the spread of the cholera next year. "In which a Canadian journalist observes, that the cholera has at last proved good for something.

Mr. Taylor, a member of the house, has been imprisoned for a publication in the Quebec paper reflecting on the conduct of the speaker. [N. Y. Courier & Enquirer.

**NEW SOUTH WALES.** Some of the late English papers contain extracts of letters from Hobart town, which represent the prospects of the colony as being most favorable. Imports from England are said to amount to £300,000 a year; mechanics and farm servants find ready employment and good wages; the police system is well and efficiently managed; and every thing seems to promise that the progress of the colony to wealth and power will be rapid and certain.

**GENERAL LAFAYETTE**, in an able speech on the election law of France, which he delivered in the chamber of deputies on the 15th of January last, made this remarkable observation: "I shall speak of the government of the United States, although I am one of those who pay it the just tribute of calling it the pattern government. But we are now told that what I should call republican institutions suit only a vast continent, bounded on the one side by the ocean, and on the other by widely extended forests. Formerly, however, it was said that they suited only for an island. They are suited to every country where the citizens are intelligent, and wish to be free."

Mr. HASSLER, the able mathematician, has been appointed, under the late act of congress, appropriating \$20,000 for the object, to make a survey of the coast of the United States—a work which was commenced by Mr. H. under the administration of Mr. MONROE, but was discontinued in consequence of the refusal of congress to make the requisite appropriation for the prosecution of the work.

**COM. TUCKER.** The Gardiner, (Maine), Intelligence, in announcing the death of commodore Tucker, says of him that next to Lafayette, "he was the highest surviving officer of the revolution, at the time of his death. Perhaps there was not a braver man in the whole service; or one who, to the extent of his command, had gained a greater number of victories than our commodore T. His was the first written commission during the revolution, and he was selected by general Washington to convey Mr. John Adams, our first minister to France. On his passage he escaped a 74 and two frigates which pursued him a long time, almost within gun shot, and actually captured another British frigate of a superior force, while Mr. A. was on board. During his whole naval service, commodore T. captured 3,000 of the enemy and 600 British guns. Within a few weeks the government had settled a pension of \$600 per year on the venerable captain, but he has not been permitted to live to enjoy it.

**A STORM.** *Milledgeville, March 14.*—The late hurricane, which visited this section of country, is represented as the most extensive ever known in Georgia. Its ravages in the western counties have been awful, and the injury to woodlands and plantations in many places irreparable. Its general course was from north west to south east. Beyond Flint river, we learn that in places, whole forests of the finest and best timbered lands have been entirely prostrated—and plantations so much damaged as to bring almost complete despair for the present year's crop. Its attack was various and unequal, in some places entirely sparing the country, and in others prostrating it fur miles together. Much injury has been done to houses, fences and stock, and in several instances lives have been lost.

**PENNSYLVANIA STATE LOAN.** We find the following in the Harrisburg Reporter of a late date. The speaker of the senate appears to be a monied man: "The loan of \$2,540,661 44, bearing an interest of five per cent, and reimbursable in 1858, was yesterday taken by Dr. Jesse K. Burden, at a premium of \$13 51 the bank of Pennsylvania, offering \$13 50 premium on the \$100. The premium at which the present loan has been taken is not quite so high as that given for the loan of last year. This is in part owing to the circumstance that the present loan has two years less to run than that of last year."

**NEW YORK SAVINGS BANK.** The annual report of this institution was made recently to the assembly, and presented the following items:

Amount of deposits invested,	\$2,521,051 96
uninvested,	230,079 46

Whole amount of deposits, Jan. 1st, 1853, \$2,751,131 42

The total amount of deposits since the incorporation of the bank is \$7,747,038 91; repaid to depositors, \$5,835,730 4; interest received, \$367,303 14.

**Hudson River.** We have heard it remarked, that the river was closed this year to an unusually late period. We find in the shipping and commercial list of this morning, the following statement:—

The river opened to Albany in	April 3
1830,	March 17
1830,	March 15
1831,	March 25
1832,	March 22
1833,	[N. Y. Com. Adv.]

**COMMERCE OF THE UNITED STATES.**

The annual statements of the treasury department, showing the commerce and navigation of the United States for the year ending 30th September, 1853, was transmitted to congress at a late stage of the session, and is not yet out of press. We are, however, enabled to lay before our readers a brief summary of its contents, as follows:

	IMPORTS		
	In Ameri- can vessels.	In foreign vessels.	Total.
Value of, subject to speci- fied duties,	\$29,458,823	\$4,543,609	\$34,002,432
Dut. ad valorem do.	47,944,096	4,853,285	52,777,381
Free of duty,	12,895,310	1,354,143	14,349,453
	\$90,298,229	10,751,037	101,049,266

[Total value of imports in 1830-1, \$103,191,124. In 1853-30, \$70,876,920.]

	EXPORTS		
	In Ameri- can vessels.	In foreign vessels.	Total.
Domestic articles,	\$46,925,890	\$16,211,590	\$63,137,478
Foreign do.	19,214,670	4,224,603	23,439,273

[Total value of exports in 1830-1, \$61,310,583. In 1853-30, \$73,849,506.]

	TONNAGE.		
	Amer. ves.	Foreign ves.	Total.
Entered,	949,622	393,638	1,343,260
Cleared,	974,865	387,565	1,362,430
[In 1830-1, entered, American, 929,850 tons; foreign, 361,948.			
In 1853-30, American, 967,227; foreign, 131,900.]			
Register tonnage as corrected for 31st Decem- ber, 1851,	630,451 92		
Enrolled and licensed tonnage,	539,723 74		
Fishing vessels,	107,670 53		
	Tons		1,267,846 29

Registered tonnage employed in the whale fish-  
ery, included above, 82,314 19  
[Previous year, register tonnage, 576,475 23; enrolled and li-  
censed, 516,978 18; fishing vessels, 98,222 87. Total, 1,191,776  
43.]

	Tonnage of vessels built in the year 1851.		
Registered,	45,720 88		
Enrolled,	40,241 70		
	Tons		85,962 58

[In 1830, register tonnage built, 21,242 71; enrolled, 36,841 48  
Total, 58,084 21.] [Journal of Com.]

**TREASURY DEPARTMENT—BURNT.**

The treasury buildings of the United States have been, for the second time, in less than 53 years, totally destroyed by fire—with a large part of the records and papers contained therein. We present several accounts of the late conflagration.

From the National Intelligencer of April 1.

**A SERIOUS DISASTER.**

We are sorry to have to announce that the public building east of the president's square, occupied as the treasury depart-  
ment, was consumed by fire, yesterday morning, between two

o'clock and sunrise. The fire was first discovered in the room adjoining that of the chief clerk of the department, usually known among the clerks and other officers by the name of Mr. F. Laub's room. It is not known whether the fire originated in the floor or the ceiling of the room, the whole being in a blaze before any one approached it; but no doubt appears to be entertained that the fire was accidental. The whole room was on fire before the alarm was given; and until the alarm was given, even the watch walking the pavement in front of the branch bank (near the spot) perceived nothing of the fire, (the building of the state department interposing). Every exertion was made, as the people gathered to the spot, finding this to be the main point for saving the building, to rescue the books and papers of the several offices. A great deal was saved, by the clerks and other citizens, considering the circumstances. It is hoped, indeed, that few books or papers of much consequence are destroyed.

All the books and papers on the ground floor are believed to have been saved (in great disorder of course) and all those in the third story were destroyed. Of the books and papers in the apartments of the second story, much the greater part were saved.

The offices on the first floor, the books of which are saved, were those of the register of the treasury, the treasurer, and the first auditor. On the second floor, nearly all the books of the first comptroller, whose office occupies the greater number of the rooms, and also a pair of those belonging to the office of the secretary of the treasury, in whose immediate apartments the fire was first discovered.

Of the offices connected with the treasury department, several of the most extensive, are kept in other buildings than that destroyed, and are of course entirely safe, viz: those of the second comptroller, second, third, fourth and fifth auditors, and the solicitor of the treasury.

The papers destroyed were many of them obsolete, and almost all of a date prior to 1820. The most important papers destroyed were perhaps the correspondence of the head of the treasury department, which was kept in the room wherein the fire originated.

When the fire was first discovered, it was the dead hour of the night, and the whole population of the city was so deeply asleep, that a comparatively small number arrived early on the ground. Very soon after the first cry of fire was uttered, in half past two o'clock, the keeper of the orphan asylum bell caught and repaired the alarm; whence it happened that the persons first at the fire, next to the immediate neighbors, were roused by that bell, and had half a mile to run before they arrived at it. To save the building, however, when once on fire, would, under any circumstances, have been impossible, so inflammable was its structure, as well as its contents.

No one can look at the smoking ruins, without a sensation of astonishment at the faulty and utter imprudence with which books and papers of such vast consequence have been so long trusted to any other than a fire proof building. The few scattered vaulted rooms in the building entirely escaped the flames; and had the whole building been similarly constructed, the fire could not have occurred; or if, through extreme carelessness, it had occurred, would have been confined to the room in which it originated.

Where was the watchman of the building? is a natural question. He was, we heard, sick at home; and the youth substituted for him was so sound asleep, that he was perhaps only awakened from being burnt alive by those who broke open the doors and roused him. Had he been ever so wide awake, however, unless he had happened to inspect the particular room where the fire began, the alarm from outside might have been his first notice.

We were glad to observe that creditable exertions were made by the proper officers yesterday to collect and secure the scattered books and papers; so that by 2 o'clock in the day they were safely housed.

From the Globe of the same date.

We regret to announce the total destruction, by fire, of the treasury building; but we are happy to add, that, as far as can now be ascertained, all the public accounts, and all vouchers relating to the receipt and disbursement of the public monies have been saved.

It is understood that the fire was discovered at about half past 2 o'clock on Sunday morning, by a person accidentally passing. The flames were first seen issuing from the windows of the rooms on the upper floor adjoining the centre projection, on the north front. The alarm was immediately given; and by great exertions on the part of the secretary and other public officers, as well as on the part of the citizens generally, who seemed to take an equal interest in the matter, the most important part of the public papers were preserved. The public records and documents, being the chief objects of solicitude, the principal and earliest efforts were made for their preservation.

The manner in which the fire originated has not been ascertained. The necessary measures have, however, been taken to obtain information on the subject, and, as soon as the result is known, it will be communicated to our readers. It appears that the messenger, whose turn it was to watch, was absent from sickness; and that the person who usually sleeps in the building, was not aware of the fire until he was awakened from the outside.

From the National Intelligencer of April 3.

The officers charged with that duty have taken two or three of the tenements opposite to Mrs. Strother's hotel, on Pennsylvania avenue, for the temporary accommodation of the public offices lately burnt out of the treasury building. The chiefs and clerks are busy in arranging into some sort of order the rescued papers. It will take a tedious time to put them in proper order. The paying officers, however, have already got to work, as well they might, seeing that the fire took place the very day before quarter-day.

From the Alexandria Gazette.

We understand that an examination into the cause of the destruction of the treasury building in Washington, is now in progress by order of the president. It is rumored that the public archives have sustained a heavy, and, in some cases, an irreparable loss, in the destruction of many commercial papers of great value, which can never be restored—of many documents connected with the deposits of public money, and of the claims of the United States on debtors or unaccounting agents. But rumor is prone to exaggerate, and we trust that it will be found so in the present instance.

We copy the following from the "National Intelligencer" of the 5th April, because that it is characteristic of the valued officer to whom it relates.

"WHO WILL MAY CONQUER."

Last night during the conflagration of the treasury department, I observed that indefatigable man, Mr. Clarke, clerk of the house of representative, in the midst of the crowd, passing from one place to another among the persons engaged in rescuing the papers and documents from the flames. Some one asked him what he was after. I want, said he, very coolly, to get my account of the contingent expenses of the house, which I filed on the 22d, in the office of the first auditor. The gentleman laughed, and said he might as well look for a needle in a haystack. Mr. Clarke answered, "I'll try." In an hour or so, I saw him hold up to the attorney general a bundle of papers, and say, "sir, here they are—my vouchers for more than one hundred thousand dollars of government money expended. I will sleep sound to-morrow night."

This is so much like him in his own office, where he does not admit of the excuse that a paper can't be found, that I thought I would state the fact, as worth publishing.

March 31.

A SUBSCRIBER.

A LITTER OF BANKS.

From the Albany Argus.

The following is a list of the banks which have already passed the house of assembly, during the present session: how many are to be added to the list, is, of course, a matter of conjecture.

Herkimer county,	Little Falls,	\$200,000
Cayuga county,	Auburn,	250, 00
Seneca county,	Waterloo,	200,000
Westchester county,	Peekskill,	200,000
Chester county,	Elmira,	1200,000
Oswego,	Utica,	1500,000
Sackett's Harbor,	Sackett's Harbor,	1150,000
Cortland county,	Cortland village,	1150,000
Pearl street,	New York,	1,000,000
Troy city,	Troy,	300,000
Lewis county,	Martinsburgh,	100,000
Clinton county,	Pittsburgh,	100,000
Farmers' & Manufacturers,	Poughkeepsie,	100,000
La Fayette,	New York,	500,000
Serenth ward,	do,	500,000
Olean,	Hauilton,	100,000
Delaware county,	Delhi,	100,000
Highland,	Newburgh,	150,000
Commercial,	Buffalo,	500,000
Butchers' & Drovers'	New York,	300,000
Kingston bank,	do,	200,000
Increase of Jefferson county bank,	do,	70,000

\$5,770,000

PENNSYLVANIA VETO.

Governor Wolf's objections to the bill entitled "an act to incorporate the Farmers' and Manufacturers' bank of Delaware county."

To the senate and house of representatives of the commonwealth of Pennsylvania.  
GENTLEMEN:—I have examined and maturely considered bill No. 37, entitled, "an act to incorporate the Farmers' and Manufacturers' bank of Delaware county," and since as my desire is to concur with the general assembly in all their acts and measures not prohibited by the constitution, nor essentially inconsistent with the public interest, or which exhibit questions of expediency only, I am nevertheless constrained to withhold my assent from the bill in question, under a firm conviction, that if no immediate benefit shall result to the community in which we live from my non concurrence, I shall, at least, have the

\* These have passed the senate.

† The bank committee of the senate have reported in favor of the passage of these bills.

‡ These bills have been reported against in the senate.

satisfaction to know, that I have done my endeavor to save the community from, what I conscientiously believe to be, an alarming and much to be dreaded evil now manifesting itself, in an excited but morbid spirit for banking and its concomitant speculation, generally ending, as experience has heretofore taught us, in a state of depression, distress and ruin. I have therefore directed the secretary of the commonwealth to return the bill to the house of representatives in which it originated, with the following reasons for my dissent.

First—The bank of Delaware county, established at Chester, in that county, by the act of 1814, with a capital of one hundred thousand dollars, of which the sum of seventy-seven thousand five hundred and ten dollars only, has been called for and paid in by the stockholders, is believed to be entirely adequate to the wants and necessities of the people; and to furnish all necessary accommodations facilitating and giving a healthful and vigorous impulse to the prosecution of the various branches of industry in progress within the county. One hundred and twenty-two thousand four hundred and ninety dollars of the capital stock of that bank, a sum considerably greater than the whole amount of the capital of the bank proposed to be created by the bill under consideration, has never been required to be paid over by the stockholders. The very fact, therefore, that so small an amount of the capital of the existing bank has been called for by the directors, furnishes strong and convincing evidence, that a greater amount of banking capital has not hitherto been considered necessary for the accommodation of the people of Delaware county, and that an additional bank is not needed, and would answer no useful purpose for mere public accommodation; especially as the bank of Delaware county, by calling in the various parts of its capital, may increase its discounts and extend its business beyond its present limits, to an extent far exceeding that which the bank contemplated by the bill in question, would, from its limited capital, be enabled to do.

Second—If the bank proposed to be established by the bill under consideration had stood alone, and entirely unconnected with the general press for the incorporation of similar institutions from various parts of the state; manifest as it is that it cannot be required for any useful purpose, the passage of the bill might, perhaps, have been tolerated upon the ground of competition, or some other plausible pretext; but we cannot shut our eyes against the alarming fact, that this bill is but one of a batch of bills numbering, it is believed, not less than twenty-three, providing for the incorporation of a like number of banks, reported to the legislature in the course of the present session; by which it is proposed to add to the existing banking capital within the commonwealth, the further sum of six millions nine hundred and fifty-five thousand dollars.

It must be obvious to the plainest capacity, what a state of things such an addition to the number of banks and the banking capital already in operation within the commonwealth, must necessarily produce. It does not appear that there is any want of banking capital at present in the state of Pennsylvania, (except, perhaps, in some of our state manufacturing communities), to discount all the good paper that is offered, or to afford any and every accommodation that prudent business would justify, or our citizens could reasonably require; most, if not all of the banks now in operation in this commonwealth, it is believed, are conducted upon correct principles, and based upon solid foundations as to capitals, and it is believed to be a fact, that many of them would gladly extend their discounts, provided a safe business offered.

Under such circumstances, should the proposed number of banks, or any considerable portion of them, be added to those already in existence, the inevitable consequence must be, that the new institutions must either remain altogether inoperative, or they must invite business; which latter would be most likely, as they would not be willing to remain passive spectators of the operations of their more prosperous and successful neighbors. Speculation, in all its destructive varieties, would thus be encouraged; a fictitious, unsound value would be given to property; excessive issues of banking paper would inundate the country; a brief but forced show of prosperity would be produced, ending, as all such ephemeral excitements, founded upon speculation based upon borrowed capital inevitably must end, in speedily depression and ruin.

Third—The currency of the commonwealth is, in the present state of our banking institutions, considered by all as being credit sound, uniting in the language of the committee on banks, "all the requisites of a perfect circulating medium;" in that condition I feel desirous it should remain, and would therefore refrain from doing any act by which its healthful condition might be endangered, or its character for solidity and soundness in any measure tarnished or impaired. An increase of bank institutions where the business of the community is not of a character to require it, would lead to such results; and as the rage for such increase seems to be gaining strength in every part of the state, it seems to me in order to preserve the state from a return to a period of ruin and distress, such as it has recently escaped from, it is best that the evil which has not justly resisted in its inception, and the country saved from the disaster which a temporizing or yielding policy would be sure to entail upon it.

These are my own views of this important subject, hastily thrown together. Should the general assembly differ from me in opinion, and believe me to be in error, it is in the power of a constitutional majority to set the matter right.

I have also examined and considered the bill entitled "an act to incorporate the Merchants' and Manufacturers' bank of Pitts-

burgh!" and believing that the city of Pittsburgh does require an extension of its banking capital, to afford the facilities and aid necessary in a vigorous and prosperous prosecution of the various and extensive commercial and manufacturing enterprises in which its citizens are engaged, I have approved and signed the same, and directed the secretary of the commonwealth to return it to the house in which it originated.

GEORGE WOLF.

Harrisburg, March 29, 1853.

After the reception of the preceding message, the house of representatives took up the bill—and Mr. Anderson of Delaware, [the speaker] was asked to explain, and leave being granted, he said that he presumed that the governor predicated his first objection on the report of the auditor general. Since that report had been made the present bank had drawn into the market \$100,000 of its capital, and every dollar of the stock had been taken. In the second objection in the message, he found that an exception was made in favor of banks "in manufacturing communities." The bank now in question was located in a manufacturing community, and he believed that if he had furnished the governor with the facts which he submitted to the house, when the bill was under consideration, showing the amount of manufacturing in Delaware county, he would have signed the bill.

The following is the vote on passing the bill, the governor's objections to the contrary notwithstanding.

YEAS—Messrs. Ashbridge, Hayne, Broadhead, Bruce, Buchanan, Butler, Connelly, Crawford, Donnel, Fank, Gibbon, Griffin, Gross, Harlan, Hays, Himes, Hunt, Hutz, Irwin, Jackson, Kauffman, Keimeler, Ogden, Patterson of Lancaster, Pennypacker, Rankin, Read, Scott, Shearer, Smith, Thompson of Venango, Walker, Westbrook, Wiater, and Anderson, speaker—35

NAYS—Messrs. Adams, Althouse, Andrews, Barnhart, Bergen, Bingham, Bispman, Bollean, Bratton, Bryson, Clarke, Claiborn, Coates, Hill, Finley, Gimes, Hunt, Harris, Hunter, Huntzinger, Johnson, Kline of Berks, King of Columbia, Kneppeler, Kuhns, Lacoek, Lardner, Leaning, Love, McCulloh, McDowell of Bed., McDowell of Franklin, Matthias, Miller, Mitchell, Morris, Oliver, Patterson of Adams, Patterson of Fayette, Renshaw, Royer, Say, Sharon, Strohm, Thompson of Philadelphia, Toland, Tyson, Wallace, Waugh, Weida, and Wesneck—56.

SOUTH CAROLINA CONVENTION.

After the election of gov. Hayne, as president of the convention on the 11th March—

General Hamilton offered a couple of resolutions, the purpose of which was, that Mr. Leigh, commissioner from the commonwealth of Virginia, be invited to a seat within the bar of the convention. The resolutions had not been read, colonel Warren moved to amend them by striking the words "commissioner," &c. for the purpose of inscribing the words "ambassador extraordinary and minister plenipotentiary, from the free, sovereign and independent state of Virginia, near the sovereignty of South Carolina." The president reminded col. Warren that Mr. Leigh was simply denominated in the resolutions "commissioner," &c. as commissioner, &c. Col. W. was indignant what Virginia called Mr. Leigh, if it did not know how to christen her ambassador, he thought South Carolina did. This produced a burst of laughter at the expense of the member, but not intimidated, the colonel said that South Carolina was a free, sovereign and independent power, which recognised no authority on earth paramount to her sovereign will, and if the nation of Virginia was content to style herself, after the foolish and old fashioned manner, a plain commonwealth, she ought to be corrected by the sovereignty of South Carolina, in convention assembled. Not a few spectators thought the colonel was joking, but he insisted that he was a regular nullifier, and was determined to go the whole, and owe no allegiance to any authority, except the sovereignty of the state. The motion to amend, however, not being seconded, the resolutions of gen. Hamilton were unanimously adopted, and a committee appointed to introduce Mr. Leigh.

Mr. Leigh was accordingly introduced, and after having taken the chair, and to the different sides of the house, took his seat at the centre table.

March 14. The ordinance reported yesterday—see REGISTER, page 57, was taken up and considered—and Mr. Miller, (of the press of the United States), explained the new law, and gave his reasons why he had supported it. He thought that the "South Carolina doctrines" were recognised—but said that the convention was not committed by that act, being "clearly free to exercise its sovereign will." He was followed by Mr. Barnwell, (of the house of representatives of the United States.) Among other things he said, he thought South Carolina had no cause for triumph, and that Cley's bill was not received with rejoicing for we had not achieved a great victory, and had not got all that the state set out for, but he would support the ordinance under consideration, because the question was now, whether we should secede, and have a civil war, or take the compromise. He should, therefore, vote for the passage of the ordinance, which he considered not at all derogatory to the dignity of the honor of the state.

Mr. R. Barnwell Smith rose, evidently under great excitement. He said that it had been but a very short time since he had seen the report accompanying the ordinance; that he had not examined it, but what he had seen of it, he totally dissent-

ed from it. He was sure that the constituents whom he represented, never would consent in the sentiments of that report. He knew them too well, and was proceeding to animadvert very severely on the report generally; when Mr. Wilson asked if the report was then before the convention.

The chair. The ordinance is before the convention. The report contains the reasons which are submitted by the committee for the adoption of the ordinance; and the object of the gentleman in order, and will permit a latitude of debate, when, in stating his reasons in voting for the ordinance, he shall attempt to show wherein he differs from the reasons of the committee.

Mr. Smith proceeded. He said, he was willing to vote for the ordinance, but not on the grounds stated in the report. He objected to the adoption of the ordinance, and the terms of the report, expressive of the ardent attachment of the people of this state towards the union. As for himself, he was not for such an union, and he was likewise certain, that those who sent him there, were the same in sentiment. He said, that he would rather see the whole state, from the Table Rock to Fort Moultrie, a military camp, than for the state of South Carolina to continue a member of the union, such as it is now and had been for ten years. The ordinance of November had required more than was granted by Mr. Clay's bill, and he was for the whole requisition. He was unwilling to recede one step; and would never consent to vote for the ordinance before the convention now, on the grounds contained in the report. He did not view that bill as a compromise, because it did not go far enough, and if she repealed the ordinance of November, he would take it as a concession, and would not be willing that the report should be given to the world, as containing the causes which induced South Carolina to repeal her ordinance. He rung several changes on the words "ardently attached to the union," attempted to show wherein South Carolina had gained nothing by the compact; and said that, so far as himself and constituents were concerned, the report was untrue. He objected to that part of such a thing as the report, as presented to the convention by the committee, as being on high grounds on which the state was then to act, he, for one, never would consent to it. He was unwilling to degrade the state by its adoption, and when it came before the convention, he should move for its recommitment to the committee. He said that he had been with the state, in all her movements in this great controversy, and if she repealed the ordinance of November, he would like to see other reasons assigned. He concluded by saying that he did not consider Mr. Cley's bill as any thing like a triumph, as some gentlemen had termed it; in fact he scouted the idea of there being any cause of gratulation or triumph, and he would never so record it by his vote.

Mr. C. J. Colcock said, he rose to explain; being chairman of the committee, he would say, that the report, was submitted after due deliberation on the part of the committee, and he was not himself free to acquiesce in the report, as the phraseology might not suit some gentlemen, but then, when the report was before the convention, to obviate the objections of its opposers, it was free to be discussed, and could be recommitted with instructions to amend.

Mr. Wilson moved to amend the phraseology of the ordinance, and after some remarks from Mr. Stephen D. Miller, withdrew his motion, and the president, in order to put the ordinance on the passage of the ordinance, Mr. James Hamilton, Jr. attempted to rise, but gave the floor to col. Samuel Warren, from St. James Santee, a revolutionary officer.

Col. Warren, leaning against the table and supported on his crutches, said, he understood the gentleman from St. Bartholomew's, (Mr. R. B. Smith), to ask when he was up, "where was the man in the convention, who could place his hand upon his heart, and say that he was attached to this union?"

Mr. Smith—ardently attached.

Col. Warren—I don't care what word you place there. I for one, can place my hand upon my heart, (suiting the action to the word), and can say that I am ardently attached to this union—I fought for it, and bled for it, (and he looked unconsciously downwards to the remnant of his dismembered limb), and will do it again, whenever my services are required by my sovereign.

This whole scene was one of deep and touching interest. Mr. Hamilton said, that he was gratified, in the expressions which had just fallen from his venerable friend. He himself was ardently attached to the union, and regretted exceedingly, on entering the hall, to hear such remarks as had proceeded from the gentleman, who had denounced the union, accompanied by the declaration, that the terms set forth in the report were false and untrue. The party with which he had acted, which had been abused and vilified, from one end of the country to the other, which had been driven to the wall, and which now was triumphant, whose victory was one of principle, not of dollars and cents, to be thus spoken of in consequence of a report, so solemnly submitted to a convention; and by one too, who had formerly been, to the last, the last man set forth in the report among the foremost in the cause, was keenly felt by him, and was the unkindest cut of all. I ask the gentleman, wherein are they untrue?

Mr. Smith—They are untrue, as far as I am concerned, and my constituents; and I have already stated in what manner they are untrue.

Mr. Hamilton stated, that he was detained from the convention at the hour of meeting, in consequence of the business assigned him, as a member of the committee, and was therefore deprived of learning the qualification attached to the gentle-



man's denunciation; and insisted on explanation, for he had the honor of serving with distinguished gentlemen on that committee, and they were incapable of putting forth as true, any sentiments in the report, which would cause a degradation to the state, and demanded again, "wherein are they untrue?"

Mr. Smith replied, that he had already stated, that which were untrue as regarded his constituents, and that if the gentleman was not in the house, he was not his constituent. What he had to say, he would say again, so that every one might hear him. He had not been consulted in the matter; if he had been, that report would not have been submitted with his consent. He had gone with the party all lengths. There were men who had quitted at the onset, while he had ever been firm; and he should, at all times, on every occasion, and in every manner, freely give his views on all every subject, connected with the rights of the state, which came before him.

Mr. Hamilton remarked that he deeply and sincerely regretted the course of the gentleman. That there was no member of the party, whose zeal in the cause was more prominent than that of the gentleman, and that his opinion, he had ever valued, and for himself, he had ever entertained the highest personal regard; yet, he had yet to learn, wherein the gentleman's remarks, as in the report, could be correct, and trusted that on the discussion of the report, it might be so amended as still to retain the causes, which were only an inducement to the ordinance.

At this stage of the business the convention took a recess till 4 o'clock—when having reassembled—

Mr. Phillips, from All Saints observed that he did not think the state committed on the vote of the delegation in congress on Mr. Clay's bill, for he viewed that as a bill for protection. He continued to state, that the bill was one of discrimination, and recognised by its provisions every principle which the other tariff acts of congress had recognised, and proceeded to say, that he should vote for the ordinance of the convention, not that he considered Mr. C's bill as one of triumph, but because of the complexion of Virginia. That appeal would influence him. He concluded by moving to strike out the preamble to the ordinance.

Mr. Wilson replied at length, taking a view of the manufacturing interests of the United States, shewing the situation of the country at various times, adverting to the situation of South Carolina in prosperity, and since the passage of the several acts of congress in relation to revenue and domestic industry, down to the ordinance of nullification. He spoke of Mr. Clay's bill as a triumph on principle, contending that as it was such, the state stood on high ground, and therefore opposed the motion to strike out.

Mr. Hamilton followed, arguing that there was a boon gained. Had it not been said, and openly avowed, that not one jot would be granted to South Carolina while her ordinance to nullify remained on her statute book; and yet we see an abandonment of the principle from the very quarter where least was expected. He was bound to say it, that the Ajax of the American System had come forward with a bill conceding the point demanded by the state; (and so he conceived Mr. Clay's bill), and he pronounced it a glorious and triumphant victory, and he should oppose, by his vote, the motion of the gentleman from All Saints.

A motion for striking out was put by the chair, and lost by a large majority. The question then returned on the passage of the ordinance, when Mr. Phillips again rose, and contended that the majority should not thrust the bill of Mr. Clay down the throats of the minority; and for his part, he should vote for the ordinance, in compliment to the mediation of Virginia.

The question was then called for by many voices, and the chair being about to put it, Mr. W. H. Field, of Pendleton, took the floor. The reporter, from the noise and conversation near him, did not distinctly understand him, yet, understood Mr. W. H. Field to claim the bill of Mr. Clay as a triumph of principle, and that he should vote for the passage of the ordinance.

The question was again called for, when Mr. John L. Wilson moved that the yeas and nays be taken. Seven members and the reporter for this purpose, were called on by the president of the convention in a few words. Mr. C. said, that for more than thirty years past he had been engaged in active public life, and he implored gentlemen to pause, in a matter of such deep and lasting import. He earnestly entreated them, as time had been soiled, to grant that time. It was unnecessary to hurry the ordinance through its passage, and it was all important that the whole business should be well defined, and that the transactions of the convention would in a great measure fix the destiny of the state. The party with which he acted had been charged on a similar occasion with acting in haste; he might be charged now with being too slow; but of that he was unmindful. Appealing to the wisdom of that body, he should move that further time be granted, and that the further consideration of the ordinance be suspended until the well defined, and that he made the order of the day, which was agreed to without a count.

A motion being now made for adjournment, the convention adjourned to ten o'clock to-morrow.

The very excited manner in which Mr. Smith delivered his sentiments, and the call from Mr. Hamilton, as to the falsity of the report, seemed, at one moment, to threaten the harmony of the convention; but the retirement of Mr. Hamilton threw upon the speaker an extinguisher, and the debate proceeded without any further reference to the subject of Mr. Smith's remark.

March 15. Mr. Harper, chairman of the sub committee of twenty-one, presented a report, with an accompanying ordi-

nance, on the late act of congress for the collection of the revenue, known as Mr. Wilson's bill. The report is a very elaborate document, taking an extensive view of the bill, argues at length on the injustice thereof, its tendency to despotism, its extreme and unlimited power in the person of one individual; the total impolicy of its provisions in a republican government, the destructive influence which it is calculated to wield; and concludes by recommending the ordinance to nullify it in the state of South Carolina. The ordinance embraces new provisions, in reference to an additional oath, to be administered to every officer of every citizen, previous to the acceptance of any office of honor, profit, or trust. Ordered to be printed and made the order of the day for to-morrow.

Mr. James Hamilton, jr. from the sub-committee of twenty-one, submitted a report, in reference to the mediation of the legislature of Virginia, accompanied by several resolutions, expressive of the high regard of this state towards her sister commonwealth, of the gratitude with which the mediation was received; of the acceptance thereof, and of the distinguished consideration in which the convention of the state, held the principles as promulgated in the Virginia resolutions. Ordered to be printed and made the special order of the day for to-morrow.

A resolution was also introduced, by the same gentleman, highly complimentary to Mr. Leigh, the commissioner from Virginia; and also resolutions expressing the sense of the convention, in relation to any future assumed power by the general government, and declaring, that if the faith, as pledged in Mr. Clay's bill, should not be fairly acted upon; that should there be any odious discrimination in the tariff policy that, in such case, the state should be free to re-act, as in the wisdom of the convention, she might deem proper; and Mr. R. B. Smith, as connected with the last, submitted a resolution for the continuance of the military measures adopted, as preparatory for defence; which were severally ordered to be printed, and made the order of the day for to-morrow.

The ordinance to repeal the ordinance of November last, being the order of the day, was taken up for consideration; when Mr. Miller went into an explanation of what was termed a *home evaluation*. He spoke briefly, and concluded that there was not, in this term, the dangers nor difficulties which some constructions had pinned upon it.

The hon. Robert Barnwell followed senator Miller. His reasons, he said, were not precisely those of his brother colleague, who had preceded him, although they led him to the same conclusion. He was well aware that this bill, this compromise, which they had brought home, was not received as matter of triumph; that it was received even most reluctantly. He rejoiced that it was so received. It spoke well for the spirit and sense of the state. It pleased him well that they should so receive it. Yet, that it was received as it should be, he could not for an instant doubt.

The state had arrested, in full career, the tyranny that born her ruler down. The right was refused and denounced. Averts to civil broil, she then pronounced that, if her unconstitutional effort at redress, instead of justice and reparation, was answered by military violence, she would withdraw from this league. In this she only claimed to exert the great fundamental right of this confederacy, and of all other free states. It was denied her, with threats everywhere in her midst, the entire military force of the nation. The federal bayonets were turned upon her. Yet for what was it that she had ever made herself a member of this government? Was it not that, under the mutual protection of a league of twenty-four states, she might find, at once, exemption from foreign injury and domestic discord? And here this very union was to be made the pretence for inflicting upon her these very mischiefs, with horrors made doubly frightful, by the very alliance itself. It was to avoid such civil broil, such strife with the confederacy itself, that she had prepared to live alone. That last reluctant resource of peace and liberty, was utterly refused her. She was told that she should be exterminated if she attempted it.

Yet, did she not see a gigantic array of tyranny quail her spirit for a single moment? Did it shake her purpose, or tame her into a coward quiet? No! fierce was the issue thus offered her, she would have met it, rather than desert her liberty or diminish her honor.

While this was her attitude, the present compromise was presented her. Your choice was to be made between the evils of secession and this bill. The state had, could have, none of that mock bravery, that mock heroic bravado, let me say it, that could cast all prudence out of the question. She had resisted the tariff system as tyrannical, oppressive, ruinous. This bill is none of those. The main, substantial object of resistance is attained; the real grievance is removed. It can no longer be said that congress will not yield its redress. We have obtained it.

If, however, you cannot accept this compromise, the question is yet open to the convention. You can still choose between this bill and secession. Your representatives have given no pledge that takes away your liberty of choice. Let the voice of the state be given for secession, if it may. None can gainay her decision. As for me, I shall obey. I know too well where my great duty is to be laid, to hesitate, for a single moment, in devoting myself in the sustaining with all that I can do, the great final judgment of the state.

Act, then, fearlessly, upon your own responsibility, from which no partial acceptance of ours could have derogated. I

am bound, however, to declare to you, that the question will now be of civil war, not the tariff, nor secession.

While, therefore, I assert, that the bill is not the utmost that we had a right to demand, I cannot but regard it as accomplishing our great objects. It embodies the capital provision, that government shall measure its revenue by the standard of economical expenses only. This one great principle is distinctly inculcated in the bill.

So, too, of its 5th section, in which a system of *ad valorem* duties is provided for. That system takes 20 per cent. for its maximum rate. Can any one regard 20 per cent. as a protective rate? Look at the old duties, ranging, on the capital articles of import, from one to two hundred per cent. per cent.

It is evident, that the class of manufacturers that can live under this bill, will be few and little formidable. It can never again give us those strong and wide combinations which subjugated the government itself—which made themselves the government. Henceforth, instead of over-riding that government, they will be reduced to receive its care, only as every other interest in the State is.

I do not, however, exhort the state to rely upon any acts of the general government. She has been bitterly taught to give no such reliance. It is on her alone that I rely—on her courage, her vigilance, her prudence, her principles. I count on her nullification, which will rally the united south, the very instant that any breach of the compromise now formed, is attempted.

Mr. Turnbull addressed the general convention in a short speech, in which he justified both the preamble and ordinance.

Mr. Phillips (of All Saints) replied.

Judge Richardson followed, declaring himself in favor of the ordinance, but adverse to the preamble. He objected to the reasons that it urges, as not the true ones. Congress has made no reduction. Nor did the tariff, this ordinance would bring down the income of the government to a more revenue point. This was but the second step towards a repeal. The first had been made in 1832. He regarded this as but the inception of the overthrow of the American System. It was no more than a proof of the elange of public opinion.

Mr. Phillips, from All Saints, made some remarks, but could not be heard; when Mr. McDuffie rose, and said, he had not intended to offer any remarks on the subject; he felt himself bound to reply somewhat to the gentleman from Spartanburg, (Mr. J. S. Richardson). He understood him to have said, that there was no reduction in the bill, and that the words of the preamble were not correct. He explained wherein the bill of Mr. Clay was advantageous. That it was an abandonment of the principle of protection; that it so reduced the tariff as that certain goods, linens, worsted stuffs, &c. would be reduced much in price; that the bill, even admitting it did not arrive at its completion of the specified reduction until 1842, yet, that as, on certain articles which would be rendered duty free in a short time, and which were much consumed among ourselves, it was therefore preferable to a bill which did not embrace these provisions so early as the ensuing fall, yet might arrive at a reduction, contemplated in Mr. Clay's bill, even in the space of three years. He adverted to the inconsistency of the president's course, previous to and since his re-election. Said that he had deceived the manufacturers, by the circulars which were issued from the treasury, in relation to the tariff of 1832, which stated that the wants of the government were not met by that act; and then, as soon as he was certain of success, he was revolutionized in his sentiments, and, in his message to congress, recommended a reduction of the tariff laws. He said that even now, that he did not consider the south as safe. He adverted to a certain species of industry owned and used at the south, and said, that, however one principle seemed to be silenced for the present, yet another was in agitation for the future. He advised the south to stand up for herself; to be prepared for all and every event, for she might rely upon it, she would have to do it. He glanced at the bill of Mr. Wilkins, commented on its principles, and said that Rome, only, when her liberties were endangered, clothed one of her citizens with dictatorial power six months; but that the American people had created a military dictator for twelve. He concluded by warning his fellow citizens to be prepared for the shock, for it would certainly come, unless they were true to themselves.

March 16. Mr. Wilson from the committee to engross the ordinance passed yesterday, reported it as ready for ratification. This ordinance repeals the ordinance of November last, and all acts of the legislature, passed in pursuance thereof, the militia law, alone, excepted. He also moved that it be signed, as was the ordinance of nullification, by the members who voted for it, as well as the president and clerk, which motion did not prevail; and Mr. S. D. Miller then moved that it only have attached to it the signatures of the president and clerk; which was agreed to.

On motion, the hon. Mr. Lewis, a member of congress, from Alabama, was invited to take a seat on the floor of the convention.

The ordinance reported by Mr. Harper, to nullify the late act of congress, (known as Mr. Wilkins' bill) and declaring the oath of allegiance to the state, was taken up for consideration, being the special order of the day, Mr. J. L. Wilson moved that the yeas and nays be taken, and it being ordered,

Mr. R. W. Barnwell rose, and prefacing his motion with some very liberal remarks, moved that the sections of the ordinance, which bearing relation to the oath of allegiance, be stricken out; when Mr. Johnson moved that the words "or appointed" be introduced in the 19th line, after the word "elected," so that the section

would be rendered, "elected or appointed;" which being agreed to, the question recurred on the motion to strike out the three last sections of the ordinance. The chair was about to put the question, when Mr. J. B. O'Neal rose, and gave his opinion on the merits of the proposition, and all testimony that he had to offer. He denied the right of the convention in the matter; contended that the oath, as prescribed by the constitution of the state, covered all the ground required by the new one; that a new enactment on the subject would not be calculated to heal the divisions of the state, which were now sufficiently wide. He said he stood on the native Carolina, and he should speak the sentiments of a freeman, and he ardently trusted that he would be able to convince gentlemen of the total inexpediency of this provision of the ordinance. He then proceeded to define what was the allegiance of a citizen. He showed that the oath required by Virginia and Massachusetts, demanded no more of their citizens than does the present oath of this state of her citizens. He stated that the public mind was not prepared; that on this subject there was much difference of opinion, even among the majority of the state, and he asked gentlemen to pause. What did they intend to do? Were they willing to add to the excitement? Already were families arrayed against families, father against son, brother against brother, and even the flame had been carried to the temple of God—would such an enactment serve to extinguish the fire? Would it make the opposers of it any more the friends of the citizens? Would it tend to the enforcement bill. For one, said Mr. O'Neal, I wish it had never passed; but under present circumstances, he thought it would not be acted upon; it was a dead letter on the statute book. He gave it his disapprobation, and as an individual he considered it unwise and impolitic—he thought one clause unconstitutional, and the whole as granting powers which might hereafter be abused. He concluded by making an appeal to the convention, urging gentlemen to pause, ere they were too late, and refer the enactment to the legislature, where, in his view, by the provisions of the constitution, it properly belonged.

Mr. Harper followed, in a speech of considerable length. He expatiated largely on the rights of the sovereignty of a state; argued that in times like these, it was necessary and expedient, that the state should know on whom she could depend. He said he had no doubt of the power of the convention to pass the ordinance, embracing the declaration of allegiance, which it contained; he urged the absolute necessity of such a declaration, and said that he did not wish to leave this oath to the legislature, for it would be leaving it to chance. He adverted to the meeting of the union convention in this place, as evidencing, in a measure, the spirit of the opposing party in the state; he said he had no doubt of the power of the convention to pass a moderate bill, and that the government had been very moderate in their course, and instanced their toleration of the meeting of the union convention. He spoke of Mr. Wilkins' bill as an abominable, and calculated to subvert the liberties of this country. He thought the south yet in much danger—the spirit of emancipation was abroad, and he should not be astonished, if, in another year, a revolution like that of 1800 should take place.

Mr. Phillips then occupied the remainder of the session, the remarks of Judge O'Neal, a high compliment. He spoke of the meeting of personal friendship to that gentleman—of the distinguished estimation in which he was held by him, and very many others; of the pleasure which it gave him to hear Mr. O'Neal deliver the sentiments which he had just given, on the bill of Mr. Wilkins. He then adverted in an argument, long, but interesting, on the topics which had occupied the attention of the convention ten years past. He urged very strongly the adoption of the ordinance, in all its provisions, and concluded in a very strong appeal to the majority, not to suffer the moment to pass, but to act up to the expectations of the people.

Mr. Phillips, of Chesterfield, replied to Mr. Turnbull, and in consequence of some remarks which came from Mr. T. relative to the union convention, said that he would not yield his love for Carolina to that gentleman. He never expected to bear the attachment of the union party to the state questioned, and least of all from that quarter. He thought at least that the gentleman should have spared the feelings of his opponents on that occasion, and considered the time rather for conciliation, than an extension of the breach. He was surprised that such sentiments should have escaped one, to whom he could so triumphantly exclaim, *et tu Brute!* He would throw the charge of enmity and disloyalty to the state into the teeth of the gentlemen, and would tell them that there were men in that convention, who would not suffer in comparison with the proudest son of Carolina in this. He asked if the opinions of seventeen thousand of his fellow citizens were not entitled to respect; and was he to be told on this floor, that unless he would conform to the opinions of the honor to act, did come forward, and be in the majority, that they were to be deprived of their rights and privileges. [Here Mr. Harper rose and explained.] Mr. Phillips proceeded on the inexpediency of the oath, and observed that for one, he never would take it. The union party were devotedly attached to the state—they sought to preserve the state by preserving the union—that union alone could preserve the rights of the states, and disunion alone could force consolidation on the broken section. If there was in his heart a single hope, or wish, or feeling, inconsistent with the honor and the welfare of South Carolina, he would tear it from his bosom. He heard it said that the dominant party had shown great moderation and forbearance, in suffering the late union convention to assemble here, "holding the legislature," as the gentleman [Mr. Harper] had said. Was he to be told, at this day, that gentlemen of equal

virtue and character as those composing this body, representing 17,000 freemen, met to express their opinions upon the acts of the legislature, *only by suffrage*? Was he to hear credit claimed for forbearance towards an assembly of so much respectability, and representing so many freemen, because they were permitted to assemble and declare their sentiments upon an act of the state government? But it was said that this convention ought to adopt the oath because it had the power, and recommending its adoption to the legislature was leaving it to chance. It was for this very reason it should be left to the legislature. The people had never had this question before them, and this convention did not represent the people on that subject. Would it be the members of the convention also represent the people? This was the chance, then, to which this convention would be left, to the chance that every republican would cheerfully submit it, to the chance which was the basis of all republican institutions—the will of the people. The chance was that the people might will otherwise, and this they were not to be allowed to do. We urged the pledge that the convention had given, not to interfere with the constitution of the state—and said this would be such an interference. He desired peace—and reticulation—but for no purpose of advancement, for he was from a district where the union party had the ascendancy, and would maintain it. But he desired once more to be able to take his old friends by the hand, without feeling that there was something in the bosom of each not as it used to be. He concluded by contending that the convention had no authority from the people of this state, to interfere with the constitution; that power was not delegated to them, nor were gentlemen sent here to assume it.

At the close of the remarks, Mr. Samuel Warren moved an adjournment to Monday, at 10 o'clock. This motion was followed by a motion for a recess of two hours, which latter motion prevailed, and the convention adjourned to half past 5.

After the recess, the convention met, and after being called to order, Mr. Wilson moved that a resolution and motion to strike be read on the table, which was carried almost unanimously.

The report of the committee on the Virginia commissioner, and the resolutions submitted therewith, were, on motion, taken up and read by the president; who said, that unless some gentleman should request otherwise, he should put the question on these together. Mr. Perry, from Greenville, rose and moved that they be considered separately; on which, the president put the question on the adoption of the report, which was carried, with only a few naves in opposition. The resolutions were then passed unanimously, and the word "unanimously" ordered to be inserted in them.

Mr. Hamilton's resolution, and Mr. Smith's, as an accompaniment, were then put for adoption, were carried, and the convention adjourned to Monday at 10 o'clock.

Monday, March 18. The convention resumed the consideration of the ordinance on the 10 o'clock bill.

After some remarks by judges Colcock and O'Neal; Mr. Perry, of Greenville, said,—Every one must wish to see healed differences that had so divided the state. He had himself exhorted his friends at home to endeavor, now that the causes of these dissensions were removed, to forget and forgive. He had sat gratified at the liberal spirit in which the gentlemen from St. Peter's and St. Helena's general Hamilton and Mr. Barnwell had spoken. His friend torn on his left, (Mr. Phillips, of Cheraw,) had also spoken in a manner that must have touched the heart of every one who heard him. If that oath (Mr. Perry continued to say) could be stricken out of the ordinance, his people would be satisfied, would be willing to bury in oblivion all that has passed. But if on the contrary, it was adopted, the highest irritation must ensue. He spoke afterwards of Williams' bill, which he said would be, beyond doubt, repealed. The present enlightened and patriotic chief magistrate of the nation could never be so very a tyrant as to enforce it, (seeing that it was he who had it passed, it does seem wonderfully improbable, that he has any notion of putting it in force. So, too, Gen. Blair, col. Drayton and Mr. Mitchell can clearly have no objection to the bill as forced, although they all voted for it.) "But," [continued Mr. Perry,] "should I attempt it, I will then, as I have always said, resist tyranny, come from what quarter it may."

Col. John L. Wilson succeeded, and among other things said—You are told that it will make oaths too common. Where were these accipiters, when oaths of a very different sort were used so liberally throughout the state, by the very party that now sticks at a common oath of fidelity to the state.

But is there any gentleman here, who will rise in his place, and say that he will not take this oath? There is none such; and, if there were, it would be precisely for him that such an oath would be indispensable.

He adverted to the notorious state of things, even at this moment existing in various parts of the country, in Chester, where a volunteer regiment was formed on Friday last, to fight against the state. In Charleston, where the avowed military organization, in Horry, where an encampment was lately formed. The party has mustered itself, organized, drilled, received its arms and equipments from the United States arsenal at Augusta. They declare themselves ready to join the United States. Their major general is well known. They have appealed to the president to commission them. They probably have their warrants in their pockets.

But we are appealed to as a "magnanimous party." Magnanimous we are. But let them now show a little magnanimity on their side.

We are threatened with civil war if the state exacts an oath of fidelity from her citizens! If this is a cause for civil war, let it come! The sooner the better. It shall be welcome to-morrow. If, on such a cause as this, men are willing to make matter of fraternal slaughter—if there be a party, who hold that an oath to protect their native soil and defend its liberty, is a thing to be resisted, even to brother's blood—why we have nothing left for us, but to cut off this rotten part of the state; and I would do it.

But are we already secure, after all that has threatened us? Is not a sister state even now threatened? Has not the bolt which was hurled at us, fallen upon Georgia?

Her case to-day, may be ours to-morrow. We hang upon the goodness of general Jackson's temper. We depend upon Mr. Pringle's clemency—upon the mercies of every custom house officer, who may misbehave and encounter a quarrel, in the ill performance of his duties.

Mr. Wilson having concluded, the convention took a recess till 4 o'clock.

The ordinance nullifying the "force bill" was then passed—132 to 19.

The report accompanying the ordinance on the force bill, was then taken up and passed by a general vote.

The usual forms of ratification were then gone through; and the minor business of printing, &c. was disposed of.

Gen. Hamilton moved an adjournment, the business of the convention being finished. Upon this the rev. Mr. Ray took his place by the president's side, and performed the final religious duties.

It was then moved and carried that the convention go into committee of the whole; Mr. Turnbull was placed in the chair.

The venerable col. Warren then moved a vote of thanks to the president, for the dignity, despatch and impartiality, with which his duties had been performed. The resolution was unanimously adopted, and the committee rose and reported.

The president returned thanks for the honor done him, in one of those spirited and appropriate speeches at which he is always so ready.

The convention then adjourned sine die; or rather, dissolved itself; being so pronounced by the president.

ADDITIONAL TERMS AND SCRAPS.

The Charleston Mercury of the 21st March, gives the following account of the last moments of the convention at Columbia.

"On the vote of thanks being given to governor Hayne, as president, he briefly and eloquently returned thanks, rejoicing that the members to go home with a disposition to conciliate—but with an inflexible resolution to maintain the principles of the state, remembering that eternal vigilance is the price of liberty—that we have recently gained an advantage, but not a victory—that the bill of blood proves that the Moloch of federal usurpation is not appeased—and that they ought to have it indelibly impressed upon their minds that the great battle is just begun."

"When the motion was made that the convention be finally dissolved, it was opposed by Mr. Phillips, of Georgetown, on the ground that the action of the convention may very shortly be needed on account of the threatened application of the force bill to Georgia—and that therefore it should adjourn, subject to the call of the president and committee. Gen. Hamilton replied that the convention had carried out the purpose for which they had been organized, and ought now to resign the very large powers which the people had confided to them,—and very warmly and eloquently spoke of the co-operation which we would give to Georgia in resisting tyranny. But in this action of the convention would not be necessary. Our citizens would not wait for it. We would show our gratitude for the generous sympathy of our thorough friends in Georgia—and we would convince those in Georgia who "abhor" nullification, that when they make use of this abhorrent remedy for their own salvation, we will prove, by rushing to the standard, that our attachment to the principle was not affected. This is not even a sketch of his remarks, which were unprepared, eloquent and happy. The convention then dissolved itself by a unanimous vote, and the scene closed with prayer by a member, the rev. Mr. Kay."

The Charleston Courier announces the dissolution of the convention in the following terms.

"The state convention, after nullifying the enforcing bill, and referring the matter of the oath of allegiance to the legislature, put a period to its existence on Monday last. We are truly rejoiced at the death of the many headed monster—it emancipates us from the thraldom of an irrepressible despotism, and restores us to freedom, and places us once more under the safe dominion of the constitution and laws."

The Charleston City Gazette of March 21, says—The convention adjourned on Monday last, and several of the members arrived in town yesterday. Thus ends we fervently hope forever, the fudge and flummery—the vapor and fury and nonsense of this extraordinary era of political confusion. Happy will it be for us, as a community, if we shall be able in a dozen years, to repair the errors and mend up the evils of a five years' war of expatriation against the influence of reason and common sense!

*From the Charleston Courier.*

"The greatest objection to the new test oath, is the extreme meanness and wickedness of the design. The open and manly difference is this:—the union party contend that the constitution of the United States and the laws of the United States passed in pursuance thereof, are the supreme laws of the land, any thing in the law or constitution, or ordinances of any state to the contrary notwithstanding; and they are ready and willing to swear to bear true allegiance to this state, and obey its laws, so far as the same are not incompatible with the foregoing laws and constitution of the United States. Now, do the nullifiers require more of them? If so, let them, with their boasted civility, say so, plainly and manfully, and the union party will cram their oaths down their throats at the point of the bayonet."

About the time that the additional companies of United States troops were ordered to Charleston harbor last fall, a considerable force of government troops was concentrated at the arsenal near Augusta, Georgia, under col. Twiggs. By the last Augusta papers, we observe that this force is dispersing, three companies having been ordered by the war department to Fort Mitchell, and two to Tellico Plains.

#### FOREIGN ARTICLES.

The importance of the following proceedings, &c. induces us to give them at considerable length. They are necessary to a right understanding of the present state of things.

*Earl Gray's bill—house of lords, Feb. 12.*

The preamble commences by averring that there is now prevalent, in certain parts of Ireland, a dangerous conspiracy against the rights of property, and the administration of the laws, thereby rendering the laws now in force inadequate to preserve the public tranquillity; in consequence whereof—

1. Authority is given to the lord lieutenant to suppress the meeting of any association or body of men in Ireland that he may deem dangerous to the public safety, and such meeting shall be deemed an unlawful assembly, and every person present punishable as for a misdemeanor.

2. Two or more justices of the peace may repair to any room or place, (with necessary assistance), where they believe such a meeting to be assembled, and if refused admittance, enter by force, and thereupon, in the name of the king, order the persons present, to disperse; and on refusal or neglect within fifteen minutes so to disperse, they may be apprehended and tried in a summary way by two justices, and on conviction, be imprisoned three months for the first, and a year for the second or any subsequent like offence.

3. The third section provides that the person prosecuted shall plead to the indictment forthwith.

4. That the lord lieutenant, with the advice of the privy council of Ireland, may issue his proclamation, declaring any county or portion thereof to be in such a state of disturbance and insubordination as to require the application of the provisions of this act.

5. That the inhabitants of such disturbed districts shall be warned by the proclamation, not only to refrain attending any seditious meeting, but "to be and remain within their respective habitations at all hours between sunset and sunrise from and after such day as shall be named therein for that purpose."

6. Declares the mode of publishing a disturbed district by affixing a copy upon a public place.

7. Enjoins all public officers and functionaries of the government, civil, and military, charged with the administration and execution of the laws, to take the most vigorous measures to suppress all insurrectionary movements and outrages.

8. Constitutes the Dublin Gazette the official medium and evidence of the authenticity of such proclamation.

9. Prohibits the meeting of any assembly or body of men in any such proclaimed district, under the pretence of petitioning parliament, or for the purpose of discussing the subject of any alleged public grievance, or matter in church or state, unless a written notice, stating the object, and naming the day, hour and place, shall have been given, ten days before the time appointed for holding it, and without such notice, the meeting shall be deemed an unlawful assembly, and the persons present punishable as for a misdemeanor.

10. That the lord lieutenant may appoint by warrant so many commissioned officers of the army of Ireland, as he may think fit, for the cognizance, trial and punishment of all such offences committed within the disturbed districts; with a proviso as to their qualifications.

11. That of the persons so appointed, any number not less than five nor more than nine shall be deemed a court martial for the hearing, trying and punishing of such offences, with all the powers incident, not only the courts martial, but to the civil tribunals; and with authority also, to try summarily, and pass sentence and judgment as in the courts of law.

12. Provides for the appointment of a judge advocate by the lord lieutenant.

13. Prescribes the oath to the members of the court martial.

14. Confers the power of conclusive determination upon a majority of such court.

15. Authorises such courts martial to issue orders to bring before them all persons charged with offences against this act, and requires all sheriffs and ministers of justice to enforce and obey them.

16. Empowers courts martial to summon and secure the attendance of witnesses to testify in all cases before them.

17. Enumerates six or seven acts, besides the present, for a violation of which persons may be seized and punished in the disturbed districts, by courts martial; with a proviso limiting their powers to sentence of transportation for life, or a period not less than seven years, in all cases whereby in the acts hereinafter referred to, the punishment of death was prescribed.

18. That the magistrates may apprehend and commit to prison any person within such proclaimed district, who may be in the fields, streets, highways, or elsewhere out of his house, dwelling or place of abode, between sunset and sunrise, and the persons so committed shall be tried by a court martial.

19. Empowers justices of the peace, at any time from one hour after sunset to sunrise, to demand admittance, and on refusal, to enter forcibly any house in such proclaimed district, to search whether the inmates be absent, or have any arms, ammunition, or weapons concealed therein, with the usual reference of delinquency, to trial by a court martial.

20. Makes it penal to have the possession of any arms, ammunition, pike, pike-head, spear, dirk, or other offensive weapon, unless such arms, &c. were concealed in their house without their privacy or knowledge.

21. The selling or distribution of any seditious paper or handbill, is made punishable by a fine, or imprisonment for a term not exceeding twelve months.

22. Injury or intimidation of a juror, witness or prosecutor, either in his person or property, punishable by transportation for not less than seven, nor more than fourteen years, on conviction by a court martial.

23. Renders all proceedings done under this act uncontrollable by any court of the United Kingdom, or by any civil or criminal—providing that the military persons charged with the execution of this act shall be responsible therefor to courts martial, and may be tried thereby according to the rules and articles of war.

24. Authorises the public officers to detain offenders in any part of Ireland, and the lord lieutenant by warrant to change the persons having charge of offenders in custody.

25. Provides for the transmission of the copies of such warrants to the clerk of the crown in Dublin.

26. False-swearing under this act is made perjury and punishable as such.

27. Provides that it shall be held to be a good return to any writ of habeas corpus, sued out within three months after his arrest, that the prisoner is detained by virtue of this act, and on such return it shall not be necessary to bring up the body.

28. Offences under this act are not bailable, but the person charged shall have a right to be tried within three months after his arrest.

29. Provides for the execution of the law by magistrates in counties next adjoining their own.

30. Similar powers conferred on magistrates of towns or cities, as on magistrates of counties at large.

31. Limits to three months the prosecution for all offences under this act in other than the proclaimed counties.

32. Provides that where a defendant is acquitted of a prosecution as mentioned in the preceding section, treble costs shall be allowed on the certificate of the judge.

33. Provides that for probable cause certified as above, six peace-officers and no costs shall be allowed for a prosecution for detaining the person or entering the houses of suspected individuals under this act—but on such certificate that the act was done wilfully or maliciously under the color of the law, the plaintiff shall recover treble costs.

34. Authorises the lord lieutenant, by a new proclamation to revoke a former one, as to the whole or any part of a district.

35. Reserves to the crown the right as heretofore of punishing open enemies or traitors by martial law.

36. Provides in blank for the duration of the act.

*House of lords, Feb. 15.*

Earl Grey arose amidst the most profound silence. His lordship requested the clerk to read that part of his majesty's speech relating to the disturbances existing in Ireland. This having been done, the noble earl, evidently much affected, pointed in a commanding manner to the colonies existing in Ireland, and the painful necessity his majesty's government was under in submitting strong measures for repressing them. We are told that the separation of Ireland is to be effected by agitation, and that the volunteers are to be the agents for bringing about this end. It is said that no matter what remedial measures are adopted—no matter what abuses are removed—you may abolish parish cess—you may reform the church—you may remove the grievances of the grand jury system—but no matter what you do for the peace and happiness of Ireland, nothing will satisfy the volunteers, but the repeal of the legislative union. But what was the nature of that society of volunteers? It was modelled upon the volunteer society of 1792. It was to consist of district associations, subordinate to a committee sitting in Dublin. It was to undertake the pacification of Ireland, to put down tumults—to supersede jury system—but no matter, to hold meetings simultaneously with the sessions and assizes (hear),—to determine quarrels—and to put an instrument of pacification into the hands of the liberator. It was not to be an armed association until the law should allow it. The accredited agent of the learned gentleman—sent under the name of a pacificator to organize the subordinate societies—declared, at a public meeting in the court of law, that if it existed, it was necessary, as it had been in the year 1796, to supply the volun-

been with pikes, Daniel O'Connell would send the men of Clare into his own country, O'Connell, cut pike heads (hear, hear, hear). But it was the duty of the government to take care that there should be no pikes—and that associations so organized, and for such objects, should be put down (hear, hear). Was it to be wondered at that, whilst such associations were in progress, whilst such declarations were addressed to them, there should be a general resistance to the law, that the payment of tithes should be suspended—that the collectors of tithes, and even of rent, should be assailed, if not murdered? Although these outrages did not prevail over all Ireland, they pervaded a considerable portion of the country; and it was in the nature of such disorders to increase and extend themselves, if they were not timely and vigorously put down (hear). The whole of Leinster was in this state; and in Munster, the counties of Cork, Tipperary, Waterford, and Kerry, were in a similar state; and as was also the province of Ulster, a great extent, especially in the county of Louth; and their lordships had heard from a noble lord behind him what was the condition of many parts of Connaught. Their lordships would see that the association of volunteers were connected with these outrages, from the fact that they increased as it was spread, and that they had the same objects, which they were not to neglect. It was the duty of the founders of that society disclaimed the use of all but peaceable and legal means; but it was evident, from the violence of the language that they employed in the work of excitement and agitation, that they availed themselves of this profession of pacification for their own protection, whilst they well knew that it would not serve to curb the ignorant people whom they incited, nor to protect themselves from the consequences of their violence. The noble lord then, in the course of his speech, and from the correspondence of the Irish government, numerous instances of the persecution of witnesses and jurors in cases of prosecution connected with the outrages of the illegal associations, and contended for the necessity of immediately employing some means of putting an end to this system of intimidation. The noble earl stated many cases to show the gross violation of the laws, and that, if the society, the members of which were in force could not be executed. Witnesses dared not give their evidence, nor juries find a verdict of guilty. The present state of Ireland was, in fact, so disturbed, property and life so unprotected, that he thought their lordships would not hesitate to adopt the measures he was about to propose. It did not appear that these outrages were confined to any class of men. Government had before the present assembly, a bill of the description; they now felt it their duty, however, to lay it before their lordships. All the powers at present possessed by the executive had been found ineffectual to preserve order and enforce the due administration of the laws in Ireland. This bill which he was about to bring in had for its object in the first place to suppress all dangerous and illegal associations. To suppress, if possible, all attempts to excite the people to any act of violence would contain various provisions of acts passed at different periods by both the English and Irish parliaments, particularly that passed in the 5th of George the Fourth, commonly called the proclamation act, which had for its object the suppression of all illegal meetings. That act also prohibited any one being out without giving a sufficient excuse, between sunset and sunrise. His majesty's government as he before informed their lordships, and the noble earl, and it was his own pain that they felt called upon to ask for extraordinary powers for the executive of Ireland. The first enactment of the present measure was to prohibit all meetings in petition parliament, or to discuss public grievances and public acts, unless ten days notice was previously given. (Hear, hear, hear). The insurrection act authorized all offences against its provision to be tried at the sessions, before the magistrate, who had the power to sentence offenders to transportation. Now, in the present state of Ireland, his majesty's ministers did not think fit that this power should any longer be exercised by the magistrates. (Hear, hear). The trial of all offences against this act it was proposed should, to a certain extent be subject to martial law. (Loud cries of "hear, hear.") The courts, however, would be so constructed, that he did not think it would be necessary to exercise fairly exercised; the act would contain security against unfairness; at the same time he hoped they would be effectual in enforcing obedience to the laws. It would be imperative that in all these courts a sergeant at law or king's counsel should preside as judge advocate and they would otherwise be so constructed as no fear of any abuse of power could be anticipated. All persons travelling without a license, and sunrise, all absent from their houses, and without cause, and those who had arms in their houses, would be subject to this act. All persons distributing seditious papers, any attempts to injure the person or property of jurors, prosecutors, or witnesses, should also come within the provisions of this act. The noble lord referred to another provision in the former act, protecting the officers of courts martial from future prosecutions. This was essential for their return, and would be essential to the present bill, and he thought the officers would nevertheless be subject to have their conduct examined by a proper court martial. He trusted these measures would be found effectual to suppress the existing outrages in Ireland; and he should be happy when the time arrived that the proposed measures of severity might with safety be repealed. If a writ of *habeas corpus* should be issued for any person arrested under the provisions of the act, it should be returned, and he thought that the person was arrested under the authority of the act. He thought these measures would be sufficient. They

were severe powers, but the necessity of the case seemed to require them; and by which necessary means they could be justified. The question for their lordships was, whether or not a case had been made out for such a suspension of the ordinary laws as all legitimate governments have been at times compelled to resort to, for the safety of the state, and on the principle *salus populi suprema lex*. The next measure which his majesty's ministers thought it necessary to introduce, but separately from the present bill, was an act for changing the venue in the cases of all trials where any species of intimidation had been used to influence jurors or witnesses. (Hear, hear, hear). Apologizing for so long detaining their lordships and thanking them for patient hearing, the noble lord concluded by moving for leave to bring in the bill.

Lord Longford, in alluding to the agitation that had been demanded to exist, said it had first of all been invited by a noble marquis, who requested a correspondent to "agitate—agitate—agitate."

The duke of Wellington said, the question was, did ministers mean to do—were they intent on doing—their duty towards the country in bringing forward this measure? If they were, then it was useless to go back to former proceedings. The duty of the present bill was an act for changing the venue in the cases of all trials where any species of intimidation had been used to influence jurors or witnesses. (Hear, hear, hear). In his opinion the things rendered the proposed measure imperatively necessary. (Hear). If the recall of the present lord lieutenant, or any other measure of that kind, could render such a proceeding as that now contemplated unnecessary, he would immediately say, "adopt that course." (Hear, hear). But, as it appeared to him, looking fairly at the question, the present measure was absolutely necessary. (Hear, hear, hear). He cared not from what cause the present state of things in Ireland arose. It was sufficient for him that it existed; and seeing that government grounded their call for this measure on that state of things, he should, without looking to one side or to the other—he should, without advertent to what had passed heretofore, give them his support on this occasion. (Hear, hear). He considered the measure to be essentially necessary, and he would not consent to any measure which did not, in his opinion, give sufficient powers for the purpose of putting down the particular evils that afflicted Ireland. He would not, however, on the present occasion discuss those points. He hoped the committee on the bill would sit on the earliest possible day, and he should then decline his opinion more in detail.

The noble lord lay in the Earl of Longford, with reference to the words "agitate, agitate, agitate."

The Earl of Eldon shortly supported the measure, observing that nothing but the present extraordinary circumstances could warrant it. It should only continue, however, as long as the evil existed.

Earl Grey said that it was only a measure of necessity, and was not intended to continue longer than till the end of the next session. He hoped to be able to move for its repeal before then.

Lord Brougham said that he fully concurred in the measure. The crown was an usurper instead of a governor, if it claimed allegiance without granting protection. Had a less extensive measure been adopted, constitutional principles would have been violated, and the subject would not have been attained. He had the most unbounded confidence in the measure, and in the hands of those who would execute it. He also approved of it because it was accomplished by measures of relief.

Lord Ellenborough supported the measure, although he wished for documentary evidence of its necessity.

Lord Clonurey looked on it with great anxiety and alarm. The marquis of Lansdowne supported the measure. After a few minutes observations the bill was read a first time, and the house adjourned.

Monday, Feb. 18.—Lord Grey moved the second reading of the bill.

The earl of Wicklow approved of the measures proposed, but regretted they had not been brought forward before.

The earl of Longford commended the continuance of the measure, and the government for the measures before courts martial, which Lord Roden supported the bill, on the ground that such coercive measures were now become necessary.

The marquis of Clanricarde defended the conduct of the marquis of Anglesey.

The duke of Wellington considered the present measure to be essentially necessary; but suggested some amendments that might be proposed in the committee.

Earl Grey replied, and thanked the noble duke for his suggestions.

The bill was then read a second time, *nem. con.*

[O—Previous to the final passage of the bill, it underwent some important alterations, with the consent of earl Grey—one of these allows counsel to prisoners before courts martial, which had not formerly been permitted: the accused was obliged, previously to the passage of this law, to submit his questions in all cases to the presiding officer, in writing.]

*The (Irish) suppression bill.* In the house of lords, Feb. 22.—Earl Grey moved the order of the day for the third reading of the above bill.

Lord Tevendale said he should strongly protest against this bill, as a gross infringement of the constitution of England and Ireland. The union, the inviolate union of England and Ireland, was worthy the strenuous support of every rightly thinking man. It was that union which constituted the great strength and force of the empire, and which placed this country in the proud situation in which it long stood, as one of the first, if not the very first power in Europe. Could this bill, he would ask, have the effect of consolidating that union? Would it not, on the contrary, give rise to a spirit of resistance in every part of Ireland? It was a measure which he deeply deplored, and he believed that ministers (as honest ministers, he admitted, as ever this country saw), in bringing forward such a bill, were acting under some delusion, or another. God knew what! He hoped, from the enlightened and liberal feelings of the day, that prosecutions before courts martial would not be carried into effect. Formerly, when such a measure as this was contemplated, a report and evidence were laid before the house, in order to justify the proceeding; but nothing of the kind was done in this instance. Humble individuals, as he was in that house, he would raise his voice against such a measure, because it appeared to him to be opposed to the constitution of the country, and contrary to the interests of the British empire. He therefore, could not let it pass without declaring his sentiments.

The earl of Westmoreland said it was not his intention to offer a remark which the present occasion would not justify. After the able exposition of this subject by the noble earl (Grey) he thought that to make any further considerations on these illegal meetings and dreadful outrages which had been described, could question the necessity of this measure. After the statement made to the house by the noble earl, in which he explained the grounds on which he rested his measure, it did appear to him that no man could fairly question its justice, or the necessity which called for it. He could almost wish that it had passed without any objection or alteration. Both the loyal people in this country and in Ireland, and even the deluded and misled peasantry themselves, who were at present the victims of the machinations of artful men, ought to give thanks to the noble earl, for the firm and decided manner in which this subject had been brought forward, and he hoped the noble earl would not be displeased, if he ventured to add his individual thanks to those of the country. He would also venture to add the individual thanks of all his [lord Westmoreland's] noble enligaments, with whom he had acted so long during the reign of the late king, George III. when they also had been compelled reluctantly to call for additional powers.

He thanked the noble earl in the names of a noble marquis, of a noble earl, (we believe Bathurst), of viscount Sidmouth, and of the duke of Portland, who, in times the circumstances of which were similar to the present, stood forward to require powers such as were now sought for by his majesty's ministers. Whatever obloquy might formerly have been cast on those who demanded additional powers, they only required them out of regard for the laws of order and for the preservation of their country, under the particular circumstances in which the empire was placed. He thought that thanks were due to ministers for adopting such a course; and putting aside all other considerations, for having, when they found themselves thus circumstanced, brought forward a measure which, in his opinion, was a right and proper one. By thus proceeding they had justified him and his noble colleagues, for having on former occasions pursued the same line of conduct. Whatever were the charges that might be advanced against noble lords opposite, that was not the time for them. The question now was whether they should not all join in endeavoring to restore Ireland to allegiance to his majesty. Upon these grounds, differing as he did upon many points from the noble lord opposite, he should vote for the bill.

The bill was then read a third time and passed, and ordered to be carried to the commons.

#### HOUSE OF COMMONS.

Lord Althorp moved that the suppression bill should be read a first time on the 27th Feb.

Mr. H. Craffan said, that without wishing to enter into the debate, he would enter his protest against the bill.

Mr. House wished to know when the house might expect the remedial measure which the government had promised. He hoped that the house would not pass the present bill until the others were passed, or at least until they were satisfied that they would pass, lest they should render themselves liable to be charged with passing only the coercive measure. The experience of last year, was not to be lost upon him. The government then told the house that remedial measures should be passed with the coercive measure. The latter was passed, but the house never saw the others. [Hear.]

Lord Althorp said that a bill which he intended as a remedial measure, namely, that for getting rid of the collection of tithes under the former system, was passed during the last session. If gentlemen chose to put a different interpretation on what ministers said, from that which they intended them to bear, it was not their fault. The report of the tithes committee, if it had been examined, would have shown what was the nature of

the remedial measure which the government intended to propose upon that occasion. With respect to the remedial measure at present in contemplation, he had stated a day or two ago, that he hoped to be able to introduce the bill for church reform by the end of next week, and the bill for amending the grand jury system by the middle of the week. It was for the house to decide whether they had sufficient confidence in ministers to believe that they were in earnest, when they said they would carry through the remedial measure (first, hear.)

Mr. O'Connell said the members of that house might be disposed to place the fullest confidence in the intention of ministers, and to believe that they had the power of carrying their remedial measures through that house, but ministers would not insinuate that they could control another assembly. [Hear.] Could it be said, that in another place any measure advantageous to her, was, he knew, sure to pass, any measure springing from malignant hatred of that country ("hear" and murmur.) No more on that point. He understood from the noble lord a few nights since, that he expected to have been able to introduce the grand jury bill during the week.

Lord Althorp. I said next week.

Mr. O'Connell said he understood the noble lord differently, but no matter, the present occasion principally for the purpose of apologizing to his constituents for permitting one vote respecting this despotic bill to pass without discussing it; but as the noble lord had complied with the suggestion of many persons opposed to the measure, by postponing the first reading till Wednesday, he would abstain from entering into any debate respecting it, contenting himself with giving notice that he would move for the issue of the house, and that he would repeat the call whenever he thought he perceived any relaxation of its effects as long as the bill was before the house. Once more he must apologise to his constituents for allowing the bill to be mentioned in the house without raising his voice against it. The phrase "the madness of slavery" was chosen once in that house. He felt the madness of slavery coming over him then. He would proceed no farther.

Mr. Stanley said that the honorable and learned member had made one very important observation by which it appeared necessary to connect two measures which had no connexion with each other. Undoubtedly ministers had declared—and if some parties had given them more confidence for their good intentions, and would wait with a little more patience to see whether they would perform their promises, instead of exciting violent opposition before they knew what the conduct of government was likely to be, it might have tended more to the peace of Ireland; but undoubtedly ministers had held forth an expectation that it was then their intention, acting on the principles which they had always professed, and he would venture to say, on which they had already acted, to direct their attention to the remedy of the real and acknowledged grievances of Ireland. So anxious had they been to prove to the house and the country that they were not putting forth mere professions, that they had taken the earliest possible opportunity after the passing of the session to declare the measures which it was their intention to propose to parliament. Those measures had been acknowledged by the reluctant consent of the honorable and learned member himself, which he now vainly attempted to retract, to be real and substantial measures of relief, and remedies for abuses. At the same time that ministers announced these measures they applied to parliament for another measure, the passing of which was asked for and reluctantly resorted to—when it was imperiously called for, not for the maintenance of the present administration, but for the maintenance of any administration, and which, he declared to God, he would not have asked for, sitting on the benches where he did, if he would not have voted for sitting on those opposed to him. [Cheers.]

If any administration, let it have been formed of what party it might, had, in the present state of Ireland, proposed the measure which it was his painful duty to have recommended, in office or out of office, he would equally have supported that measure, which he held to be not of a coercive but of a protective nature. [Cheers.] But although it was right that the house and country should know what remedial measure it was proposed should accompany any restrictive but necessary measure, it was not necessary that the two classes of measures should move *pari passu*, side by side through both houses of parliament. The honorable and learned member said that the government could not carry those measures for the benefit of Ireland, through the other house. Speaking in the name of the cabinet, he said that the government was pledged to carry those measures through. If they could not carry the remedial as well as the coercive or restrictive measures, they were no longer a government—they could not continue to sit on those benches. [Cheers.] He said that if they were unable to carry their measures through, they were not only unable to exercise, but unworthy of exercising the functions of a government; and he should hold himself disgraced by continuing to hold the situation which he filled under such an administration. [Cheers.] Government therefore was pledged to carry—both the remedial and the coercive measure should pass.

They were bound by their character, they were bound by their situations—they were bound by their honor as gentlemen—to carry them through; and if they failed in doing so, they could not continue to hold their situations—they could not call upon the house to place confidence in them. [Cheers.] That was the line of policy which government meant to pursue; but he

could not stop to inquire whether this measure or that measure should be passed first or last,—it was sufficient to state that if they could not carry every thing they proposed, they were no longer the government of the country. The two sets of measures were independent of each other, but the rejection of either would equally establish that the administration did not possess the confidence of the two houses of parliament, and therefore could not continue to conduct the affairs of the country. [Cheers.]

Mr. Baldwin. The right honorable gentleman said that he would not continue to be a minister of the crown unless he could carry his coercive measures. Now, he [Mr. Baldwin] thought that he was not to be a minister if he attempted to carry them. No minister was worthy of the confidence of parliament, or the support of the crown, who should endeavor to deprive the Irish people of their rights and privileges. The coercive measures would encounter from him, and other Irish members representing popular constituencies, the utmost possible opposition. He charged the right honorable secretary openly in the face of the nearest and most numerous of the remedial measures which were about to be introduced, "kept the hope of promise to the ear" of Ireland, and broken it to her hope. [Hear.] The remedial measures would be perfectly nugatory if accompanied with the coercive measures. He could assure ministers that these coercive measures would do more to dissolve the ties which bound Ireland to England than any thing else could do. The Irish people possessed a spirit which would not bow down to tyranny. If the right honorable secretary wished to maintain the union, let him treat the Irish people as he would treat the people of England. Before it was too late he called upon the government to retrace their steps.

Mr. P. Howard, said that the right hon. secretary had not said that he would not continue to be a minister of the crown unless he could carry the coercive measures, but unless he could carry the remedial measure also. Gentlemen might attack government if they pleased, but at all events they should proceed upon correct premises.

Mr. Stiel said that in consequence of the declaration of the right honorable gentleman that he and his colleagues would not remain in office unless they carried their remedial measures, he begged to know what became of a portion of the remedial measures which were introduced last session, to which the government were repeatedly pledged, and which passed through the house of commons—he meant the bill for assimilating the mode of calling juries in England and Ireland? The noble lord said, in the most emphatic manner, that the government was pledged to carry that bill. Where was it now? Had the pledge given by the noble lord been fulfilled? Why had that measure been squandered? It was left to a committee. Had that committee made any report? Had the government, in this instance, acted on the principle so eloquently laid down by the right honorable secretary?

Lord Althrop admitted that he had given the pledge to which the learned member referred, and he had done so with perfect sincerity, and with full confidence that it would be redeemed. [Hear.] He expected to see a committee, but he had not done so, but, at the same time, he must fairly acknowledge he did not consider, from the circumstances under which he failed in fulfilling the pledge that he was so far compromised as to render it impossible for him to remain a member of the government. [Hear, hear.] He might be wrong in having come to that conclusion, but he had arrived at it after the best consideration which he was able to give the subject, and he would now admit that the pledge must be redeemed in the course of the present session. [Hear, hear.]

An honorable member said that if the remedial measure should pass, the coercive measures would be unnecessary.

Mr. O'Connell denied that he ever made his opposition dependent on the success of what the right honorable secretary was pleased to call the remedial measures. The right honorable secretary was quite mistaken if he supposed him to say that his opposition to the coercive measures would be in one degree mitigated by the success of the remedial ones. He did not expect because he had yielded to the impulse of a feeling of gratitude towards those whom he considered to be the enemies of his country, to be taunted with the approbation he had bestowed upon some of the measures of government, and to have his conduct in that respect brought at him in the way it had been by the right honorable secretary.

Mr. Stanley said that he understood the honorable and learned member to have expressed his doubts as to whether the ministers possessed the power of carrying their remedial measures through the house of lords.

Mr. O'Connell admitted that he had done so, but not as a person who opposed the measures.

Mr. Fins entreated English members not to deceive themselves with respect to the feeling of the Irish people. No remedial measure would be received with gratitude in Ireland, if accompanied by coercive measures. The people of Ireland loved liberty too much to accept any thing as a substitute for it.

Mr. Ferguson O'Connell said that notwithstanding the right honorable gentleman had, with his usual liberality, promised discussion, he would abstain from entering upon any debatable topics, and would merely remind the house of the words formerly used by the right honorable paymaster of the forces, that "it was impossible for the whisper of a faction to prevail against the voice of a nation." [Hear.]

The bill was then ordered to be printed, and to be read a first time on Wednesday next.

LETTER FROM D. O'CONNELL.  
Addressed to a gentleman in Dublin.

14, Atholmarke street, Dublin, Saturday.  
I proposed to myself to send you for publication, on Monday, an address to the Irish people, on the present truly awful crisis of public affairs, but I have been occupied with conferences all day, with Irish and British members of the commons—and I derive much consolation from being able to tell you, that not only are the popular Irish members firm and unanimous, but that there are a great number for whom I have the most possible respect of the British members, determined to resist the atrocious tyranny with which earl Grey has the unheard-of audacity to dare to threaten Ireland. Talk of an union, indeed, between the countries, after presuming to attempt to outlaw the inhabitants of one great portion of the empire?

But the extreme despotism of the proposed measures has a tendency to drive every friend of liberty, and in England we shall certainly get support out of doors.

In the meantime, pray use my name to conjure the people, first, to be perfectly peaceable—no outbreak—no violence; on the contrary, prove the absolute madness of doing the business of our enemies, by any species of violation of the law. Secondly, get the clergy, if possible, and the laity, unanimously to petition. Petition, petition, every day, and in every way, these measures. Let us have firm, respectful, strong petitions from every part of Ireland.

"Let there be no despair—the constitutional battle for Irish liberty is not yet lost—neither shall it be, with the blessing of God. I repeat, let no man despair; on the contrary, call on the friends of freedom to insist that their representatives shall do their duty."

"I have not time this day to write more, Let peace, order and constitutional exertion be our motto."  
"Believe me, &c. DANIEL O'CONNELL."

Dublin, February 20. Ever since the announcement of the contemplated coercive measures this metropolis has been in a state of unusual agitation. Yesterday a meeting of the trade of tailors, to petition for a repeal of the union, took place at the Arena. It was intended as the prelude to petitions from all other trades on this topic, but now that course has been abandoned, in the uncertainty that hangs over the future fate of this kingdom. Yesterday also a meeting of the volunteers took place, but soon afterwards adjourned, the members declaring that they could not trust themselves to speak or act upon such an eventful crisis without further deliberation.—They met again to-day. To-morrow a great and general meeting of the citizens is summoned to take into consideration the impending measures, and concert measures to avert the danger. The members of the volunteers will be the principal actors, and it is understood that urgent remonstrances to parliament will be adopted, together with strong recommendations to the various constituencies throughout the country to react on their representatives, and urge them to oppose the measures of lord Grey to the utmost. All yesterday and to-day a visible increase in the demand for gold at the bank of Ireland is evident, but it amounts to nothing of consequence yet. The majority of the citizens, as well as the peasantry, wait for O'Connell's advice, (or indeed command), in cases of this nature, before they decide on taking such a step. But if he says, "go to the bank for gold," every one will run there from the very natural apprehension that his voice will influence the majority, and that those who hesitate may be too late.

London, February 24. We have received intelligence of a very important nature from Birmingham. The political union met on Tuesday, and resolved to call on all the constituencies of England to urge their representatives to oppose the Irish coercion bill. Mr. De Rosco Atwood said a new field of agitation was opened to them on which he entered with a heavy heart; a grand petition was filed for Monday next, and much excitement is felt on the subject.

BRITISH WEST INDIES.

These islands continue to be much agitated. Their vicinity, and other circumstances, gives us much interest in their affairs. A reformed parliament has met in England—and the session will hardly pass without new causes of excitement.

PROCLAMATION BY THE KING.

"Whereas, it hath been represented to us, that divers of our subjects resident in our island of Jamaica, hath associated themselves together into certain voluntary societies, under the name of colonial church unions, or other similar designations, and that public meetings of such societies have been holden in different parts of our said island, on which occasions, resolutions have been entered into for the forcible removal from our said island, of divers teachers and ministers of religion, dissenting from the doctrine or discipline of the established church of England and Ireland: And whereas it hath been further presented to us that the several resolutions aforesaid have been printed and dispersed throughout the said island, to the great disquiet and alarm, not only of such religious teachers as aforesaid, and of their several congregations, but of all other peaceable and well disposed inhabitants of our said island. And whereas such proceedings as aforesaid are contrary to law, and



to the imminent danger of the public peace in our said island. Now, therefore, we hereby declare and make known to all whom it may concern, that we are purposed and firmly resolved, in the exercise of our lawful authority, to maintain within our said island, the principles of religious toleration, and to protect and defend all our subjects and others resident there, in the public worship of Almighty God, according to their own consciences, although such worship may not be conducted according to the doctrine or discipline of the church of England and Ireland aforesaid, so long as such persons shall conform and be obedient to the laws. And we do hereby admonish all persons resident within our said island, that if any attempts shall be made in carry into effect any such resolution as aforesaid, for the forcible removal from our said island of any such teachers and ministers as aforesaid; or if any such society, or any other persons within our said island, shall publish or disseminate any such illegal resolution as aforesaid; and then, and in every such case, we will enforce against all persons presuming so to offend, all such pains and penalties as they may incur by such their offences: And we do hereby strictly warn and admonish our subjects, and all others resident within the said island, that they do abstain from associating themselves with any society formed, or which may be formed for any such illegal purpose as aforesaid, as they will answer the contrary to us, at their peril.

Were it not for the late ravings of the nullifiers of South Carolina against president Jackson's proclamation, our readers could form no adequate idea of the violence and asperity of the strictures lavished on the royal one, in Jamaica, or of the personal invective directed against the constitution of the church of England for the congenial circular which he issued. The Royal Gazette is alone moderate. We take the unscathed articles from that paper of the 2d instant.

"Public feeling, both in town and country, has been very much excited by the proclamation and circular issued by his excellency the governor on Saturday last. Such an event was not expected, and the feelings which it has excited in the present prevalent irritation, it becomes the duty of all to render due obedience to the laws, to venerate the constitution of their country, whilst at the same time they resolve to maintain, by every proper, legal and constitutional means, their rights, privileges, and property. We sincerely trust that no infringement of the public peace will occur, nor will our friends and countrymen abandon their just and reasonable demands, but do not adopt such plans as will secure their rights without violating the laws of the land. The present circumstances, welfare and tranquility of the island render such a line of conduct imperatively necessary; when these are consulted, when certain possible events are duly regarded, we feel confident that the respectable portion of the inhabitants of this island will listen to the voice of prudence, and pursue only those measures for the amendment of their present constitution which are consonant with the laws, and accord with their judgment and reason. Peace and unanimity should be inscribed on the banners of the friends and sons of Jamaica.

"The attorney general has sent out an indictment against the editor of the *Despatch*, for certain remarks published by him in his paper of the 24th ult. relative to the proclamation of Saturday last, and his conduct in the administration of the government of this island. It was rumored to day that our neighbors of the *Courant* would be in for a similar treat.

"It is reported that the attorney general intends to prosecute Mr. Marsden, for having boasted of his excellency, the governor, while proceeding to inspect the troops in the barrack square at Spanish Town, on Monday last."

We subjoin a few effusions of the *Courant's* splendid bile. "A report was current in town yesterday, that commodore Farquhar would proceed in a few days to the north side, in his majesty's ship *Blanche*, with a detachment of one of the regiments stationed here, for the purpose of affording protection to the babes of grace, the Baptist preachers. If the commodore is sent upon such a service, he will do his duty, however reluctant to his feelings, and his judgment, to give support to men whom he has already declared, and by their preaching and teaching, occasioned the late rebellion."

"We were assured yesterday, that the earl of Mulgrave's departure from this island will take place in March next. We do not vouch for the fact, but of this we are certain—that although his arrival was hailed with delight by every class of our inhabitants, that a double portion of rejoicing would take place on his embarking for his native shores. If Lord Mulgrave were on a bed of thorns, he has prepared it for himself; for no governor ever arrived in Jamaica, whose presence was more welcomed; and we regret the change of sentiment, as well as the cause of it. Lord Mulgrave rides a high horse; but he will soon find, if he has not already found it out, that the inhabitants of Jamaica will allow no individual, however high in rank, or irascible in his talents, to gallop over their heads, or to tread upon their necks, and make the attempt; and a little time will show him how far he ought to proceed on his reckless course."

[From the London Guardian of Jan. 29.]

The West India interest were thrown into considerable alarm yesterday by a report that it was the intention of ministers to introduce a bill into the new parliament for the immediate emancipation of the slaves in the colonies. It was stated that the purport of the bill was to limit the existence of slavery in the colonies to three years, and that it was not the intention

of the government to offer any compensation to the planters or proprietors.

In consequence of these rumors, a deputation of gentlemen connected with the West Indies waited upon lord Grey, and had an audience of the noble earl at the treasury yesterday afternoon. They requested to be informed whether it was true that it was the intention of the government to emancipate the slave population? The answer, we understand was in the affirmative; and that a bill for that purpose would, on an early day, be submitted to the consideration of the new parliament. It was also intimated that three years would be the period fixed for the extinction of slavery—that the emancipation of the negroes would be unconditional, and that no compensation, except under special circumstances, would be allowed.

Upon it being represented to the noble earl, the probable consequence which might ensue in the colonies in case these measures were prematurely announced, his lordship intimated that the government were prepared to meet the exigencies, and that an imposing force, consisting of 15,000 men would forthwith be sent to the West Indies.

The *Globe* of the same evening declared that "the reported conversation with lord Grey was not entitled to the least credit." The *Times* of Wednesday gave the following account of the substance of the interesting conversation between the premier and the deputation:—

Some excitement has been produced among the West India interest, by statements put forth of what is supposed to have occurred at an interview of some of the leading members of that body with lord Grey yesterday at the treasury. The reports are, however, correct and greatly exaggerated in those respects where they have any foundation. In reply to a question put to him by the deputation, what was really said by the minister, was to the effect that the cabinet had under their consideration a plan to set at rest the question of negro emancipation, in which the interests of the proprietors as well as that of the slave was considered, but that what was revealed in the reports to the committee of the houses of lords and commons, appointed last session to inquire into the laws and usages of the several West India colonies in relation to the slave population. Lord Grey remarked that he did not see the utility of them, but that he would confer with his colleagues in the subject.

A subsequent number of the *Times* says— "We would strongly recommend to our correspondent to dismiss all news from this island the expectation, which we so strongly possess it, that compensation will be awarded to the slave owners. The slave owners have certainly, in strict law, a property in their slaves. The owners of *Gaiton*, *Dunwich* and *Old Sarum*, had also a legal property in their boroughs, but property based on the violation of the claims of humanity is no more valued than that founded on the violation of constitutional principles. Public opinion blasted the claims of the borough-masters before the annihilating sweep of schedule A, and no man dared ask an indemnity for the money value of a flagrant instrument of wrong. The public voice has denounced with equal emphasis and indignation the disgusting system of slavery; and our opinion decidedly is, that neither the parliament nor the people of England will listen to any arrangement which admits the claims of the dealer in human flesh, though a *bona fide* price may have been given for that flesh."

The following plan, to supersede slave labor, in part, is, according to *Hell's Messenger*, to be tried.

*Alteration in the sugar trade.* A plan to alter the sugar trade, to change the colonial system entirely, and to reduce the demand for slave labor, has been submitted to his majesty's ministers, and to the leading houses in the West India trade; the question is entertained by the ministry, and the planters are represented as being favorable to the system.

It is proposed that only one process should take place in the West Indies, namely, the boiling of the sugar cane, the proceeds in a fluid state to be shipped to England, and to be manufactured here; the process of making muscovades, and of refined sugar, and the distillation of rum, all to be performed in England. The person who has submitted this plan to the ministers has taken out a patent for making the best sugar from the cane-bran matter in the fluid state by one process. The ministers, who have taken this plan into consideration, have alluded to difficulties which would arise as to collecting the revenue, about four millions annually; but as all the produce would be sent to Europe, as at present, the fixing the duty is merely a matter of detail, not of insurmountable difficulty or objection to the other part of the plan. As far as regards the reducing the demand for slave labor, that part of the plan of course meets with the approval of the ministers. The calculation that one-half the labor of the slaves would be reduced is stated to be greatly under the mark. The portion of labor which would be saved is that pressing the most severely on the slave, being tight work in the curing houses and in the distillation of rum, and as the plough has been lately introduced into the West Indies, the work of the slave would be trivial. The manufacturing of the sugar in England would be attended with great changes—the detail





"Were they decidedly better than the slaves in Jamaica?—No comparison.

"Do you happen to know whether the population of Hayti has increased within the last twenty years? Of my own knowledge I cannot know that; neither are there any very correct returns; but I have every reason to believe that, since the last time the French retired from the island in 1800, the population has trebled.

"What were their victuals, compared with the food of the slaves in Jamaica—were they superior, or much the same?—They were fed on meat principally; cattle is very cheap in Hayti.

"Is meat much cheaper in Hayti than in Jamaica? Yes, much cheaper; it is 3d a pound, whilst the contract price in Jamaica in 1832, in both places there are the highest prices."

In the sitting of the 6th Feb., the topic of negro slavery was introduced into the British house of commons.

"Mr. L. Bulwer having moved the order of the day for resuming the adjourned debate on the address to his majesty, Mr. F. Buxton begged the indulgence of the house for a few moments, on a subject of the deepest importance; he meant negro slavery. All reference to the subject had, unfortunately, in his opinion, been omitted in the speech from the throne. In consequence of that omission, he had thought it right to give a notice on the subject. At the same time, he was perfectly satisfied that it was much better that the subject should be in the hands of government than in the hands of an individual. All he asked of the noble lord was, to say if his majesty's government would undertake to bring forward the subject in the course of the present session; if not, he (Mr. Bulwer), should feel it to be his duty to do so to the best of his ability.

"Lord Althorp said, that his majesty's government had applied, and were applying themselves to the consideration of this most important subject, for the purpose of bringing forward a measure respecting it, and that he entertained the greatest hope and confidence that they would be able to bring forward a measure which should prove at once safe and efficient."

From the London Globe of Feb. 11.

The standing committee of the West India society assembled on Thursday, at the desire of the ministry, to receive an official communication. It was a treasury minute, but much too long for insertion. The only subject of general interest was the announcement that the public feeling was every day stronger in favor of an early abolition of slavery—that all investigation into the question tended to raise the opinion still stronger against the planter,—that the ministers would not move the renewal of the committee of investigation at last session; nevertheless, if the West India interest brought forward the question of the reappointment, ministers would not oppose the motion. The reply of the West India society was that they wanted investigation, and were at issue with ministers as to public opinion; there was a decided reaction in their favor. They requested another interview with ministers, to receive a communication respecting the plans to be brought forward by the ministers, and a request that the West India packet might be detained till they could communicate something decisive on the question, otherwise that a resolution should be passed in the West India society. The two latter have been acceded to; so rests the question at present.

From the New York Commercial Advertiser.

The schooner Choice, captain Dodd, arrived yesterday from Montego Bay, (Jamaica), bearing advices to the 3d of March. They represent the continuance of discontent and alarm throughout the whole island. Neither slave nor master is at rest—the former anticipating the destruction of his property, and the latter the restoration of his rights. No middle path seems to have been devised for the safety and repose of either. The results that may follow the immediate emancipation of slaves in the West Indies, as now contemplated by the British ministry, may perhaps afford us the lessons of wisdom, without the cost of experience.

A great drought has prevailed in the region of Montego Bay, and the Cornwall Chronicle says:

"We have scarcely had a drop of rain for the last three weeks. The shrubs and trees are suffering most materially—the pastures are withered up by the fiery breezes, unrelieved by the night dews, which are very scarce in this quarter of the country. The ground near the banks of the river is cracked by the heat of the sun, and all vegetation is at a stand. The month of March usually brings rain, and there is an apparent change in the atmosphere at this moment. The prospect of the sugar crop is most unpromising."

According to a report of a select committee of the house of lords, recently published in England, the estimated value of the British possessions in the West Indies, including the ceded colonies, is about £131,000,000.

From the Baltimore Gazette of March 22.

The proposition which is to be brought before the reformed parliament, for the emancipation of the slaves in the West Indies, would seem to indicate a rapid and triumphant advance of liberal principles in Great Britain. The English have hitherto been much more devoted to the theory of political morality than the practice of it; and while the existence of slavery in our country has been a standing reproach against us with their

writers, their own government has been in the constant exercise of the most galling oppression and tyranny, as well in their foreign possessions as in Ireland. Their dominions are crowded with slaves of all colors, in every degree of human debasement and misery. It is very possible that it may be their intention, hereafter, to act up to the maxims which they have been so long preaching to others; but we would not be actuated by expediency rather than philanthropy, and whether the credit of the measure will not be claimed by the nation at large, while the whole burden of it is to be borne by a few.

The measure will obviously be equivalent to a surrender of the islands to the blacks, who, upon an average, constitute not less than 85 per cent. of the whole population. In the West Indies, and most important of the British West India islands, has a population of about 400,000 souls, of which not more than 40,000 are free white inhabitants: in some of the smaller islands there is a still greater disproportion in favor of the blacks. It has been the prevailing opinion for many years past that these islands would, sooner or later, fall into the possession of the negroes; and the symptoms of rebellion against them, lately, have been so frequent, in consequence of the exertions of a certain class of reformers, that the surrender, now, would probably anticipate the inevitable course of events only by a few years. So far as the nation and government of Great Britain are interested, this sacrifice would be much greater in appearance than in reality: the islands are of little value to them except as affording naval stations, and the government of them is a fruitless source of trouble and expense.

The most extraordinary feature in the contemplated measure is the refusal of any compensation to the planters and proprietors of slaves. This has the appearance of a high-handed violation of individual rights, and disregard of "vested interests," which would be better suited to a despotic government, than to one which is fast assuming a republican character. Yet, in the present of public opinion in England, and more particularly in the present of public opinion in the West Indies, it is not possible to meet with little opposition. The whole white population of the islands does not much exceed a hundred thousand souls—an inconsiderable fraction of their nation, which may be safely disregarded, more particularly as the wealthiest and most distinguished among them belong to the class whose political influence is now very nearly annihilated.

ADDITIONAL ARTICLES.

The number of signatures to the Leeds anti-slavery petitions was 18,875, being 3,000 more than were ever attached to any former petition in Leeds on the same subject.

Petitions for the immediate extinction of negro slavery, have been agreed to at York and in various other towns in that county. Indeed, all England seems to have moved, or to be moving on this subject.

One of the secrets of the present desire in England to abolish slavery in the West Indies, may, perhaps, be discerned in the following article. Mr. John Bull always keeps a close look-out on pounds, shillings and pence, involved in trade.

*British trade to Brazil.* The Liverpool Journal contains a notice of a pamphlet on the trade to Brazil, from which it appears that the people of that country give a decided preference to British goods and British merchants. They admit all British manufactures on an *ad valorem* duty of 15 per cent. while they impose on nearly all the manufactures of other countries a duty of 24 per cent. The trade may, therefore, be considered as entirely in British hands. Previous to the importation of the Portuguese court, they indulged but little in finery or luxury; but the fashion, sanctioned by royalty, soon inspired them with a love of dress, and a desire for articles of utility. In 1820 the exports from Great Britain had reached the amount of £1,860,000, and in the following year they increased to £2,320,000. In 1830 they had reached to £5,000,000—50,000 tons of British shipping having entered Rio de Janeiro.

The writer complains, that in return for this preference, the importation of the most valuable produce of Brazil into British ports is prohibited, and that parliament compels the inhabitants of that country to send their coffee and sugar to the Americans and Dutch, in order that British manufacturers may be paid for in bills on their neighbors! A petition is before parliament, praying for an alteration in the commercial regulations now existing between the two countries. In the course of his animadversions, the writer makes the following remark:

"There is no doubt whatever that the W. India colonies have been a sad burden to this country, and, what is not very consolatory, they are likely to continue so. A vast capital is invested in these islands, and must not be too hastily interfered with; but, at the same time, the legislature is bound to encourage the trade with the states of South America, for they are decidedly our best customers in return, if properly managed; and, should we from us, at no distant day, more manufactures than we now export to all the rest of the world besides. The blacks and the planters are sufficiently burdensome, without permitting them to shut out all competition, to curtail our commerce, and limit the employment of our shipping. The Brazilians take from us now all the manufactures they are able to pay for; but, if we took their sugar and coffee in return, we should, in that course, be enabled to take from us a much greater quantity. The immediate effect of a more liberal policy would be, it is estimated, the additional employment of from fifty to a hundred thousand tons of British shipping."

# NILES' WEEKLY REGISTER.

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THE PAST—THE PRESENT—FOR THE FUTURE.

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☞—The time seemed so properly fitted to give a sketch of the speech of Mr. McDuffie, in the South Carolina convention, that we have inserted it. There are points made in this speech which are of deep interest in the voluntary, or free laboring classes;—and our reading of this speech clearly shows the opinion of Mr. McDuffie, that these have been reduced in a close, or much closer, approximation to the condition of the involuntary, or slave laboring classes, than heretofore. If those interested in the latter deserve success for the steadiness and fidelity with which they have pursued their purposes, what shall be said of the former, who, divided and huzzaling, have been "nailed down to the counter like base money?" They were told what would happen; and, as we apprehend, must reap the harvest which they sowed to the whirlwind! When they feel—they will believe; but belief may come too late, if the enemy acts wisely. We would, however, that this feeling had come upon them, at once—while strength remained to "correct the procedure," and that every one might surely know the real cause of reduced wages for labor, and increased prices of goods. But they are doomed to understand this seeming paradox. They will know the meaning of the word COMPETITION, and find out that cost to a consumer is exactly proportioned with his ability to obtain—that high prices and low prices are only comparative terms—that the money-value of an article has no necessary connection with its real value; that diamonds may be advantageously exchanged for an equal number of potatoes, and a quart of gold coin be "judiciously" sold for a quart of wholesome water.

☞—We publish an interesting note from Mr. Carey to the editor of the United States Telegraph—but have no intention of renewing a discussion of the subject to which it relates—at present.

☞—We hope that the privilege of making exchanges of papers with whom we please (when editors are pleased to exchange with us), may be permitted! Our list is a great deal too heavy—for, as has been more than once observed, the reception of a newspaper imposes a sort of obligation to examine it—and much time is thus expended without profit; and yet we have been roughly scolded by some, because that we have reduced our exchanges. A further reduction must be made—and we wish all persons interested to believe, that, when the REGISTER ceases to reach them (silence being made for the irregularity of the mails), an exchange is declined.

Good! The saying, that "Satan can quote scripture," is strictly applicable to the following. Our kind neighbors in Canada have not only grossly abused us because of our protecting system, but rendered their best services to "nullify" it by smuggling, and other fraudulent operations: but when the principle of that system comes home to themselves, they perfectly understand it! So will South Carolina—when American cotton shall be taxed 3d. per lb. in England, and East India cotton be admitted free duty; the supply of the latter being adequate to the whole demand; and its quality rendered equal, at least, to our Uplands—both which will probably be the case, very soon after the expiration of the East India company's charter.

The Quebec papers complain of an alleged project of the British government to alter the duties, in the United Kingdom, which give preference to the timber of the colonies. The Mercury observes—

"The lumber trade has been created and grown under the protection. Its destruction would be ruinous to the individuals engaged in the trade, and injurious to the country generally, to the agricultural population of which, the persons employed in the trade, at present, form the principal consumers in the colony who are able to pay for what they consume."

It was "abominable"—in the United States, to levy high duties on British cottons and cloths, that American farmers might have a domestic market for their bread-stuffs and meats—seeing that Britain, (for one out of an hundred examples, and the first on the list), imposes a duty of 8s. 4d. the piece on "anchor

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stocks," if imported from the United States, but of only 10d. if imported from Canada—but it is perfectly right, and sound political economy, in Britain, to keep up the ten times greater duty, and so forbid the use of anchor stocks from the United States, that Canadian farmers may have a market for their products!

And the pickled bull calf begins to roar! Aye, the Old Bull, himself, will roar, when he shall honestly "practice on those maxims which he recommends to others!"

THE ENGLISH "SYSTEM." A letter dated Liverpool, February 23, says—"The evil with the people in Ireland is the want of food. Statutes and bayonets and gunpowder therefore cannot cure the evil; they are not the remedy. To kill is no cure. The great cause of all the misery in Ireland is, (not parsons and churches and priests, laws, Catholics or Protestants), but the consumption in England of all the staple productions of Ireland, without an equivalent return to that country, to be diffused among its people, in the promotion of arts and manufactures. All the crops of Ireland are expended among the manufacturers and artisans of England, evidently precluding the people of Ireland from similar employment. Thus whilst industry is fattened in England by the nutritious produce of Ireland, the people of that country grow lean for the want of it."

"FREE TRADE." A trial at law has just been decided in favor of the corporation of Liverpool, plaintiff, against Bolton, Gaden & Co. representing the American merchants of that city. The action was to try the right of the city to "exact certain duties and tolls upon all goods coming from abroad, consigned in persons not freemen of the city." This decision will take out of the pockets of the American merchants about 60,000 pounds a year—and this is equivalent to a bounty to that amount in favor of British traders. The house of Bolton, Gaden & Co. are said to pay at least five thousand dollars a year to the corporation for their duties.

☞—The American merchants at Liverpool pay an alien tax which amounts to nearly three hundred thousand dollars a year. If the drag-gaitered gentlemen and other English adorners of "free trade" doing business in New York, were taxed at the same rate, that great city would not, perhaps, need any other revenue, much is said about the prodigal expenditures of the corporation! But, though such taxes are very right on Father Bull's side of the Atlantic, they are very wrong on Brother Jonathan's side: so nullification and secession would be treason, if practiced north of the Potomac—but are strictly constitutional, when entertained south of that river.

THE CHOLERA awfully prevailed at Havana, at the date of our latest accounts from that city. From the 24th of Feb. when it first appeared, up to the 24th of March, it was believed that five thousand persons had died—1,000 whites and 4,000 blacks. On the day before the sailing of a schooner which has arrived at Baltimore, five hundred persons are said to have died. It was feared that many premature interments had taken place. Several persons, on their way to the grave, were roused by the jolting of the dead carts, in which they had been placed!

One individual had lost 50 out of 200 slaves! All sorts of business were suspended, except in relation to the sick and the dead. The captain general had ordered discharges of artillery to purify the atmosphere. The sale of specifics for the cholera had been prohibited.

This fearful disease has reached Matanzas. If it shall take a course through the West Indies, generally, what will be the state of Jamaica and the other British islands, in the present calamitous and awful condition in which they are otherwise placed?

The accounts of the sick, in the hospitals at Havana, are, indeed, awful. They were wretchedly provided for—and rather packed in rooms than accommodated, and their bodies were

"It is thus with respect to every article of wood which the British colonies can supply; and we might fill a whole page with things like the following, from the present British tariff and

Deals, 7 inches wide, not exceeding 45 feet long, and 2½ inches thick—£44, or 211 dollars, the 100. But the same if imported from a British possession, and not more than 4 inches thick, £5 or 24 dollars the 100. The quantity in the latter is 1-7th more than in the former, yet the duty is only a little more than one-ninth part.

Handspikes, of a certain size, £4 or \$19 90 the 100: the same imported from a British possession, 5s. or \$1 30 the 100! But it is, perhaps, altogether useless to refer to these things.

buried in holes, without coffins or winding sheets. Brandy was drunk in large quantities as a preventive of the disease.

The interments in the Campdraft Santo, the principal burying ground at Havans, on the 23d March, amounted to 303—the whole number was hardly less than 500, that day. The city, however, was nearly deserted, and the mortality would, of course, decline.

**LIBERIA.** We have good accounts from the colony of free blacks, and means have accordingly been made to encourage emigration and secure the comfort of worthy persons, who seek the land of their ancestors that they and their children may have rank in society, according to real merit—without regard to the color of their skins! The beginning of a great nation has, probably, commenced—which, though it may not do much to relieve the United States of a species of population which is feared in some parts of our country, and degraded in all—still an opportunity is presented by which holders of slaves may liberate them, without those difficulties and dangers which attend this proceeding in all the southern states, and also enabled to entertain a hope that their condition will be improved. A want of confidence as to the latter, has prevented the emancipation of tens of thousands of individuals—and we think it is pretty clear, that emancipation, in the slave-holding states, without removal, is not productive of a general benefit to persons of color.

By the 16th annual report of the colonization society, it appears that the receipts of the society for the last year, have been \$2,597 10; balance on hand from the last year, \$11,090 15. \$5,430 19 were received from England, and \$5,180 paid by the managers of the Maryland fund. The expenses of the year have been for the same period, \$50,644 32, viz: for transportation of emigrants and supplies for the colony, \$35,893 07; salaries of agents, &c. \$10,168 58; printing, \$3,268 13; tuition of four young men for physicians at Liberia, \$981 06. The whole number of emigrants transported to Liberia during the last year, is 790; of which number, 247 were manumitted slaves. A legacy of \$10,000, from the estate of the Maryland fund. The same sum was also from the same sum from the late Mr. Ireland, of New Orleans, and \$1,000 by the late col. Rutgers, of New York city, attest the growing interest and favor with which this society is regarded.

The managers of the Maryland state fund in the last year sent out 175 persons—viz. 39 to Hayti and 146 to Liberia; 90 of the latter being manumitted for the purpose. A much larger emigration is expected in the current year—453 persons are known to be manumitted, some at prospective periods, for this purpose.

Virginia has appropriated \$16,000 a year, for 5 years, for the removal of persons who are now free, and born and residing in the state. The emigration to be under the ultimate charge of the American colonization society, at certain rates of compensation for expenses incurred, &c.

As instances of what is going on—the following may be mentioned:

The rev. Richard Bibb, of Kentucky, has liberated thirty two of his slaves—furnished them with clothing, besides 444 dollars in money, and sent them to Liberia.

A party of colored emigrants left Louisville, Ky. on the 23d ult. for Liberia. It numbered one hundred and six persons, ninety-six of whom were manumitted in Kentucky, four were from East Tennessee, and the others were free. Among the latter is an emigrant from Brown county, Ohio, who goes out as a representative of three hundred persons in that county, who contemplate emigrating to Liberia, provided his report be favorable.

The emigrants left Louisville in high spirits, having been liberally provided with money and provisions by the people of Kentucky. They were to be conveyed to New Orleans free of expense, in the elegant steam boat Mediterranean, accompanied by the secretary of the Kentucky colonization society. At New Orleans the charge of the emigrants will be assumed by Mr. Savage, of Ohio, who will accompany them to Liberia.

One or more large parties have left Tennessee—well supplied and liberally provided for.

The military force of the colony consists of nearly 800 men—well disciplined and fitted for service, if needed. This force might be increased on an emergency—but would appear sufficient for the defence of the colony.

A late number of the "African Repository," which is published at Washington, contains the proceedings of a meeting held at Chestfield, where six Kroonmen on board of whom Messrs. Elliott, Cresson, esq. of Philadelphia, an agent of the American colonization society, in an able and eloquent manner. In the course of his remarks he stated the particulars of the purchase of Cape Mesurado, which if not wisely new, cannot fail of imparting interest, even at the present time.

"An American vessel, be said, trading on that coast was driven off by weather, with six Kroonmen on board, who were obliged to anchor at Baltimore, where Elisha Tyson, an elder of the society of Friends, and general Harper, (a Catholic), each took three of them under their protection. The Rev. Ebenezer Briggs, and rev. S. J. Mills, (the agents of the society), took great interest in these expatriated Kroonmen, and through their representations, the late American president Monroe, was induced to order a sloop of war to take the Kroonmen to their native land.

A plentiful provision of clothing was given to them, and they embarked for Africa, accompanied by these gentlemen. The captain of the vessel was unacquainted with the coast, but the Kroon-

men soon recognized it, and it is easy to imagine their joyful feelings, when they found that they were carried back to their homes, instead of that slavery to which so many of their countrymen had been devoted. They saw familiar objects from the vessel's deck—suddenly two of them were observed to be struck with the appearance of an old grey-headed African on the shore—they shouted with joy—he plunged into the waves, swam to the vessel, and threw himself into their arms.—a pantomime of perfect joy succeeded—he was their father. They told how kindly they had been treated; they showed many of their countrymen had given them, and they said, in their language of unaffected simplicity, that the "white face" had given them "too much good." The news soon spread; their happy return was noised about; the native chiefs, struck with the contrast between these and other white men, proffered their soil as the future home of manumitted Africans; the purchase was made, after the peaceful manner of Penn with the American Indians, and the colony of Liberia, thus literally sprung on the ruins of slavery."

**THE SUSQUEHANNA.** The navigation of this noble stream is much injured by various dams, for the supply of the Pennsylvania canals, or to force the river trade out of its natural direction. A late Harrisburg paper had the following paragraph concerning these dams:

"We learn that a portion of the Muncy dam has been torn down, not by the ice and flood, but by the hands of the raftmen. Six arks were sunk in passing the dam on Friday and Saturday last, and on Monday a company of raftmen demolished a sufficient portion of one end of the dam to admit rafts and arks through with safety. Thus while the legislature is expending millions to construct useless canals, and to improve our navigable streams, the people are nullifying their acts by tearing down their work. We want no stronger evidence of the truth of what we have always asserted, that the canals along our navigable streams were not only useless but oppressive."

**SMALL RAIL NOTES.** Georgia has followed the lead of several other states, and prohibited the circulation of bills under five dollars. It has, for some years, been thus in Maryland, and we have experienced no sort of inconvenience, except because that five dollars, in specie, are more than a person wishes to carry about him, on account of their weight. Perhaps three dollar bills might be advantageously allowed.

**RAIL ROADS, &c.** A rail road is to be constructed from Providence to Stratford, Connecticut, in continuation of the road from Boston. This will be the difficult voyage round Point Judith be avoided, and Boston be rendered only about twelve hours distant from New York; and when the rail road from Baltimore to Washington shall be finished, the journey from Boston to the seat of the national government may be made in about or less than thirty continuous hours, without fatigue; plenty of time being allowed for sleep in the steam boats, though comfortable naps may be taken in the rail-road coaches, if desired. We wish that there was power in the general government to assist in such works!—and especially in those parts of the country where the local population and capital are insufficient to accomplish them. There is a "consolidation" in such improvements which the greatest sticklers for "state rights" should not object to; and besides, in many sections, they are much needed for public purposes. Perhaps, had even the present works existed at the commencement of the late war, a much larger sum of money than the whole cost of them would have been saved, in charges for public transportation and waste of time, as well as of goods—to say nothing about other advantages, yet more important.

The Charleston rail road is finished and available for transportation and travelling for a distance of seventy-two miles. A locomotive engine traversed the line last week, with the mail, several passengers and three or four tons of iron, in six hours, or at the average rate of twelve miles an hour.

With a continuous line of steam boats and rail road carriages, the journey between New York and Baltimore might now be accomplished in seventeen hours. When locomotives shall be placed upon the New Jersey rail road, only about fifteen hours will be required. In two or three years, it is probable that the distance between New York and Washington will be performed, by ordinary travelling, in seventeen hours.

Two new steam engines from England, the *Liverpool* and *Pioneer*, have been placed on the Petersburg rail road. The *Intelligence* says:—

As an evidence of the power and speed of these engines, it is only necessary to state the fact, that on Monday morning last, a party of gentlemen left town at half past nine o'clock, in the coaches drawn by the "Pioneer," for the purpose of attending Greenville court, and remained at the court house about two hours and a half, and returned to town by six o'clock in the evening—the whole distance being 82 miles. When the necessary delays at the several depots are taken into consideration, this trip will, we think, justify the assertion that they cannot "order these things better in France."

The (Baltimore) American of Tuesday last has a daily account of the receipts on the Baltimore and Ohio rail road, for the transportation of passengers and goods, from the 26th March to 5th April inclusive. The largest receipt was on the 3d April, \$684 60—the least on the 27th March, \$676 47—aggregate of the

ten days \$7,547 91—daily average \$754 79. And it is suggested, and we think reasonably, that when the road shall reach even Harper's Ferry, its business will be doubled. Horse power is, at present, employed—but it is expected that steam will soon be exclusively used.

**A Philadelphia paper says**—The new engine built by the West Point foundry association, at New York, has been placed on the Philadelphia, Germantown and Norristown rail road, and after severe and repeated trials has been found completely to answer the expectations of the managers. Two engines are now in successful operation on this road, and their continual passing and re-passing each other, with their trains of cars, at great speed, afford a spectacle at once highly novel and interesting to our citizens. We understand the road is now in such excellent order, and the arrangements so well conducted, as to insure punctuality and despatch to visitors and travellers.

An act has passed the legislature of Virginia to authorise the making of a rail road from Norfolk to the Roanoke. The corporation of Norfolk has contributed \$69,000—and three-fifths of the whole capital being taken, a claim is made on the state for the other two-fifths.

The books were opened at Baltimore on the 6th inst. (to remain open for 30 days), for subscribers to the stock of the Baltimore and Washington rail road.

A general meeting of the stockholders of the Baltimore and Ohio rail road is called to be held at the exchange, in the city of Baltimore, on the 5th of May next, to consider the act of the general assembly of Maryland, just passed, to provide for a continuance of the road to Harper's Ferry, &c. (The proposed compromise between the rail road and the Chesapeake and Ohio canal company.)

**IMPRISONMENT FOR DEBT.** The legislature of Maryland, in December session, 1832, passed a law abolishing imprisonment for debt, if not exceeding thirty dollars—which was repealed at the last session, being thought rather to benefit dishonest debtors, than prevent wrongs on worthy men. We have always believed, (having had much severe experience concerning the whole subject), that far more injury results to society from fraudulent debtors than hard-hearted creditors. The general disposition is more to encourage and sustain an honest man struggling to pay his debts—than to oppress and imprison him; and such is the interest of creditors, which all men are most apt to pursue.

**FLOUR—INSPECTIONS.** At Albany 51,390 bbls. in 1832. In Baltimore for the quarter ending March 31, 1833—121,952 bbls. and 3,706 half bbls. wheat flour, 3,138 bbls. rye, 188 hhd. and 205 bbls. corn meal. At Petersburg, Va. same quarter, 9,452 bbls. and 314 half bbls. super. 1,428 lbs. 394 middlings, and 46 c. condemned. At Richmond same quarter, 54,159 bbls. superfine, 1,090 half bbls. do, 4,653 fine, 2,950 middlings, 756 condemned.

**SENATORIAL PLEASANTY.** Some Washington correspondent of a northern paper relates the following anecdote.

"Mr. Clay is often sporting himself amusingly. The other day, during the debate on the revenue collection bill, Mr. Wilkins, whose hair is grey, and whose person is slender, said he was young and stout, and deemed now the best time to settle the spirit of self-satisfaction. He did not wish to leave it to posterity—and was willing to share his part of the danger." Soon after he attempted to read a part of the South Carolina ordinance, but his eye sight not being very good, he apologized for the omission. Mr. Clay, in a low voice, but heard all over the chamber, immediately taking off his spectacles, said, with an arch look, "take them, my young friend." The effect was ludicrous. Every body laughed, and Mr. Wilkins enjoyed the joke as well as the rest of us."

**MR. MANGUM,** one of the senators from North Carolina, in his speech on Mr. Clay's compromise bill, said—"It becomes not me to trace the motives of those who brought forward this measure—but I have no doubt that they are, in an eminent degree, honorable. He felt deep gratitude to those who had come to our disaffection, in the hour of our deepest gloom, when we sought no lights save the sparkles which glimmered from the steel of the enemy. If I were tenfold more ambitious than I am, I would not derive more glory than he has who restored peace to an empire like this. His laurels will grow green, and be forever cherished by a grateful people."

**DEBENTURES.** Having copied the article alluded to—it is just that the following concise statement should be given:

The Globe contradicts the statement of the Journal of Commerce, that the secretary of the treasury had "directed the payments on certain debentures on woollens, &c. to be suspended, and the documents transmitted to be to Washington." No such order has been issued. What the story grew out of is this: the secretary was to pay these debentures out of monies in the treasury, and the certificate of the collector to the party of the amount of duty to be returned, was to be sent to Washington, whence, on receipt, the money was immediately remitted to the claimant. This is the matter out of which so different a tale was made. [N. Y. Standard.

**RETURN DUTIES.** We understand that the amount of return duties under the 15th section of the tariff act of 1832 at this port,

is estimated at about \$1,300,000, that the amount of money already paid out is \$120,000, and the amount of duties that has accrued during the month of March, under the new rates of reduced duty is \$340,000. [Boston Morning Post.

"**YANKEE NOTIONS.**" Public dinners are not of frequent occurrence in the New England states, but the citizens of Hoxbury, and its vicinity gave one to their late representative in congress, Mr. Dearborn, on the 25th ult. The following are some of the sentiments delivered on that occasion:

**Hon. H. A. S. Dearborn**—Who has uniformly and ably supported the interest, the honor and integrity of Massachusetts.

Mr. D. responded in an elegant and animated address, and drank to the health of his late constituents.

Gov. Lincoln was invited to attend—but could not. He sent the following—

The relation between the constituent and the representative—When the honorable services of the one are recognised with corresponding respect and gratitude by the other.

Regular toasts.

"The memory of Washington."  
**Gen. Lafayette**—In America, the ardent apostle of republican liberty—in France, the impartial umpire between the monarch and the mob.

**John Q. Adams**—Like the sun, he appears greater towards his setting.

**Daniel Webster**—A Demosthenes, without venality—a Cicero, without egotism—a patriot, without vanity.

"The victory of the nullifiers"—In such a conflict may they always have such a victory—a hole to crawl out of.

"The compromise"—Both parties are satisfied—and for the best possible reason—both are as they were.

**J. C. Calhoun**—Whether for good or for evil, still potent—God forgive him—the nation never ran.

"The new sugar process in Jamaica and Charleston"—Clay-ed or not Clay-ed, that is the question.

"The United States bank"—Like steam—the greater the pressure, the higher it rises.

When children, we grieved at the story of Daniel among the lions; but the tables are turned; the lions now need all our sympathy.

"High protecting duties"—The highest duty of the patriot is to protect the union.

"The land bill"—There is no reliance on the executive, though based on Terra Firma.

"Kentucky Clay"—Not moulded or burned, but pure and unaltered.

"The ladies"—Our duties to them must be specific; we are not interested to pay them all colors.

**STATE OF PARTIES.** John Randolph, in one of his sketches quotes the following lines as descriptive of the state of parties in Washington.

As when a Barber and a Collier fight,  
The Barber beats the luckless Collier white;  
In comes a Dyer of cerulean hue,  
And in his turn he beats the Barber blue;  
Then comes a brick dust man, with rouge o'erspread,  
And beats the Dyer till he beats him red;  
The rallying Collier whirrs his empy sack,  
Knocks down the brick dust man, and beats him black,  
Black, white, blue, red, in rolling clouds are tost,  
And in the dust the combatants are lost.

We can imagine no better description of a state of parties in which every man has taken some other man's color.

[Alexandria Gazette.

**INDIAN TREATIES.** In the Globe of the 19th March, the treaty with the Menomonee, as finally negotiated by gov. Porter of Michigan, and ratified by the senate, is published. Its chief object is to stipulate a reservation for the New York Indians on the east side of the Winnebago lake—the New York Indians, including the remnants of the Stockbridge, Munsee, Brotherton, St. Regis and Six Nation tribes, assent to the treaty. The same paper, of Saturday the 23d, contains the Chickasaw treaty, duly ratified by the senate, stipulating for the removal of the whole "Chickasaw nation" west of the Mississippi. The Chickasaws are now the only Indians remaining within any of the states.

**INDIAN NAMES.** We find in the Globe an Indian treaty signed by the following names:

Sau-sau-man-ree-kaw, or He who walks naked.  
Klay-rab-tsoon-saip-kaw, or Black Hawk  
Hee-tah-wau-saip-akaw-akaw, or White War Eagle, De-kaw-ray, jr.  
Teah-shee-rab-wau-kaw, or He who takes the leg of a deer in his mouth.  
Wau-kaun-tah-hay-ree-haw, or Roaring thunder, Four legs Nephew.

**NEWS PAPERS.** A case has been decided in New York, in favor of the New York Daily Sentinel against Lee, Powell and Co. wherein the principle was confirmed that persons receiving a newspaper, without ordering it discontinued, are liable in all cases for the payment of the same.

It is denied that Mr. R. is the author of the sketches—but they are not any the worse for that.

**THE PRESIDENT'S INTENDED TOUR.** The following resolutions were adopted in the Massachusetts senate, relative to the reception of the president:

Whereas, information has been received that the president of the United States proposes to visit New England during the current year, and that he may be present in the capital of this state on the next anniversary of the Declaration of Independence: And whereas it has been the ancient usage and the uniform desire of this commonwealth, to receive the visits of distinguished public men, and especially of the chief magistrate of the union, with respect and hospitality—therefore

Resolved, &c. That we respectfully request the governor be, and he hereby is authorized and requested to tender to the president of the United States, if he shall visit this commonwealth during the present year, the customary hospitalities, and the respectful congratulations of the state.

Resolved, That a committee consisting of the president and five members of the senate, and of the speaker and six members of the house of representatives, be appointed, who are hereby authorized to make all suitable arrangements in the name and behalf of the state, for the proper reception of the president of the United States, if his visit to this state shall occur before the next session of the general court, and also for the celebration of the next anniversary of the Declaration of Independence, if it shall be the pleasure of the president to be present at the capital of the state on that occasion.

**MASSACHUSETTS.** Messrs. Adams, Briggs, Choate, Davis, Everett, Greenell and Reed, are re-elected to congress. Mr. William Bailey succeeds Mr. Hodges, who declined a re-election. A choice was not made in the Boston or Norfolk districts, lately represented by Messrs. Apollon and Dearborn. So in the Essex North district—for Mr. Cushing 2,506, Mr. Osgood 1,829, Mr. Bradbury 967, and 219 scattering.

**CONNECTICUT.** Messrs. Barber, Ellsworth, Huntington and Young have been re-elected, and Messrs. Foot and Tweedy take the places of Messrs. Ingersoll and Storrs, who declined a poll. They are all national republicans; and yet a large majority in the state legislature is friendly to the administration.

**PENNSYLVANIA.** Three other unsuccessful attempts to elect a senator of the United States were made in this state. The last ballot stood thus—for McKean 46, Rush 42, Dallas 22, Sergeant 13, Muhlenberg 3. The legislative convention then adjourned sine die; and the question will come up before the next assembly.

The fact that the late state loan was taken in the name of the speaker of the senate, Dr. Burden, led to an investigation concerning it—which resulted in the unanimous declaration of the senate, "that every thing in relation thereto was conducted in a fair, honest and honorable manner."

**MARYLAND.** Sixteen savings institutions were incorporated by the last legislature.

Twenty-four divorces were granted, out of about fifty applications. [Md. Rep.]

**VIRGINIA.** The Richmond Whig of the 4th April, under head of "Glorious!!"—Mr. Thomas J. Randolph, the grandson of Mr. Jefferson, with the weight of that illustrious patriot's name in his scale, has been banged out, horse, foot and dragons, in Albemarle. We rejoice (not from any dislike to Mr. R., towards whom personally, we entertain the most kindly feelings), but for the honor of the old democracy, in the result of this election. The question was fairly tried—the election was conducted purely on the ground of federal politics. The greatest exertions were made, we understand, in favor of Mr. Randolph.—But all would not do. Old Albemarle was game to the backbone. She could not forget in favor of the grandson, that she had been the home of the grandfather.

This is a glorious consummation, and we doubt not to hear of many such. The most wonderful changes are going on throughout our state. Men who, upon their first appearance, hailed the proclamation with delight, upon due consideration of all its bearings, visit it with their profound, utter and unqualified execration. In six months, proclamation men will be as scarce as flies in winter. Mark that.

It is ascertained that Messrs. W. S. Archer, W. F. Gordon, J. Y. Mason, John M. Paine, N. H. Claiborne and John Randolph have been elected members of congress from this state.

**ALABAMA.** The university buildings are rapidly going on, and as many students are already attached as can be accommodated. The whole of this state was a wilderness, or the hunting ground of the Indian, a little while since.

An English writer mentions a conversation which he had with a "native of Alabama." The native must have been a young one. The population of Alabama was less than 10,000 only 23 years ago—though now about 350,000—two-fifths being slaves. Ohio contains more than a million of free persons—but it was only 6 or 8 years since, we believe, that a "native" had been elected to the legislature of the state. Perhaps there is hardly yet a "native" in the judiciary of Ohio—or filling other like important offices.

**FROM THE ROCKY MOUNTAINS.** The St. Louis Times of March 23, publishes letters received from the Rocky Mountains, under date of Feb. 14, stating that the Black Feet Indians had attacked a party of traders, and killed two men—Mr. Vanderburg and Mr. Filton. One of the Indians was killed.

**INTERESTING AMERICAN ANTIQUITIES.** We have been allowed (says a New York paper) by Dr. Akery to translate the following extract of a letter he has received from a correspondent in Tobacco, who has been engaged for some years in occasional investigations into the ruins of the ancient city of Palenque. Our readers will be gratified to learn that he proposes to publish an interesting work, composed of materials he has collected there.

Capital of Tobacco, Jan. 8, 1833.

To Dr. Samuel Akery, New York.

My dear friend—I was on my third interesting visit to the ruins of Palenque, on the 21st of July, when I received yours of the 23th of March last, so that I have not been able to answer it before.

It would be impossible in a single letter to give you the details of the astonishing objects I have seen. I shall therefore only inform you, that from September, 1819, till the end of October, 1832, I have been constantly at work, and have collected materials for a work in two volumes. I intend to dedicate it to you, as it will consist of letters addressed to you, if you permit. During my labors I have expended \$1,500 in travelling and investigations.

I have in my possession a description of ruins of which neither Don Antonio del Rio, nor any other person, has yet been able to describe; and although the antiquary and draughtsman Wahleck, whom I accompanied to Palenque, has written some notes, he will not be able to accomplish any thing because he has had few opportunities and does not visit the ruins.

I have in my possession a number of idols, some of baked clay, some of stone, and others of an unknown substance, but which may be petrification, jasper, or a species of marble. I have one of massive gold, but unfortunately, only of the weight of four dollars.

I have a plan of Tobacco, with four itineraries, which conduct to the ruins, and a plan of the great palace, which is larger than that of the Tuilleries in Paris. I have also some drawings, and a manuscript history of the ruins, which has been in my possession thirty years."

**POMPEII.** Our report of the last meeting of the royal society of literature, notices a letter of great interest from sir W. Gell, relative to recent important discoveries at Pompeii. Col. Robinson, it seems, in bringing the French do for Artesian wells, first fell upon a spring resulting from the Sulzitz waters, which is already much resorted to, and has performed many cures. But a far more striking discovery ensued—no less than that of the long anticipated port of Pompeii, with its vessels overturned upon their sides, and covered and preserved by the eruptive volcanic matter, which has thus aneloned them for so many ages. About thirty masts have been found. What a mine of curiosity lies below, to gratify our thirst for knowledge of these remote times! Earnestly do we hope that funds will be found to carry on the work of exploring hither, and on a large scale, instead of the tedious and imperfect process hitherto adopted by the Neapolitan government. [Lond. Lit. Gazette.]

**ROMAN CATHOLICS.** This sect has increased rapidly in Great Britain. In Manchester, which a few years ago numbered only 70, there are now 42,000 members of this church. Many other large towns show a similar increase. They have 11 colleges and 35 seminaries in the island.

**MONKS OF LA TRAPPE.** Ninety friars-men of this community have returned to their own country since the extinction of the order in France, where they had expended £10,000 on their farm and abbey, at which all travellers were hospitably entertained, and a hundred of the neighboring poor provided with subsistence daily. Sir Richard Kane has given them 500 acres of land capable of being reclaimed by their own labor, and a subscription is commenced in Ireland for the purpose of supplying them with the funds necessary for its improvement. [Dublin paper.]

**BRITISH INCOME AND TAXATION.** A question is often asked, what portion of a man's income is taken from him in taxes? Now, the total income of the people of Great Britain may be estimated on data which we have not room to specify, at £250,000,000. That of Ireland we may assume at £50,000,000, making in the whole for the United Kingdom £300,000,000. Of this sum more than one-sixth is drawn directly by government. But this is not the whole. The local taxes amount to a very large sum. The poor rates in England exceed £8,000,000. Other local taxes and contributions probably amount to £10,000,000 more. Then, as we have already explained, the higher and richer classes are exempted in a great measure from contributing their proper share of the national taxation. When these different circumstances are taken into view, it will hardly be disputed that one-third part of every man's income, in the middle and lower classes of society, is taken away by the tax collector. Every man who works nine hours a day is employed during three of these hours to enable him to pay his taxes. [Tail's Magazine]

**STULTZ.** The celebrated London tailor, Stultz, lately died at Aries, in the south of France, on an estate lately bought by him for £100,000; his property besides this exceeds £400,000.

Stultz was the very prince of European tailors. He would not condescend to cut a coat or make a pair of breeches, for any but the nobility, or those who brought letters of introduction and recommendation from persons of distinction, as individuals of decided fashion. It was a rare thing for any American citizen to be able to show letters from sources high enough, to afford him an opportunity to have his legs and shoulders measured by this famous knight of the thumb. [Continued.]

**ENCYCLOPEDIA AMERICANA.** We have received the 13th and last volume of this truly valuable work; and congratulate the public on the success which has attended the liberal and enterprising publishers, Messrs. Carey, Lea and Blanchard, of Philadelphia—trusting that they will be remunerated for the extraordinary expenses which they have incurred in revising, correcting and otherwise improving, by large and important additions, especially relating to American subjects, the original work, rather than of this Encyclopedia, first published at Leipzig, in Germany, in 1797-99. A great sum must have been paid for editorial and contributions, though many of the latter were gratuitously rendered, by distinguished gentlemen—but the result is highly satisfactory to the public, whatever may be its effect on the publishers. His, was the most interesting work, for ordinary use, that ever issued from the press, and he had to the number of its volumes; and we heartily recommend it to all who desire to refresh their recollections, or obtain a knowledge of "things in general." We have made many references to articles concerning which we had some personal information, and have the pleasure to state a general accuracy which can hardly be exceeded, in a work of this kind.

"THE NATIONAL CALENDAR" vol. 11th, for 1853, edited by Peter Force and published by Thompson and Hounam of Washington city, has just been received. We owe it an annual paragraph of commendation, for the extent and value of the information which it furnishes, on the annals and statistics of the United States, and the organization of the government in all its branches,—congress, the judiciary, the executive departments, the army and navy. His the "blue book," in which the names and emblems of every officer in the employ of the United States, at home and abroad, can be found, and the names of all the foreign agents by whom communication is kept up between this and other nations. There are in it besides, a large number of official documents for the year, of the first public importance. It is an invaluable book for references on all topics connected with the acts, and the composition, of all the agents of the general government, and many other matters of public concern. [American.]

**PENSIONS.**—A statement showing the number of applicants for pensions under the act of a former session of congress, (June 7, 1832) allowing pensions to the officers and soldiers of the revolution, and showing also the number from each state.

	5,643	Georgia,	474
	2,451	Indiana,	423
	1,028	S. Carolina,	312
	1,638	Alabama,	251
	1,236	Illinois,	203
	1,388	Missouri,	91
	1,292	Maryland,	57
	1,237	th. of Columbia,	25
	1,212	Michigan,	16
	1,181	Mississippi,	9
	1,003	Florida,	8
	862	Delaware,	5
	824	Louisiana,	5
	474	Rhode Island,	

**MRS. AUSTIN.** A Boston piper, speaking of an opera to be performed in the Tremont theatre, thus speaks of this famous "cantatrice."

"The whole is to conclude with the last act of the *Tempest*, in which Mrs. Austin, as the sylph-like Ariel, will sing, among other marvellous deficiencies, the beautiful air of "where the bee sucks," in which she is so very unsuccessful that the audience, a few evenings since, called upon her to rehearse it no less than four times—themselves willing to submit to my inconvenience rather than she should forego such an opportunity for improvement; and we have no doubt that a crowded auditory will be present this evening to witness her advancement in taste and science."

This is equal to the compliment that *Fielding*, in his "Tom Jones," paid to his friend *Garrick*, through the mouth of *Partridge*; who did not think that *Garrick*, (in Hamlet), was at all worthy of commendation—because that he, (*Partridge*), if he had seen his father's ghost would have been as much frightened as he (*Garrick*, as Hamlet) was!

**THE EXPEDITION.** Captain Back and his associates in the enterprise to discover and relieve captain *Ross* and his fellow adventurers, of which we made mention a few days since, arrived at this port in the *Hibernia*, from Liverpool. The undertaking, though we fear a hopeless one, is deserving of great praise, as well for the benevolence of its primary, as for the importance of its ulterior object. [N. Y. Com. Adv.]

**CHURCH ARTILLERY.** During the delivery of a lecture on church property, by Mr. F. Coglian, while on his political tour through Somerset, enumerating the various degrees of ecclesiastics, the name of canons attracted the attention of one of his hearers, who interrupted the lecturer as follows—"zur, stop zur, wait, to us a question, zur—what sort of gannons be they? Be they brass, or be they iron gannons, zur?" [English paper.]

**HURRICANE IN CHINA.** Brief notices have been published of a typhoon, or hurricane, which was experienced in China on the 3d of August. The Canton Register speaks of it as "more disastrous than any before felt in China." It says:

"The loss of life and property in native craft is, from all quarters, reported as terrific. Many bodies have been washed up at Macao and among the islands. Junks and smaller vessels are seen in great numbers wrecked, cast ashore or dismantled, especially at Lantau, and many are known to have gone down at sea; among the rest, are four out of the six junks which had crossed for Yenching two of these were returned, one dismantled; the others, which had from 400 to 500 chests of Malwa on board, sunk with all hands."

In Canton and the suburbs, above a thousand houses and sheds, besides 30 temples, have been wholly or partially overthrown, and about 400 persons crushed beneath them. By the destruction of boats, and of public places erected on stakes over the water, about 1000 persons have lost their lives. The number of small boats destroyed is not ascertainable.

At Keung-shan, the ravages of the typhoon were on an equal scale; 400 places of abode and 10 temples having fallen. Eleven passage boats, 20 trading boats, and about 60 small boats, were destroyed. The total loss of life was about 130 persons.

At Macao, 10 houses, 8 passage boats, 7 or 8 temples, and between 50 and 100 small boats are destroyed. Several junks swamped or ran on shore. Five war junks were lost at the Bogue and among the islands. Some officers and about 30 men perished.

**VENEZUELA.** The "Redactor" of this city, confirms, on the authority of the Caracas Gazette, the reported prevalence of a milder disease in the department of Apure. It is stated that in Montecal, and in all the other towns in that department, the fever has entered every house—and that in some of them not an individual has been spared. The few persons who are able to remove, are fleeing to distant places, abandoning their dwellings, cattle and all the property they cannot carry with them. Of the poor who are sick, the greater part die; and their bodies remaining unburied, increase the impurity of the atmosphere. There have been given aid, and assistance, by the want of physicians, medicines and assistance; but we are glad to hear that the Venezuelan government has sent a physician and proper supplies for their relief.

This department is represented as one of the most fertile in that region, abounding in rich pastures, where the wild cattle are fed, the hunting of which is one of the principal employments of the inhabitants.

**HIGH SPORTING!** As I have seen a challenge from "Julia," by Bertrand, the favorite of the south, and understand that a similar challenge has been made by "Medoc," the favorite son of "Zeiphe," the champion of the north, each to meet, on their respective courses, any nag that can be produced, for the sum of ten thousand dollars—four mile heats; and as it is not possible for me to accommodate both parties, and not wishing to make an invidious distinction between the two; I therefore propose, as the best means of affording a general accommodation, to meet them both in a sweepstake next fall, over the Broad Rock course, with Mary Randolph, by Gohanna; four mile heats; ten thousand dollars entrance; half forfeit; to close on the first of May next, and free for any other horse, mare, or gelding, in the world. WILLIAM WYNN.

March 14th, 1853.

N. B. The above course is named, not only because the part owner of the mare is the proprietor of the course, but because that would be a central ground.

The *Bonnetts O' Blue* having sustained an injury in one of her hocks, will never again appear on the turf, and therefore settles her racing accounts, which stand thus:

She won the great sweepstakes at New York, seventeen subscribers, \$500 each—eight starting,	\$6,250
She won the stakes at Tree-hill,	800
Her match against Goshall,	5,000
The club race at New York, four mile heats, against Black Maria, and others	1,000
Her match against Clara Fisher,	5,000
Sale of her,	4,000
	<hr/>
	\$22,050

Paid her entrance when she was beat by Sally Hornet,	\$200
Her match with Little Venus,	5,000
Balance in her favor	17,000
	<hr/>
	\$22,150

These are all the races she ever started for, and the above account is true, as the records will show. [Turf Register.]

## FOREIGN NEWS.

London dates to Feb. 27—Paris to March 2.

## HOLLAND AND BELGIUM.

Under the head of the Paris exchange, of 23d February, the Gazette de France says, that "owing to the new threats of England and France, the advice given by Russia to the king of Holland, and the annoyance of the existing state of affairs to Prussia, a speedy solution of the Belgian question was so strongly anticipated as to influence the funds very sensibly; the 3 per cents. which opened at 76 rose to 78 70, and left off at 78 50."

The menaces here referred to are contained in the following note. After recapitulating the substance of the preceding negotiation, the ministers of France and England declare—

Art. 1. After exhausting all means of conciliation to produce an amicable arrangement between Holland and Belgium, his Britannic majesty, in concert with the king of the French, that if by the 15th of March, his Netherlands majesty shall not send to the foreign office a note explaining the basis upon which a treaty of commerce between the two parties may be concluded, a French army, supported by a British naval force, will again enter Belgium, and will not again leave it till the treaty of 13th Nov. 1831, shall have been fully complied with.

Art. 2. The embargo on Dutch ships of war and merchant ships, shall be maintained both in France and England, till the above treaty be complied with.

Art. 3. France and England, before resorting to forcible measures, demand of Holland the abolition of the recently established toll.

Art. 4. The French and English governments, desirous of establishing the commercial intercourse of two governments whose relations are heretofore to be altogether friendly, and not willing that the treaty to be made should be onerous to either party, will endeavor so to conciliate the interests of the two belligerent powers, as that the treaty may be signed and ratified by both powers in the course of the present month of March.

Art. 5. The undersigned representatives of France and England, finish by reiterating to the Dutch government the declaration in the first part of this note, and they hope that his Netherlands majesty, sensible of the real necessity of terminating a question which keeps in suspense the commerce of all Europe, will cut the gordian knot and transmit to us admissible propositions.

TALLEYRAND.  
PALMERSTON.

London, 10th February.

This note was followed by a new convention between France and Belgium.

A Ghent paper states that, the Dutch made a sortie on the 27th Feb. from Zebeete, and captured a post of civic guards, consisting of 3 officers and 50 men. Reparation had been demanded for this violation of territory.

Brussels papers state that the question of a toll having been established on the Scheldt has been resolved to the satisfaction of all parties, that river being now as open as ever to the navigation of all nations.

## FRANCE.

Paris, Feb. 26. On Saturday evening general Lafayette called at the residence of the ministers of foreign affairs, where his presence surprised more than one member of the diplomatic corps. The general came to intercede with the minister for some Polish refugees, and to propose to him to subscribe to a ball which the Polish committee of Paris give on Saturday next for the relief of the unfortunate families thrown upon their charge by the disaster of Warsaw.

The government has just purchased the library of the late baron Cuvier for 72,000*fr.*, and the Egyptian manuscripts of M. Champollion, Jun. for 50,000*fr.*

The order recently issued for dismantling Strasbourg and other strong fortresses has been recalled by the French government, but on what grounds we have not heard it explained.

The *Moniteur* of this morning, official part, contains the following article:

Paris, Feb. 25. On Friday, 23d February, at half past 5 o'clock, P. M. madame the duchess de Berri sent in general Bugeaud, commander of the citadel of Baye, the following declaration:

"Under the pressure of circum-stances, and influenced by the measures of the government, although I had the most urgent reasons for keeping my marriage secret, I think it due to myself, as well as to my children, to declare that I was secretly married during my residence in Italy.

Citadel of Baye, 23d Feb. 1833.

(Signed)

MARIE CAROLINE."

This declaration having been transmitted by gen. Bugeaud to the president of the council, the minister of war, was immediately deposited among the archives of the chancery of France.

The declaration of the duchess de Berri gives a death blow to the legitimist party in France. Every one thinking what revolutionism was excited throughout Europe by the marriage of Marie Louise to count Neipperg. We are curious to see what language the organs of legitimacy will now adopt.

"The affair of the duchess is ascribed to a young and handsome French viscount—not named.

Liberty has been promised to the duchess—who has announced her willingness to return to Naples.

## GREAT BRITAIN AND IRELAND.

London, Feb. 25. The report of dissensions in the cabinet have lately gained more credit. It is said that two of the ministers of greatest influence are engaged in an intrigue, the result of which will be a rupture with the leaders of the whig party, and an alliance with the Tories. It is asserted that several members of the cabinet, with lord Grey at their head, have threatened to hand in their resignations if such a state of things continues.

His majesty's ministers will take into immediate consideration the affairs of the East Indies. It is said the commerce with China will be made free.

## SPAIN.

The Madrid Gazette of the 14th of Feb contains a royal decree requiring a levy of 25,000 young soldiers to replace those who were discharged by the decree of the 8th Feb. 1827, had performed their six years service. This levy, says the decree, is for the maintenance of the army upon the peace establishment.

The mission of sir Stratford Canning, has failed completely. The Spanish government refused to lend itself to the views of the British cabinet, and M. Zea, whose credit lord Palmerston was desirous of overburdening, seems destined long to remain at the head of the Spanish cabinet.

The parent country, under the liberal and enlightened auspices of the queen-regent, will, it is said, acknowledge the independence of all her ancient possessions in the western hemisphere—Cuba, of course, excepted, which would benefit greatly by opening a trade with the revolted states.

## PORTUGAL.

The letters received from Lisbon this morning concur in representing the army of Don Miguel as in such a sickly and disorganised state, that it is generally supposed the siege of Oporto will soon be raised. Wagons for transporting the sick were arriving from every direction. It is asserted that the forts and advanced works were about to be constructed on the environs of Lisbon, in the anticipation that the army of Don Pedro would march upon the capital.

## TURKEY AND EGYPT.

Accounts from Constantinople to January 31, say,—that the agents dispatched by the French charge d'affaires at Constantinople, and by the Russian general Murawieff, to the head quarters of Ibrahim pacha, to open negotiations, have returned to Constantinople without accomplishing the object of their mission. A kind of armistice had, it is true, been concluded, but the term of it had nearly expired at the departure of the courier from Constantinople.

The representatives of the European powers are said to be highly dissatisfied with the state of affairs, as they expected a more favorable result from their proposals to Ibrahim pacha. It was thought, at Constantinople, that if an arrangement between Turkey and Egypt should not be effected soon, France would take an active part in the affairs of the east.

February 20. By an extraordinary conveyance we have received news from Constantinople that Ibrahim pacha is continuing his march, and that the main body of his army has arrived at Akchebir, and his advance guard at Kulhisa. He declined entering into any negotiation, and would not suspend his military operations, except on positive orders from his father. Under these circumstances, the sultan had recourse to the Russian ambassador, who immediately sent orders to Schabouloff, for a Russian squadron to join the Turkish fleet in the Bosphorus. The sultan likewise asked for a body of Russian soldiers, which had arrived at the Danube, but this aid the ambassador refused. Every thing is perfectly tranquil at Constantinople and it is generally believed that Mehmet Ali will accept the propositions which the two plenipotentiaries of Russia have gone to Alexandria to submit to him.

It is stated that the Turkish fleet had entered the port of Constantinople, and that the Persian envoy has frequent conferences with the reis effendi.

## ADDITIONAL ITEMS.

The London Standard asserts that lord Althorp had tendered his resignation—which was not either absolutely accepted or refused.

A meeting was held in Liverpool on the 27th February, adverse to lord Grey's bill of coercion for Ireland. It was numerously and respectfully attended, and seemed animated with strong and decisive feelings on the subject. In three days, upwards of thirteen thousand signatures were attached to the petition adopted on the subject.

A London paper of the 3d March, notices a report, the accuracy of which is however rather doubtful, that the question of the renewal of the East India company's charter is to be settled on the following terms:

Three or five years are given to the company to wind up their accounts, and the trade is at once to be thrown entirely open; the commercial capital is to go towards the liquidation of the India debt; the territorial possessions are to remain in the hands of the company; the dividends of the proprietors are to be secured upon the territories of India for a certain number of years, (ten is mentioned), and then the capital is to be paid off at £100; the directors are to be reduced to twelve, &c. &c.

The Irish suppression bill was still under debate in the house of commons. It was ardently defended, and as ardently opposed. The best talents of the house were fully brought out—and much confusion sometimes prevailed.

The Erin steam vessel, plying between England and Ireland, has been lost in a gale. Part of the wreck had been washed on



shore. It was believed that she had not less than ninety persons on board—all of whom perished.

Two female infants, united by the abdomen, like the Siamese twins, were lately born in England, and were to be exhibited.

In the house of commons on the 1st March on the presentation of a petition, Mr. Wilks asked whether the government contemplated any measures for the abolition of negro slavery. The chancellor of the exchequer replied, that, at present, he could not give any precise answer.

It has at last been decided, that Joseph Pease, the Quaker, who it was feared would lose his seat in the imperial parliament, on account of belonging to a society which sanctions affirmation instead of swearing—shall retain his seat. The subject was brought before the house of commons, and after some explanatory remarks from the hon. Mr. Wynn, and the solicitor general—

The speaker then put the question—"That Joseph Pease, esq. be allowed to make his solemn affirmation at the table instead of his oath."

The ayes seemed almost universal, and not one no was heard. The speaker gave his decision—"I think the ayes have it"—amid tremendous cheering.

This is, really, pleasant intelligence—and shows that "reform" in England, means—something.

POLAND.

The latest intelligence from this ill-fated country is contained in the following article.

Since the press in Germany is under the severe control of Russia, Austria and Prussia, no information from Poland can be obtained but with the greatest difficulty. I must add that the Russian government takes the greatest care that its cruel yoke should not be known in foreign countries. I find, however, the means of informing you that the establishment of the mint and its steam engine, which was carried away to St. Petersburg, that the prisons are still full, and the fate of the imprisoned is not as yet known. Every thing indicates great poverty in the Russian finances. The increase of taxes, and the confiscations, without waiting for the sentence of the courts, is going on with greater vigor. Prince Czartoriski's magnificent estate at Petersburg, announced in the Warsaw newspaper as confiscated, and offered for sale in Volhynia and Podolia the confiscations are almost general, without paying the mortgages on those estates. The system of transplantation continues to carry away to Siberia and the Caucasus the peasants and the small gentry. The measure which provoked the whole population was the violation of the church of Chenslow, held in the greatest veneration. There was in that church, a miraculous image of the holy Virgin. For many centuries, kings, princes, the wealthy, and the poor, carried to that church their offerings in diamonds, gold, silver and most rich jewels. It was respected during the invasions of Turks and Tartars, but not by the Russians. That rich treasure, amounting to millions, has been robbed and carried away to St. Petersburg. The annihilation of the Roman Catholic church—the introduction of the Greek schismatic religion—the total extinction of the Polish nation, is openly declared and sworn! The most provoking circumstance is the audacity with which the Russian government, in perpetrating these barbarous cruelties, denies and contradicts them in foreign newspapers.

Later—London papers to the 6th March.

The Irish enforcing bill was read a first time in the house of commons on the 5th of March, after a division—465 against 69. The 8th was appointed for a second reading of the bill. The great majority in favor of it, and in a reformed parliament, would show that the present condition of Ireland requires an action beyond the admitted provisions of the constitution, and to be excused only because of the supposed necessity of the case. In the debate on the 4th, Mr. Emerson Tenant, a supporter of the bill, held the following language:

"These additional powers were not all that was necessary to put down disturbance. No; the ground work of disturbance in Ireland was poverty [hear, hear!] and predial agitation paved the way for political agitation. The fiercest agitation would fail of success, if they would only direct their attention to this point. As it was, he found the people reckless from want, and too ready to join in any scheme, however desperate. Let them alleviate the Irish peasantry—their opportunities of obtaining remunerative employment—snatch them from starvation—and give a legal maintenance for the helpless and the infirm—[general cheering.] Let them do this, and agitation would cease. But if they did not do this, the reign of agitation would be perennial [hear, hear, hear.] He regarded this measure as precautionary, and not final."

The farmers and gentry of parts of the country of Wexford have formed themselves into parties of night patrol, for the preservation of order.

The ministers seem resolved on the prompt abolition of slavery in the West Indies—but it is now stated that they are willing to allow some compensation to the owners of slaves.—The whole project will, probably, be laid before parliament soon after the Irish suppression bill, and Irish church reform bill, &c. are disposed of. It seems clear that laws will be passed for the abolition of slavery.

The money market was "firm," because of the great majority in favor of the Irish suppression bill!

The Carlists of France are much embarrassed by the duchess of Berry's avowal of her marriage. It is not stated to whom

she is married, and some doubt whether she is a married woman—though she ought to be one.

The chamber of deputies has decided an allowance of 6,000*fr.* or £240, to the widow of gen. Daumesnil, who both in 1814 and 1815 refused to surrender the castle of Vincennes to the allies.

Much is said about the affairs of Holland and Belgium—not worth repeating. The queen of the French was about to visit her daughter, the queen of Belgium.

Things are quiet in Spain. Nothing new from Portugal—except that a malignant fever prevailed in the armies of the rival brothers.

It is said that the Russian ambassador to Egypt has succeeded in inducing Ali pacha to suspend the further march of his army towards Constantinople.

#### LETTER FROM GENERAL LAFAYETTE.

TO THE INHABITANTS OF BOGOTA.

Translated from the *Constitutional de Bucaramanga* for the *New York Dailyvertiser*.

*Le Grece, July 29th, 1832.*

Not knowing whether the first expression of my gratitude has ever reached you, I have thought the present time the most propitious occasion to address once more to the respected inhabitants of Bogota my lively and sincere thanks.

On the first anniversary of your revolution of 1830, you were pleased to address me your kind felicitations. On this second anniversary I wish to repeat to you how much I feel honored by your high esteem, and how deeply I am affected by your kindness.

On reading again your valued letter, which I shall preserve through life as a treasure dear to my heart, I cannot but compare your hopes then expressed with the present state of Europe. Be convinced, however, that our popular weal, so justly celebrated by you, has already greatly favored the emancipation of this part of the world, and that, in spite of obstacles, both foreseen and unforeseen, the principles and practice of true liberty will triumph in Europe, over the pernicious influences which are exerted to retard its progress. Thus we also count, I confidently assure you, on the independence of noble Poland, whose efforts you admire, and whose misfortunes we have now to deplore.

Among the results of our revolution, I have been particularly pleased with the relations established between France and the new states of the republican hemisphere. The sympathies of the French people for you have their origin in the time when your patriotic section of South America gave the first example of heroic insurrection. I hope that the mutual bonds which ought to unite our two governments, will daily become closer and stronger.

The wishes felt by all generous minds on this side of the ocean, in see your new republics rise to the highest grade of liberty, security, and public and private prosperity, are not devoid of all personal interest; for at the present time, when in spite of the long experience of above half a century in North America, malevolence and aristocratic and monarchical prejudices still throw a doubt over the superiority of republican institutions, it is important to the civilization of the world to prove that those institutions, far from being an occasion for disturbances and animosity, every where secure the peaceful enjoyment of all the rights of the man and the citizen.

General Santaeder, whose friendship I have had the pleasure of cultivating here, and to whom you entrusted your letter, will please transmit you this my second reply. His residence in the United States of the north must have given him opportunity to know the affectionate sentiments and fraternal sympathy which will ever be felt for you in that part of your hemisphere.

May the citizens of Bogota accept the tribute of my gratitude for favors which gratify me, and which I acknowledge with pride; while they accept my wishes for their general and personal happiness, together with my profound respect.

LAFAYETTE.

The Bogota papers inform us that this autograph letter is deposited in the library of the national museum, which has recently been restored and re-opened.

#### LETTER FROM MR. CAREY.

From the U. S. Telegraph.

DOFF GREEN, esq.—Sir: A misconception of a passage in your paper some days since, in which you comment on my late valedictory, induces me to request the favor of a piece for a few lines in reply. It has been supposed, from the passage in question, that my withdrawal from the defense of the protesting system, which you style "a bad cause," has arisen from a change of opinion. This is an inference which my language did not warrant, and which is entirely erroneous. Every fact that comes to my knowledge, connected with the subject, serves, more and more, to confirm me in the soundness of the doctrines. Our national experience affords the strongest corroborations of it. In 1783, when we tried free trade in the regulation of our import according to the wants of the government, and what was the consequence? Distress and desolation overpread the face of the land; paper money, instalment and tender law were introduced, accompanied by an insurrection which endangered the union.

We tried the same experiment in 1816. With the exception of coarse cottons, to favor the south, and some few other arti-

cles, the duties were calculated merely for the purpose of revenue. What was the result then? Nearly the same degree of distress and desolation as in the former case.

The first really protective tariff ever enacted in this country was in 1824. What has been the result? A spread of prosperity never exceeded, in the same space of time, in any other country in the world.

Holland tried free trade in 1816. What was the result? Hear the language of one of her statesmen:

"It is the tariff of 1816 which has opened the door to the productions of foreign industry. From that period there has been a constant deficiency in our finances.

"It is since 1816, that the ninth part of the nation is reduced either to mendacity, or to requests for encouragement to the manufacturers and to manufactures and commerce have declined with giant strides.

"It is since 1816, that the metallic medium of the nation has been lavished to pay tribute to foreign industry.

"The disappearance of the specie is most perniciously felt by the reduction of the price of houses, which, except in Brussels and the Hague have fallen since that period more than one third.

"It is ascertained, that the immense number of breweries and distilleries, which formerly existed in both parts of the kingdom, have undergone prodigious diminution."

Russia made the same fatal experiment in 1818, with the same disastrous results. Pray attend to the declaration of the emperor Alexander in the proclamation restoring the protecting system:

"In proportion as the prohibitory system is extended and rendered perfect in other countries, that state which pursues the contrary system makes, from day to day, sacrifices more extensive and more considerable." It opens its ports to all foreign productions—and all ports are shut against the articles it was in the habit of exporting. "It is a constant encouragement to the manufacturers of other countries; and its own manufactures perish in the struggle which they are as yet unable to maintain.

"It is with the most lively feelings of regret we acknowledge it is our own proper experience, which enables us to trace the picture. The evils which it details, have been realised in Russia and Poland since the conclusion of the act 7—19 of December, 1818. Agriculture without a market, industry without protection, languish and decline. Specie is exported, and the most solid commercial houses are shaken. The public prosperity would soon feel the wound inflicted on private fortunes, if new regulations did not promptly change the actual state of affairs."

I have withdrawn from the arena in consequence of the utter desolation of co-operation throughout the whole of last year, on the part of those vitally interested, and the helplessness of any in future. I am not easily discouraged; but it is obvious that it were worse than Quixotic for any individual, however zealous or ardent, to attempt, unaided, to stem the torrent that is sweeping away the system which has diffused such prosperity over the country. I am as much attached to the cause as I was in March, 1819, when I began; and with proper support, would advocate it gratuitously to the last hour of my life, notwithstanding the various revolting circumstances by which the advocacy has been constantly attended at almost every step of my progress.

That the system at present adopted will produce most injurious effects, I feel confident; but not to the same extent as in 1785, and 1816. The extraordinary enterprise of our citizens, their excellent machinery, the wide extent of our Atlantic border, the almost boundless internal communication by our immense rivers, our canals and our rail roads, will avert a large portion of the evils which befel us in the two former periods, and enable us to compete with foreign rivals on much more equal terms.

M. CAREY.

Philadelphia, March 29, 1833.

#### THE TREASURY BUILDING.

From the *National Intelligencer*, of April 6.

We observe in a letter from this city, published in the *Journal of Commerce*, that the papers destroyed in the late conflagration of the treasury building, "relate to unsettled accounts." We have no doubt that this statement was according to the best information of the writer. But, as our statement was different from this, and as we took no little pains to obtain the facts accurately by an examination on the spot, before we put them on paper, we have felt it to be our duty to inquire more particularly into the matter, by vindicate or to retract our own account of the affair. We find that we were correct in our statement, almost to the letter. The mass of papers relating to unsettled accounts were in the offices of the comptroller, first auditor, and register; and were all saved. Some settled accounts, of old date, which were in the garret, as we stated before, and also in the cellar, were lost.

Among the offices situated to the treasury department, which were in a different building from that destroyed, we omitted to mention the general land office, the records and papers of which remain, of course, not only safe, but undisturbed.

(*Tr.*) We are very sorry to learn, that our mentioning the room by the name by which it was indicated to us by the officers about the building (as Mr. F. Laub's room) was understood to be in-

\*"Considérations sur le projet de loi, concernant le nouveau système financier du royaume des Pays-Bas. A Bruxelles, 29 Juin, 1821, page 29.

tended as a reflection on Mr. LAUB. Very far from it. Such an idea never entered our head for a moment, and we now perpetually disclaim it.

We have not yet heard the result of the investigation concerning the destruction of the treasury building, though it was promptly entered upon and vigorously pursued. Strong reports, however, are abroad that the conflagration was not accidental.

The *Georgetown Gazette* of the 13th, says—"The recent investigation entered into with so much spirit in relation to the late fire at the treasury building, was closed on Saturday evening last about 8 o'clock. The result had not transpired yesterday—Though doubtless it will soon be made public. The steps taken by the secretary of the treasury in relation to this unfortunate affair, are highly creditable to him. The loss of public property of any description should never be suffered, without being made to undergo a rigid examination into the causes.

#### INDIAN EXPENSES.

From the act making appropriations to carry into effect Indian treaties, &c. as published in the *Globe*, we make the following abstract:

For the <i>Manabachagos</i> , for treaty of Sept. 1823,	\$93,282
For the <i>Sault aux Foies</i> ,	69,474
For the <i>Shawnees and Delaware</i> , October,	42,850
For the <i>Kaskaskias and Peorias</i> ,	8,630
For the <i>Appalachicola</i> tribe	13,000
For the <i>Potawatamies</i> of the Prairie, by treaty of October 1825,	184,779
For the <i>Ackapooles</i> by treaty Oct. and Nov.	71,232
For the <i>Potawatamies of the Wabash</i> , October,	283,761
For the <i>Potawatamies of Indiana</i> ,	81,500
For the <i>Piantecobas and Weas</i> ,	29,262
To enable the president to extinguish Indian titles in Indiana, Illinois and Michigan, in addition to grant of last year	3,871
For expenses of the treaty at <i>Batte des Morts</i> , in addition to former appropriation,	400
For removal and subsistence of the <i>Creeks</i> , &c. in addition,	16,561
For arresting and guarding <i>Toway</i> murderers,	1,023
For locating <i>Choctaws</i> , (not before provided for)	1,700
For expense of <i>Chickasaw</i> deputation to Washington,	1,650
For expense of keeping twelve prisoners of war of the <i>Sacs and Foxes</i> as hostages, &c.	2,500
For sundry small items—together,	4,030
For expenses of removing and subsisting the <i>Choctaws, Creeks, Cherokee, and Ohio Indians</i> ,	474,013
For liquidating a treaty with the <i>Potawatamies</i> to extinguish their remaining titles	10,000
For carrying into effect treaty with <i>Chickasaws</i> , to be relinquished out of sales of their land,	100,000
For do do with the <i>Ottomas</i> ,	47,400
For do do with the <i>Menominees</i> ,	58,600
For several small items—together,	5,900
For expense, if found necessary, of repressing Indian hostilities on the frontiers,	100,000

\$1,566,838

The greater portion of this million and a half of dollars is for enabling these Indians to remove, compensating them for their improvements, and providing blacksmith's shops, school masters, &c. in their new settlements. There is also a proviso in the bill to compensate the American board of foreign missions for the value of their improvements, &c. in the *Choctaw* settlement, sold at the treaty of the Dancing Rabbit creek.

(*X. Y. American.*)

#### LOTTERIES ABOLISHED IN MASSACHUSETTS.

The bill for the suppression of lotteries in the state of Massachusetts, was approved by the governor on the 23d ult. The first section imposes a fine of from one hundred to two thousand dollars upon any person who shall make, sell, or offer for sale, or have in his possession with intent to sell, or offer for sale, or be in any way concerned in the sale of any lottery ticket, or certificate, taken on security for any lottery ticket, or shall be in any way concerned in the management or drawing of a lottery, or shall knowingly permit the drawing of lotteries, or sale of, or raffling for tickets in any building owned, rented or occupied by him. One half of the penalty is given to the informer. A second conviction is made punishable, in addition to the fine, by imprisonment in the house of correction, for a term of from three to twelve months.

The second section creates a penalty of from thirty to one hundred dollars, for advertising the sale of tickets or certificates, or for the exhibition of any sign or symbol in any way indicating where they may be purchased.

The third section provides that the making, selling or offering for sale, or having in possession with such intent, of tickets or certificates in fictitious lotteries, or lotteries not authorized by any state, shall be punished by imprisonment in the state prison, for a term of from one to three years. In this case, the person accused is held to prove that the ticket was a genuine ticket in a lottery authorized by some state, his failing to do this is to be held as proof that the ticket is fictitious. On a conviction under this section, the prosecutor is entitled to a reward of fifty dollars from the commonwealth.

The fourth section authorises justices of the peace to make preliminary examination or complaint as in cases of other offences. The fifth section forfeits to the commonwealth the money which any lottery adventurer may receive for any prize drawn in any real or fictitious lottery, to be recovered by information or by action for money had and received. The last section repeals all former laws on the subject except as to actions or prosecutions already commenced under them.

**RAIL ROAD COMPANIES—NEW YORK.**

From the New York Annual Register, by Mr. E. Williams, for 1832, the following schedule of rail road companies incorporated in that state, is copied. [We take this opportunity to express our opinion, that Mr. Williams' annual is the most valuable work of its kind published in the United States. Mr. Ferris' "National Calendar," also stands at the head of the list, for interesting matters belong to his class.]

INCORPORATED RAIL ROAD COMPANIES.	
Albion and Tonawanda—from Albion to Batavia, incorporated in 1832, capital	\$250,000
Auburn and Erie canal—from Auburn to Erie canal, incorporated in 1832, capital	150,000
Aurora and Buffalo—from Aurora to Buffalo, incorporated in 1832, capital	300,000
Brooklyn and Jamaica—from Brooklyn to Jamaica, incorporated in 1832, capital	300,000
Buffalo and Erie—from Buffalo to Erie county, Penn. incorporated in 1832, capital	650,000
Black river company—from Rome to Ogdensburgh, incorporated in 1832, capital	900,000
Catskill and Canajoharie—from Catskill to Canajoharie, incorporated in 1830, capital	600,000
Danville and Rochester—from Danville to Rochester, incorporated in 1832, capital	300,000
Dutchess—from Poughkeepsie to Connecticut, incorporated in 1832, capital	600,000
Elmira and Williamsport—from Elmira to Pennsylvania, incorporated in 1832, capital	75,000
Fish House and Amsterdam—from Fish House to Amsterdam, incorporated in 1832, capital	250,000
Great Au Sable—from Great Au Sable to Port Kent and Peru, incorporated in 1832, capital	150,000
Harlem—from Prince street, N. York, to Harlem, incorporated in 1831, capital	350,000
Hudson and Berkshire—from Hudson to Massachusetts state line, incorporated in 1832, capital	350,000
Hudson and Delaware—from Newburgh to Delaware river, incorporated in 1830, capital	500,000
Ithaca and Geneva—from Ithaca to Geneva, incorporated in 1832, capital	800,000
Ithaca and Owego—from Ithaca to Owego, incorporated in 1828, capital	300,000
Lake Champlain and Ogdensburgh—from lake Champlain to Ogdensburgh, incorporated in 1832, capital	3,000,000
Mayville and Portland—from Portland to Mayville, incorporated in 1832, capital	150,000
Mohawk and Hudson—from Schenectady to Albany, incorporated in 1826, capital	600,000
New York and Albany—from N. York to Albany, incorporated in 1832, capital	3,000,000
New York and Erie—from New York to lake Erie, incorporated in 1832, capital	10,000,000
Owego—from Cooperstown to Colliersville, incorporated in 1832, capital	200,000
Rensselaer and Saratoga—from Troy to Ballston Spa, incorporated in 1832, capital	300,000
Rochester—from Rochester to Genesee port, incorporated in 1831, capital	30,000
Saratoga and Fort Edward—from Saratoga Springs to Fort Edward, incorporated in 1832, capital	200,000
Saratoga and Schenectady—from Saratoga springs to Behuylersville, incorporated in 1832, capital	100,000
Schoharie and Owego—from Schoharie county to Esquehannah river, incorporated in 1832, capital	300,000
Tonawanda—from Rochester to Attica, incorporated in 1832, capital	500,000
Ulica and Susquehannah—from Ulica to Susquehannah river, incorporated in 1832, capital	1,000,000
Warren county—from Glenn's falls to Warrensburg, incorporated in 1832, capital	2,500,000
Watertown and Rome—from Rome to Watertown, incorporated in 1832, capital	1,000,000
Total,	\$17,555,000

The rail roads at present in operation are,  
 The Mohawk and Hudson from Albany to Schenectady 15 miles.  
 The Saratoga and Schenectady, from Schenectady to Saratoga springs 21 do.  
 ————— 36  
 These two rail roads from a continued line from Saratoga springs.  
 The principal works under contract, or in progress, are, the  
 Ithaca and Owego rail road, length 39 miles.  
 Harlem rail road, from Harlem, city of New York, to the Bowery, near Prince street 7 do.

**COBBETT IN PARLIAMENT.**

Among the measures of reform which Mr. Cobbett proposes to introduce in British legislation since he has become a member of the house of commons, is one that that body should assemble in the morning and carry on its deliberations by day. At present it does not meet till evening, and frequently remains in session during the whole night. An healthy and vigorous legislation, it is argued, is incompatible with late hours, and that the public are entitled to the benefit of their representatives. "All night work should, if possible, be avoided," says Mr. Cobbett, "burds of omens, bats, toads, and all noxious things, did their work at night!" If he ever published an English Dictionary as a companion to his Grammar, he would give to some words new definitions, as for instance, "midnight," "the time which bats, borough-burgers and banditti find to be most favourable for committing their depredations." The chief argument set up against this proposal, is the inconvenience it would occasion to the ministers, whose presence in a British parliament is absolutely necessary, whilst their time throughout the day, is occupied with the business of their departments. Another objection to it, not however, so deeply avowed, is that a complete change in the habits of life of many of the members would be necessary, "ere it would be convenient for them to meet at the comparatively speaking, early hour contemplated by Mr. Cobbett.

[They who are not ignorant of the history of Ireland must remember that Mr. Plunket—a long chivalrous and gallant—was one of the most eloquent and most zealous of those who opposed the union projected and effected by Mr. Pitt and lord Castlereagh, three and thirty years ago; and they will understand the annexed extract from a report of a speech recently uttered by Cobbett upon the reformed house of commons:]

"In agitating and discussing the subject of the repeal, they had a right to go on to the opinion which they were entitled to publish at the time when the union was first brought forward, notwithstanding those men might be in power now. The noble earl at the head of the government was justly cited as an evidence; and there was (said the hon. member, slapping the table with huge force) another man whom I shall now cite, and if there ever was a thing known which would make a man hate his name, the evidence which he was called on to bring forward, was that man's own mouth, ought to have that effect. After using every argument that ingenuity, truth, reason, or justice, could inspire him with, against the union, after declaring the law by which it was effected to be one which wisdom, honor, and justice combined to repudiate and to disclaim, the person to whom he referred said, "For my own part I will resist this iniquitous measure to the last drop of my blood, and to the last gasp of my existence, and when the period of my dissolution approaches, I will, like another Amilcar, take my children to the altar and swear them, as Hannibal, to eternal hostility against the invaders of my country's freedom." (Cheers.) Such was the declaration of the man to whom he alluded. And where was that man? Was he alive? Was he an exile from his injured, his deplored country? Had he fled the scene of her sorrows, and hid his head in some foreign clime? What was the possibility of perceiving that man in the present lord chancellor of Ireland? (Laughter.) Yet indeed, could it be? Chancellor of Ireland, and perchance but an untoward and hateful destiny, the keeper and manager of those dungeons into which were to be cast the unhappy men who now sought to vindicate his opinions. And where, too, are all the young Hannibals? (Immense shouts of laughter.) Where, then, your youthful martyrs whom he was to swear at the altar—ay, "swear to eternal hostility against the invaders of his country's freedom?" Where were they? He would tell men where they were and what they were doing. There was Hannibal the first—(laughter)—the hon. and rev. Thos. Plunket, dean of Down, in the gift of the crown, including a district of six parishes—"bless his capacious soul—(a laugh)—a benefice of £2,862 per annum. Then comes Hannibal the second—the hon. John Plunket, an assistant barrister of the county of Meath, £600. Crown prosecutor—oh, old! and there will be business soon for him—£800 and another appointment of £300—making a total of £1,700 a year for this youthful patriot. Next came Hannibal the third—the hon. David Plunket, promulgatory and examiner of the court of common pleas in Ireland, £1,500; having justice assigned to him, he was worth £4,400 a year, and a fourth Hannibal starts forth in the guise of Patrick Plunket, who, as secretary to the banker's commission, received £900; and from other sources an income, altogether, of £3,100. The hon. and rev. William Plunket next put in his claim, but he must be considered an ill-used man, for though he was incumbent of the living of Bray—

"Several hon. members—a vicar of Bray! (loud laughter.)

"Mr. Cobbett—yes, vicar of Bray; yet his income was but £470, with a house and glebe. The hon. Robert Plunket, mother of the reverends, closed the list of this devoted family."

[The members of St. Stephen's chapel are well displayed in a London reporter's account of the manner in which Cobbett was treated while proposing an amendment to the answer to the king's speech:]

"The hon. member was proceeding, when he was interrupted by repeated coughs and other discordant noises. "Sir," said he, addressing the speaker, I appeal to you to be so good as to keep order. The house is very much mistaken if it is supposed that I am to be put down. I am not alluded to in that way; I assure you; and the course of proceeding is to be pursued in the usual adjourn the house. (Laughter and cheers from the benches

in the rear of the hon. member). The best way is for you to sit and hear me quietly, for I do assure you I was quite prepared for this. [The noises here partially ceased.] The hon. member continued. The people expected something more than they had hitherto obtained from the reform ministers—[loud coughing]—instead of their asking a reformed house of commons or leave to render Ireland the scene of bloodshed and civil war. [Loud coughing.] "H, sir," said Mr. Cobbett, "we cannot have order, I will adjourn the house. You may depend upon it I will not spare them a word, they shall hear every word I intend to utter. [Laughter and cheers.] The people [continued the hon. member] expected from the house of commons to hear that some measure of relief were to be applied—[loud coughing, which interrupted the hon. member, who good naturedly shook his head, and waited till it had partially, not wholly ceased]—and they also expected to hear from ministers some recommendation to the parliament to take from those plunderers, who now feed upon their earnings, their ill gotten wealth, and relieve them from those who had so long for their hands into the public purse. But no, none of these topics appeared in the speech from the throne. [Coughing, and attempts to drown the hon. member's voice.]"

#### CONDITION OF JAMAICA.

From a correspondent of the Journal of Commerce  
Kingston, 11th Feb. 1833.

You have heard of the splendid estates and sumptuous living of the Jamaicans; of their planters who could well, and receive them from those who had so long for their hands into the public purse. But no, none of these topics appeared in the speech from the throne. [Coughing, and attempts to drown the hon. member's voice.]"

Under existing circumstances, I am well assured that the white inhabitants cannot remain. Their costly sugar estates will not pay the expense of management. Credit is entirely extinct. An estate of 300 negroes could not by judiciously the ensuing crop for £300. In fact, merchants in England direct their factors to give no credit bottomed on cane top. Mortgagees relinquish immense sums rather than pay trifling annuities on estates. A hundred negroes were sold for \$7,500. But legislation here and at home, a change of time, competition, and for aught I know, the natural and necessary consequences of the system of slavery, have brought about this state of things. Certain it is that real estate is considered almost without value, a heavy island debt is impending, taxation intolerable, and life itself exceedingly precarious. I learned the above in conversation with two gentlemen who have been long in the house of assembly. The inhabitants generally labor under a keen sense of injury done them by the mother country, and look to ours as the land of promise. In consequence, many are making remittances to our cities. Some gentlemen of character and fortune have already removed, and many are preparing to follow. Those gentlemen informed me that the emigration would be immediate and large. They inquire with great earnestness respecting the agriculture of the free states, as nothing would induce them to live again in a slave country.

#### SOUTH CAROLINA CONVENTION.

From the Charleston Mercury.

JAMES A. ABBOTT'S SPEECH.  
I have already (says the correspondent of the Mercury) given you the purport of what Judge Richardson said, on the 15th, upon Mr. Phillips's motion to strike out the preamble of the ordinance. The following are his remarks, somewhat more in detail.

He set out by saying, that he approved so entirely the enacting clause of the ordinance, that he might even have omitted his objections to the preamble, if the question had not been set on foot by others.

He regretted that the convention could not content itself with the act, about which all seemed to agree; that it should have been thought necessary to join to that act, reasons, upon which we were certain to differ.

If preambles were to be employed, they should, at least, perform the proper business of a preamble. They should strongly and succinctly set forth the great motives to the legislative act; and, above all things, they should always found themselves as strictly as possible, upon perfectly correct facts. They should recite nothing that is not perfectly just.

Yet your preamble contains, among the chief facts that it alleges, two that are palpably incorrect.

Its first statement is this—"that congress has made such a reduction and modification of the duties upon foreign imports," as brings them down to a revenue standard.

I ask gentlemen, is this so? Are the duties reduced already to a revenue standard? I believe if the act is considered, it will be found, that no reduction happens till the 30th of December next; that is, even then, but a very partial reduction; that, upon one important article of southern consumption—low priced plains—the duties have been raised 45 per cent; in short,

that this entire "reduction and modification," is future, and cannot therefore be spoken of, in the terms that you employ.

The second statement, in the preamble, seems to me little better founded. It is, that the duties are by the act, "brought down to a revenue standard."

In this declaration, I cannot, after the most careful and dispassionate investigation that it was possible for me to give, by any means concur. If I in any sort understood the true merits of this compromise, they fall short of what the preamble attributes to them. I cannot, with the utmost effort of my vision, perceive that the modification reaches a revenue point. I grant that it is a step towards it; the second great step. For the reduction of last year was another, and the first.

I am far from believing that even your ultimate rate of 20 per cent, which you are only to reach in 1842, will then be low enough. I am willing, however, to concede to your present step, because the late act has really done much. I regard it as the inception of the overthrow of the American System. It is proof of that change, on which I had always relied—the change of public opinion. This is its true effect—no more.

#### MR. McDUFFIE'S REPLY.

Mr. McDuffie said, that it had not been his intention to speak upon this question. The remarks of the gentleman from Spartanburg compelled him to take the floor.

That gentleman objects in the preamble as asserting "that a reduction had been made." If the gentleman had been good enough to read that to which he objected, he would have seen that it asserts no such thing. The words run thus,—"Whereas the congress of the United States by an act recently passed, has made such a reduction and modification of the duties upon foreign imports, as amounts, substantially, to an ultimate reduction of the duties to a revenue standard."

But, were it even as the gentleman supposed, what would be the common understanding of the words? Would any man apprehend them as conveying what was not true? I heard that very gentleman, last summer, speak in the very same form of the act of 1832, which had certainly not then gone into force. He then said, "that act had reduced the duties to the extent of between six and twelve millions."

His first objection, therefore, becomes a mere verbal criticism—a technical quibble.

As to his second, let us see if the act does provide for an ultimate reduction of the duties to a revenue standard.

That principle is distinctly laid down in the bill; and it is joined in the further declaration, that no more revenue shall be raised, than is necessary to defray the economical expenses of the government. These, with a system of ad valorem duties, and a class of free articles, make the general principles of the bill.

Among the articles made free, in December next, are the very important ones of linens, silks, and worsted goods; classes of commodities exceedingly important to us; and which will give us, beyond all question, exchanges for our particular productions, amounting to at least a million of dollars per annum. Linens, and especially, are strictly an article of southern trade; and all these would be paid for, by our productions only.

If this reduction do not go into immediate effect is it not as speedy as any of which the gentleman can show me an example. Was an instant reduction ever seen? Was such a thing ever claimed? Could it be made, without ruin to the commercial interests?

If the gentleman will examine, I assure him that he will find the reduction on the protected articles only, which is to happen in December next, between three and five millions; besides ten per cent. general, on the receipt of duties of all such unprotected articles, as pay more than twenty per cent.

Surely then, all these advantages made the bill not entirely unfit to be compared with that of 1832, which the gentleman and his friends magnified as "the best of all possible bills"—as a bill that it was a species of impiety not to fall down and worship.

What is our present position as to this question, compared to our former one? Four years since, what said your popular president—the man who, from the boundless ascendancy of popular favor, wielded the whole force of your democracy? He said that "the system of protection, for the purposes of protection alone, would never in this country be abandoned"—"that this was neither to be expected nor desired."

What said he, once again? "That no arrangement of the duties could ever be expected to take place, which would not always leave a large surplus revenue in the treasury."

I ask the gentleman, where is now the man who would dare say this? There is not such a one in existence. Even Mr. Webster, the boldest champion of the system, now shrinks from such an avowal, and cowering before the strength of our principles, admits that only such revenue may be raised, as the economical administration of the government requires.

How would he have been regarded four years ago, who set up one claim to this principle? Sir, he would have been treated as a mere madman—a political Quaker.

But "this," it seems, "is but the second step." So says the honorable member, whose opinion I can little expect to shake. My own, however, made up in close view of all the facts, is utterly opposite; and I here solemnly declare, in the presence of God, that the act of 1832 would never have been touched, except for the acts of this state. Sir, the fact was avowed to me, by a union member of this state—one of the most distinguished of his party, and high in the confidence of the president.

But the gentleman refers all reduction to the agency of the executive. It has been forgotten when, only last summer, we were told with the utmost pomp of statements almost under the great seal, "that the tariff was completely brought down to the wants of the government?" Can he not remember how these were heralded to us here, for purposes that I need not now mention? Why sir, all the world knows, that this tariff of 1828 was a Jackson tariff. Upon that tariff was he voted for—upon that tariff elected. Then you, sir, that his last message would have been sent, if his election had been pending? Never! No, sir. That tariff, not yet put in execution, was his, and as such, openly avowed as the final settlement of the question. Every man who refused to accept it was denounced. It was the test, the very bond of Jacksonism, held up as such to the whole loss of the timid or the corrupt; and reverently kissed as the new covenant of faith, by all wits aspired to be the friends of the president.

Within a little three months, lo! he comes to us, with a message to recommend a reduction of the duties!—of duties not yet gone into effect—of duties, just now clamorously proclaimed to have been reduced to their lowest possible rate—of duties, to be content with which, had just now been the very test of Jacksonism!

And what was the high motive that urged him to this? I speak it with regret, for the president, and with shame, for the country; but I only speak what I know, when I say that he did it, to crush the party that he hates, in this state. He did it, that he might be able to hold up these declarations to them and say, "audacious rebels! look what Andrew Jackson has said! Traitors that you are: why did you not wait?"

To this, it was impossible for us to reply, unless humbly, in such sort as this: "How, may it please your majesty, was it possible for us to guess this? Was it easy to divine that you, the Ajax of the tariff just adopted, were, in the next moment, to turn us destroyer? What, but the spirit of prophecy, or of omniscience, could have foreseen a course so devious?"

As for Clay's bill, I voted for it, with strong reluctance. I did not regard it as doing enough. On this question, my peculiar views are well known to be different from those of the chief part of the southern country. Had I consulted them aine, I should have said "accept only of uniform ad valorem duties." I did not, however, think that my particular personal opinions should be forced upon the senate; and I acquiesced in the undivided wishes of our friends.

It is true that what has been obtained must be regarded as in some sense, an achievement. It is, for the moment, a victory. But it is only such, if the people, now awakened, refuse to let it fall them into even an instant's security. There is, in this general experiment, a proclivity to consolidation, that nothing except the most resolute opposition can stave off. The southern states are made, by their peculiar position and institutions, the centinels of the liberties of this confederacy. Were I to die this night, my last words should be, to bid them act, as if the day were at hand, when they must defend their freedom.

Strong as is the present cause of contest, and powerful as is the necessity that compels us to maintain this battle, a yet deeper cause, bringing with it a still more imperious necessity of resistance, lies beneath the present question. We were our institutions made, by their peculiar position and institutions, the centinels of the liberties of this confederacy. They told us, openly, that we must pay for the vice in our institutions; that the free labor of the north must not—shall not be degraded to the same footing with the slave labor of the south.

If, then, I am disposed to accept this compromise, it is with a distinct announcement to our people, that their zeal, their courage, their vigilance, must not be abated; nor must they, for a single instant, intermit their military preparations. I tell them, that we have greater need to be prepared to defend ourselves against these people, than against a foreign enemy. I have heard them, even in congress, talk openly of attacking us; and that, in a manner, with an extension of arms, which render friends to ourselves as fit objects of fire, as these unfortunates.

Without such preparation, and without a strong military spirit, no people ever yet maintained its liberties. But all our peculiar circumstances—all our institutions—render a thorough system of defence absolutely indispensable to our safety, as well as freedom. Our militia should be as well trained as the armies of Napoleon.

If, besides, possible that this accommodation—this compromise—may not be respected. As that compromise should be our very utmost concession, we must hold ourselves ready to take the most decided steps, the instant that it is violated.

As for the force bill, it is clearly an attempt to vest in the president all authority whatsoever. Gigantic as are the powers that it gives he will know full well how to exert them out, with supplementary view, that on an occasion ever should arise, that could, by chance, render a yet wider discretion necessary. Of his skill and moderation, in enjoining the law, we have no unapt example in his notion of hanging the Hartford convention, under the 2d section.

The powers now conferred upon him are far more than dictatorial. Rome, if it must be remembered, never appointed a censor except in the very last public necessity, when the existence of the state was threatened. Here it is done for much more than a year, and upon a mere question of the revenue laws.

Finally, to compare this bill with Mr. Verplanck's, which the president's fiery attempt to pass shows it, as far better for the south. This bill has the principle of equal duties. Mr. Verplanck's had no principle whatever. In this, the *ad valorem* are totally abolished: in that, a number of specific duties were retained. In this, there is no heavy burden on the great articles of consumption. In that, those very articles are leaped with extravagant duties.

As to the reduction under the present bill, it must not be overlooked, that the largest annual diminutions are made to fall precisely on those things which are taxed the most.

The correspondent of the Mercury, adds—I give you the general substance of the above; and, I believe, with not a little felicity. As to its spirit, however, and that overwhelming energy of utterance; that intensity of thought and passion, with which he pours his strongest passages;—I can only give you the slightest image of that. I have only attempted his speech, indeed, because I knew that the public curiosity demanded it, and because there was little probability of his publishing it.

Yours, &c.

SOUTH CAROLINA—SCRAPS.

Before the Natchez left Charleston, capt. Zantzeinger gave a splendid entertainment on board his ship, to a very large company of ladies and gentlemen—the latter of both political parties. On the departure of the Natchez, the Courier, a union paper, hid her "God speed," at which the Mercury took offence. The Courier thus rejoins:

The Mercury quotes our farewell apostrophe to the Natchez, and appends to it the following dogger lines, which are certainly entitled to all the praise that bald wit, impotent spite, and unmeaning profanity, can win for their comic and offspicing.

"God bless the royal troop, though treason seoff;  
God bless their pitails, though they're now cut off!  
And if at Washington old Nick should rovel  
As president elect, God bless the devil!"

The Mercury may well say that it does not "boast of the passage of Clay's bill as a triumph." Such ebullitions of ill-nature as the foregoing betoken any thing but the feeling of victory. We confess ourselves at a loss how to appreciate that patriotism which finds cause of offence in our invocations of blessings on the gallant ship which has for sometime reposed so gracefully on the waters of our harbor, dispensing its hospitality to our citizens, without distinction of party, and proudly unfurling to the breeze the honored and glorious flag of "union and liberty."

We find the following article in the Charleston, (S. C.) Mercury, it is a precious piece of contumacy and deserves to be embalmed, like the holy beetles in Egypt:—

The Courier asks whether the United States flag formed any part of the decorations of the state rights ball. It did not; and there was reason that it should not. The ball was given by those who had volunteered to defend their state from any sort of attack against her under that flag. Our harbor has not yet been evacuated by the president's forces, and the flag of the union is seen daily floating over our forts strengthened against South Carolina. Besides the United States flag is identified with the bill of blood, so long as that infamous bill remains un repealed. When that is torn from the statute book, and all hostile manifestations against our state have ceased, the rest of the flag of the union without thinking of tyranny, then, and not till then, can the flag of the union regain in the bosoms of Carolinians, the reverence and affection it once commanded.

The Camden, (S. C.) Journal says: The nullifiers of Georgia appear to be rather more fiery than those of our state. The members of the club at Macon, on hearing that Mr. Forsyth had voted for the revenue collection bill, assembled and prepared an effigy of their senator, which they suspended by the neck, and after amusing themselves for an hour with grinning and making very faces at it, they set it on fire!—But this was not sufficient—fearing they would not acquire "renown" enough should they stop here, they loaded a 24 pounder, and, at the distance of five miles, fired at the effigy, the result being demolished him—not "a vestige of the noble figure could be found," not even—a "great spot!"

The Richmond Flag, which has strongly condemned both the president's proclamation and the "force bill," thus speaks of the new nullifying ordinance of South Carolina:

"Contrary to our hope, the force bill has been nullified by the S. Carolina convention—an injudicious step we think, and almost as supererogatory as the act itself. When by the repeal of the ordinance at November, the enforcing act was deprived of subject matter whereupon to act—when no appeal had been taken to congress against it, and no opportunity offered for the deliberate reflection of the country to perceive its inability, impolicy and un-constitutionality, we must think that South Carolina has acted with a precipitancy unworthy of her own dignity, and extremely calculated to embarrass her friends and impair the success of their exertions for a legislative removal of the grievance. Do we not know that the principal difficulty in compromising the tariff was the apprehension that the act would be ascribed to intimidation? Do we not know that the argument which has prevailed by its plausibility, almost the whole American people against her, was—"what—shall twenty-three states yield to the dictation of one?" She has again, needlessly, exposed her conduct to the same odium, her cause to the same

prejudice, and her friends to increased embarrassment. If before, her attitude was so formidable a bar to the repeal of the tariff, how much more so will it be now, when the same urgency does not exist, when the same long continued efforts have not been used, and when even those who justify the principle of nullification, are compelled to condemn its every day and unnecessary use?"

#### GEORGIA AND THE CHEROKEE.

From the U. S. Telegraph.

The National Gazette contains a communication on this subject, in which it is attempted to be shown that the bloody bill cannot be made applicable to the Cherokee case. For some reason or other, we cannot conceive what, the Gazette contemplates the same idea. We do not wish to charge the Gazette with an attempt at deception; but here and there we know, what is well known here and elsewhere, that the sections referred to were introduced, we might almost say, expressly for the purpose of being applied to the Georgia case. It was soon known that it was intended for them to be so applied; and whatever doubts might have been entertained upon the subject, were soon removed by the Indian delegation. They indirectly refused to sell, although the terms made them an offer of two millions and a half, and would have gone to three millions. We are not sure but that three millions were offered. Has the Gazette never heard that it was with difficulty the president could be got to sign the bill? The truth is, the administration was outwitted. They discovered it, but not until it was too late. The president gave himself up, bound hand and foot, to his new friends, and the least compassion for him,

But what will Georgia do when the mandate of the supreme court comes? Will she acknowledge her sins, repeat and obey? Will she look to the white house for censure and forbearance? In vain! the proclamation stares her in the face. Will she look to her union and proclamation men—her advocates of the bloody bill, her Forsyths and her Waynes? It will be needless. They have made the Phillips hope to receive the price of their treachery. Will she look to the union men of the adjoining states? Alas! their cry is submit! submit! the law of congress must be executed!

From the Georgia Recorder.

In conversation with one of our representatives, since his return from Washington, we learned previous to the passage of the enforcing bill, the Cherokee delegation, then at the seat of government, for the purpose of treating for their lands, showed every disposition to make a treaty; so much so, indeed, that the secretary of war considered that the basis of the treaty had been settled to the satisfaction of the chief, and that it required but the formalities of the business to complete it. When, to our behind, so soon as the law enforcing the states was passed, the secretary, to his astonishment, was first informed of their change of opinion, by the receipt of a note from the chiefs, very politely inquiring at what time it would be convenient for them to take leave of their great father, the president, as they only waited that ceremony to return to Cherokee.

#### GOVERNMENT DEPOSITES.

HOUSE OF REPRESENTATIVES, MARCH 9.

The following resolution reported yesterday by the committee of ways and means coming up for consideration:

"Resolved, that the government deposits may, in the opinion of the house, be safely continued in the bank of the United States."

Mr. Polk said he hoped that gentlemen who believed the time of the house at this period of the session, to be necessarily valuable, would not press the consideration of this resolution upon the house at this juncture. During the small remainder of the session, there were several measures of the highest public importance, which remained to be acted on. For one, he was extremely anxious that the session should close by 12 o'clock to-night, in order that a sitting upon the Sabbath might be avoided, so soon as the law enforcing the states was passed, until he should understand from gentlemen, whether they intended to press the house to a vote on this resolution. [A remark was made by Mr. Ingersoll, which was not heard distinctly by the reporter.] Mr. P. proceeded. As it had been indicated that the gentlemen intended to take a vote upon the resolution, he would ask whether it was possible for the members of the house to express their opinions on this subject with an adequate knowledge of the facts? The committee of ways and means had spent nearly the whole session in the examination of one or two points connected with this subject. The range of investigation had been of necessity much less extensive than the deep importance of the subject required—but before any opinion could be properly expressed, it was important that the facts developed by the committee should be understood. There had been no opportunity for this—and there was no necessity for the expression of a premature opinion unless it was considered essential to whitewash the bank. If the friends of the bank deemed it indispensably necessary in order to sustain the bank to call for an expression of opinion, where the house had enjoyed no opportunity of examining the testimony and proof upon which alone a correct opinion could be formed, he would be compelled to present one to the house. It had been one of the objects of the committee of ways and means to ascertain the circumstances relative to the postponement of the redemption of the 3 per cent. stock by

the bank. With the mass of other important duties devolving upon the committee, as full an investigation of the condition of the bank as was desirable, could not be expected.—The committee, therefore, had been obliged to limit their inquiries to this subject of the 3 per cent.—the other subjects of investigation were only incidental. Upon this main subject of inquiry the whole committee, majority as well as minority, were of opinion that the bank had exceeded its legitimate authority, and had taken measures which were in direct violation of its charter. He would read a single sentence from the report of the majority which conclusively established this position. In the transactions upon this subject the majority of the committee expressly say, in their report; that "the bank exceeded its legitimate authority, and that this proceeding was a forfeiture of its charter." The opinion of the majority of the committee, was more explicit: "Could language be more explicit? It was then the unanimous opinion of the committee, upon this main point of inquiry, that the bank had exceeded its legitimate authority, and that its proceedings, relative to the 3 per cent. had no sufficient warrant in the correspondence of the secretary of the treasury. The bank of the United States, it must be remembered, had been made the place of deposit for the public revenue, for the purpose of meeting the expenditures of the government. With the public money in its vaults, it was bound to pay the demands of the government. Among these demands upon the public money in the bank, was that portion of the public debt, of which the redemption had been ordered. Had the bank manifested a willingness to pay out the public money in its possession for other than its proper objects, its independence, it would be found, that as early as March, 1829, the president of the bank, without the knowledge of the government directors, had instituted a correspondence with certain holders of the public debt, for the purpose of procuring a postponement of its redemption. There was at that time no cholera which could be charged with giving occasion to the correspondence. When public notice was given by the secretary of the treasury, of the redemption of the debt, the president of the bank immediately came to Washington, and requested that the redemption might be postponed. And what was the reason then assigned by the president of the bank, for this postponement? Why, that the measure would enable the bank to afford the merchants great facilities for the transaction of their business under an extraordinary pressure upon the money market. What was the evidence upon this point? The proof distinctly showed that there was no extraordinary pressure. The monthly statements of the bank established that there was in fact a very considerable curtailment of the facilities given to the merchants in the commercial cities.

Mr. Wickliffe rose to a question of order. The subject under consideration was a resolution declaring that the bank was a safe place of deposit for the public revenue. He submitted whether it was in order to discuss upon this resolution the redemption of the 3 per cent. stock.

The chair (temporarily occupied in the absence of the speaker by Mr. Taylor) decided that the remarks of the gentleman from Tennessee [Mr. Polk] were in order.

Mr. Polk proceeded. The gentleman from Kentucky [Mr. Wickliffe] appeared to be very sensitive upon this subject. It was not his intention that gentlemen should discuss the subject at Jefferson dinner expressed the most decided hostility to the bank.—He would leave to that gentleman to explain the reasons which had produced the sudden change of his opinions, and from a violent opponent had converted him into a most zealous advocate of the bank. What was the object of explaining this matter of the 3 per cent. stock? Not to waste the time of the house which was now so precious, but to show that the management of the bank relative to the 3 per cent. distinctly proved that the bank was not able to pay the public money deposited in its vaults for the redemption of the public debt without obtaining a loan from abroad. The minority of the committee of ways and means had not disputed the ability of the bank to discharge its debts in its own convenient time—but had the bank promptly paid the public money deposited in its vaults, it would have done so as early as October, 1831, the bank had anticipated that during the course of 1832 it would not be allowed the undisturbed and permanent use of the public deposits. In the circular orders to the several branches which were then issued the necessity was stated for collecting the means for refunding those deposits from the loans which were then outstanding. Efforts were made by the branches of the bank to make collections for that object; but those efforts entirely failed. The debts due from loans made by the western branches had not been certified. It was found impossible to curtail them. As the list of discounts had gone down, the list of domestic bills of exchange had gone up. The application before alluded to was made in March to Mr. Ludlow, of New York, who represented about 1,700,000 of the public debt to postpone the redemption. This expedient was not failed. Then the president of the bank came to Washington for the purpose of procuring the postponement of the period of redemption upon the ground that an extraordinary pressure existed, and the public interest would be promoted by enabling the bank to use the public money in affording facilities to the merchants of the commercial cities. And what next? In July, the president of the bank and an exchange committee, without the knowledge of the board of directors, and the consent of the directors of the bank, instituted a secret mission to England, for the purpose of negotiating in effect a loan of five millions of dollars, for which the bank was to pay interest. The propriety



reports sent forth, unaccompanied by any opinion of either house of congress upon them. The people have been surfeited with such papers—we have had majority reports, and minority reports, and what an hoax. member from S. Carolina, (Mr. W. R. Davis), he believed called unicam reports, but they all brought us to no practical result, so long as they were not acted on by the house. They filled the flying columns of the newspapers of the day, or crammed the mails in the shape of public documents during the recess, without benefiting any class of our citizens much, except the legions of speculators, monied and political, who sometimes turn them to a profitable account. It was time that these matters were treated in a different way—that the representatives of the people, so long as they were not acted on by the house, had something tangible in it: it invites us to speak out, and to say, under the solemnity of our oaths, whether the government deposits ought to be continued where they now are, and have been in safety for the last seventeen years—or whether they shall be carried into the market, to be bid for by the local institutions. Will gentlemen now turn from this inquiry to the merits of the bill, as it is now introduced, or not being to us—and it ought not to be settled here we separate? Have we then been employed all winter, in our committee room, to no purpose? Or, have we been working, day had night, merely to raise a smoke for political effect, at the end of the session, under which a new set of majority and minority reports are to be launched upon the public—still leaving the opinion of the house on the ground, as if it had never been. Has not congress been directly called upon, and from high authority, too, to express an opinion? Did not the secretary of the treasury, in his annual financial report, invite it; and was not the subject brought to our view in the executive message, at the opening of the session? We have not sought for this inquiry, but we cannot shun it, with credit to ourselves, since it has been put to us.

What, then, is the condition of the bank of the United States, as a place of safe deposit, compared with the other banking institutions of the country? From the evidence now spread before the house, he would assert with confidence, that it was decidedly more sound than the state banks, to which the funds must go, if taken from their present place of deposit. Nay, from an exhibit lately made of the affairs of the bank of England, it will be seen that the United States bank, in proportion to its capital, is the strongest of the two, applying the same tests to the comparative statements of each. Let us see how these different institutions appear by each other's side. The bank of the United States has now about nine millions of specie, to a circulation of about sixteen millions and a half. All the local banks in the union, combined, have but between ten and eleven millions of specie to a circulation of about sixty-eight millions. The bank of England, by its latest returns, had, speaking in dollars, about twenty-six millions of specie to a circulation of about ninety millions. And yet, with facts like these staring us in the face, it is gravely suggested that the deposits would be in less danger of being squandered if removed to the local banks, with their circulation six times beyond the specie in their vaults: aye, or, to local banks, which left you saddled with a certain "unavailable fund" of nearly a million and a half, when you used them as places of deposit on a former occasion. The banks of the state of New York would probably come in for a larger share of the government deposits than those of any other state, and there the greatest portion of the revenue is collected; and let us add to these, that it appears by an official statement, recently published by sworn commissioners, that they have but about \$1,700,000 in specie, to a circulation of about twelve millions; and it will further appear by the evidence reported, that at the time when those banks had but this inconsiderable amount of specie on hand, they were indebted to the United States bank, more than two millions of dollars, which might have been called for at any day, thus draining them of every specie dollar.

Will any man, can any man, with these statements before him, say that the safety of the public funds requires their removal to the local banks? It was in vain to think this question by going into the extraneous matter of the three per cent. arrangement, which had been now nearly brought to a close. The security of the public funds, in regard to the safety of the bank as a place of deposit for the public money, and we are bound at all events to respond to that. But if gentlemen are determined to rake up the three per cent. affair, he was willing to meet them there also; for he believed that transaction, from beginning to end, to have been fair, prudent and reasonable, and intended much more to aid the mercantile community, especially those indebted to the government, than to secure, especially than for any particular accommodation to the bank itself, except so far as it might be benefited by shedding its customers and the local banks too from an annual and unnecessary pressure. Much stress has been placed on the mission of general Cadwallader to Europe. It had been called a secret mission, unauthorized by the board of directors, and particularly without the knowledge or authority of the government director. Now, sir, it is an undeniable fact, that early in the spring of 1832, in the month of March, at a regular meeting of the board, at which two of the government directors, residing in Philadelphia, were present, (the third being accidentally in the country), the president submitted his view in relation to paying off the three per cent. in the course of the year, more than one half of which he stated belonged to foreigners, the withdrawal of whose funds might possibly expose the community to great inconvenience,

unless some measure should be taken for deferring a part of the payments; after which it was, by the board

"Resolved, That the subjects of the communication just made by the president, be referred to the committee on exchange, with authority to make, on behalf of the bank, whatever arrangements with the holders of the three per cent. stock of the U. States may, in their opinion, best promote the convenience of the public and the interests of the institution."

This resolution is recorded in the books of the bank, it was passed in the presence of two of the government directors, and at the next meeting of the board, was read over in their presence, and in the presence of all the directors, who were afterwards returned to the city. There was no secrecy in all this. The record had been always open, as the books of the bank always were, to the inspection of every director, and every government spy who might have a right to examine them. One of the directors on the part of the government belonged to the very exchange committee to whom the subject had been referred. He alluded in Nicholas Biddle, who had for several years, and under different administrations, till January last, been appointed a director by the government. And although since this controversy has arisen in regard to renewing the charter, Mr. Biddle had been cast off by the administration, yet he was an honorable and an honest man, and no one on this floor would say to the contrary. This committee, thus organized, and thus fully empowered as it has been shown, by the record, to make all arrangements which they might think fit to regard as the result of the three per cent. sent general Cadwallader to England, as he had been entrusted with a similar mission under the presidency of Mr. Cheves, and through his agency a portion of the European holders of the three per cent. have agreed to give up their certificates to the government, thus clearing the United States from any further liability, and taking the place of Messrs. Spring & Co. of Louisiana, in whose hands the stock has since been deposited for their money, which they will receive with interest in October, 1833. By this arrangement the business men of our country, who are debtors to the bank, have not been disturbed in their usual accommodations, though their discounts must have been materially curtailed, and the local banks pressed in their turn to the balances. And the assigners all been paid at the counter of the bank, on the side of the Atlantic, as the result to the government, (the certificates being surrendered), is the same as if the specie had been shipped abroad in exchange for the stock certificates. So high is the credit of this institution in Europe, as appears by the correspondence which had not been received at the time the directors appeared before the committee, and therefore is not in the evidence reported, that some of the stock holders have refused to take the money, and insisted on the bank's keeping it at an interest of only three per cent. till next October, under a previous offer. They have, however, while doing this, surrendered their certificates so as to exonerate the treasury from any liability to them. The bank had the funds in Europe in the hands of its agents, to pay them off, and through its agents made a tender of the money, which the holders declined taking. Last of the month of January, when general Cadwallader embarked, it was wholly uncertain whether the condition of the treasury would enable the secretary to pay off the debt advertised to be paid, without obtaining money for this favorite purpose of the secretary, from this same much abused bank. Mr. L. said he wished the house to mark, and the country to know, that on the 15th of last July, the secretary addressed a letter to the first of October, stating that if the funds of the United States should happen to be inadequate to the redemption of the three per cent. he must rely on the bank for the necessary facilities. Here is the letter of Mr. Lane; that there shall be no mistake about it, you shall have its very language. It is dated, treasury department, 19th July, 1832, and reads thus:

"Sir, it was not until I say that I have been able to ascertain the amount of the appropriations made at the last session of congress, and therefore I have not been able to decide before now upon the amount of the three per cent. to be redeemed on the first of October. I find, as was supposed when you were here, that we shall be able to pay off about two-thirds at that time. A notice will accordingly be given in to-morrow's paper, of the amount of that amount on the first of October, and the remaining one third on the first of January. It may so happen with the understanding had between us, that if it should happen that the public monies are insufficient to complete those payments, the bank will delay the presentation of any certificates of which it may have the control until the funds are sufficient to meet them, the interest to be paid by the United States during the interval."

See, sir, the treasury department is as arranging with the bank if the state of the public funds should require it, to hold back the stock certificates, which the secretary had invited in by an official advertisement, and which he was bound to pay when presented. All this was very right in the high officer at the head of the treasury; but it is a mighty offence when the bank, through its agent, proposes an arrangement, not more exceptionable certainly, with the original holders of the certificates in Europe. We can make a flourish about paying off the national debt, while the secretary of the treasury has at the same time a private understanding with the bank, to "delay the presentation" of the stock certificates which it may happen to hold, even if "interest is to be paid by the United States during the interval;" but if the bank proposes to allow interest to the European stockholders, though their certificates should not be delayed, but surrendered up—that is a very different affair; it so shocks the sen-



ability of the secretary, notwithstanding he penned the letter of 19th July, that he sends the matter to us, as a grave subject for inquiry, and hints a doubt as to the safety of his deposits. Now, sir, the bank had precisely the same right to come to the arrangement with the European stockholders, even if it had been agreed with them to "delay the presentation" of their certificates, as Mr. Secretary McLane had to come to an understanding with the bank "to delay the presentation" of any certificates within its control, or being paid the interest. The secretary is not the United States, nor the government—he is but a high and honorable public servant, and the bank is a humble one. When, therefore, gentlemen ask what authority the bank had to do what it has done, let them first tell us where and how does the assent of the bank, the secretary of the treasury, obtain the power to do what he has done, to "delay the presentation" of any certificates to meet its payments, as things turned out, for funds to enable him to meet his payments; nor did it become necessary for the bank to "delay the presentation" of the certificates; but that does not vary the right of either to enter into their respective arrangements. If the secretary's letter of 19th July, recognizing the understanding to "delay the presentation" of the certificates "until the funds actually fall short, has worked no harm, neither has the arrangement of the bank agent worked any harm in regard to the three per cents.—for more of those certificates have been actually paid off and surrendered to the treasury, than would have been, had no movement been made about them. It may be a little curious to know how the secretary had met these payments without resorting to the bank for aid. Mr. I. says he has heard that the "treasury" of any business had been done in this way. The secretary had taken monies that had been appropriated by congress to other objects, the un-authorized appropriations, so called, and applied them to the payment of the public debt. The annual report on the finances had informed us that there were due from the treasury about five and a half millions of dollars for unsatisfied appropriations; and that the whole of the "treasury" of any business, was applied towards the extinguishment of the funded debt. Besides this, congress at the last session granted pensions to the gallant remnant of our revolutionary worthies who had not received the benefit of former laws—thus providing for a debt which, above all others, should have been promptly discharged, inasmuch as it had been already long delayed. There would be due to these men, according to the estimate of the secretary of the treasury, at the close of the session, about four millions of dollars, including the arrearages. This was over and above the five and a half millions of unsatisfied appropriations before referred to. There has not been force enough in the pension office to pass upon these claims as promptly as it was supposed they would have been, and as [Mr. I.] thought they ought to have been, and according to the estimate of the secretary of the treasury, had been disbursed on their account prior to the first of January. What was not paid to these venerable men, but would have been, had there been force enough in the offices to examine and decide upon their claims, had been also turned over to swell the payments of the funded debt. He did not say there had been fault in this, but there was hardly a member of congress who was not his debtor at this time, and he did not find fault with these men, many of them decreed, and bowed down by the frosts of eighty winters, complaining that they have not yet been able to receive what congress granted to them eight months ago, and beseeching their representatives to aid them in procuring the little pittance to comfort them in this inclement season. Many of them have stood at the pension office, "like shivering beggars at a belted door," while we, in this gorgeous hall, are boasting of having paid off the debts of the revolution. If these claims had been paid within six months from the time congress had authorized them to be paid, it was evident that the secretary of the treasury could not have accomplished his payments of the public debt, even taking to his aid the five and a half millions of other unsatisfied appropriations, unless he had resorted to a temporary loan, or had relied on the bank to "delay the presentation" of the certificates, among the first of the accommodations. Mr. I. said he should not undertake to decide how far it was proper in a secretary of the treasury to take money which has been once appropriated, before the appropriation is satisfied, and apply it to a different object, even though that object be the payment of the public debt. It is a power which congress does not ordinarily exercise, but we do not grant compensation for a horse lost in a Indian fight, or the frontier, without expressly providing that it is to be paid "out of any money in the treasury not otherwise appropriated." And can the head of a department do what congress cannot, or does not?

Mr. Polk wished to understand, whether the gentleman from Connecticut contended that the commissioners of the sinking fund, had no authority to order the redemption of more than ten millions of the public debt in one year. He had understood they were expressly authorized to do so, and he contended that sum that the condition of the treasury could authorize.

Mr. Ingersoll.—The standing appropriation to the sinking fund is ten millions annually, perhaps this should be satisfied in preference to other appropriations, but during the last year, about seventeen millions have been applied—and this excess over the ten millions cannot be applied by the commissioners, unless there is a surplus to limit extent of the interest given to the government. What is a surplus to limit extent? It does the same for one object, and for which the treasury is liable—a surplus? Is money due to revolutionary pensioners, a surplus, which may be taken to sink the funded debt? It was not so understood by

that distinguished statesman so often alluded to, and never mentioned but with the most profound respect, the lamented Lowndes, who had for several years stood at the head of the committee of ways and means. He was for always retaining in hand at least two millions of dollars, not in the ragged trash of broken banks, but of sound money, over and above the sums appropriated for the service of the year. The policy of his masterly mind is delineated in an act which he penned and carried through congress in 1817, for the redemption of the public debt, an act which ought to stand as one of the most enduring monuments of his fame. You will see by it, what he meant by a surplus. The third section provides, "That in addition to the sum of ten millions of dollars, heretofore annually appropriated to the sinking fund, there shall be appropriated to the sinking fund for the year 1817, the sum of one million of dollars, to be paid out of any monies not otherwise appropriated, at such time within the year, as the secretary of the treasury shall deem most conducive to the public interest, to be applied by the commissioners of the sinking fund, to the purchase or redemption of the public debt." The surplus here transferred to the sinking fund for that year, is expressly limited to "money not otherwise appropriated."

The 4th section of the same act directs "That, after the year 1817, whenever there shall be at any time after the adjournment of congress in any year, a surplus of money in the treasury, above the sums appropriated for the service of such year, the payment of which to the commissioners of the sinking fund will yet leave in the treasury at the end of the year a balance equal to two millions of dollars, the sum of one million of dollars, the same is hereby appropriated to the sinking fund, to be paid at such time as the situation of the treasury will best permit, and shall be applied by the commissioners thereof to the purchase or redemption of the public debt."

It is true that this 4th section of Mr. Lowndes' act, reserving two millions in the treasury beyond the appropriations for the service of such year, was not so far from the mind of [Mr. I.] believed, repealed by a law which originated in the senate in 1830. That law, the act of 1830, authorizes the secretary, whenever the treasury shows a surplus of funds, "to cause such surplus to be placed at the disposal of the commissioners of the sinking fund, and the same shall be applied by them to the reimbursement or purchase of the principal of the public debt at such time as they may think proper, and the same will be applied."

You can, therefore, under this act, take the two millions which Mr. Lowndes' prudence would have reserved, if the secretary so wills it; but still you can take nothing that is not "surplus;" and what is meant by surplus has been already shown by the act of 1817 to be money in the treasury above the sums appropriated.

Mr. Polk wished to know whether there was not on the 1st of October three millions in the treasury, and on the 1st of January 700,000 dollars over and above all claims of every description upon the treasury, and unavailable funds.

Mr. Ingersoll.—No—not of legitimate funds belonging to the United States. On the 1st of January the treasury was scraped to the bottom. There was on hand about 700,000 dollars of monies received from the Danish government for spoils on our commerce, which were to be delivered to American merchants, for which it had been recovered; and within a few days afterwards, the greater part of that, as he had been informed, had been expended, leaving only a little over one hundred thousand dollars beyond the amount of warrants issued; and the whole of that would have vanished long before, if the pensioners of the revolution had been generally attended to, and their claims allowed, to say nothing of the five and a half millions of unsatisfied appropriations outstanding against the treasury at the close of the last year.

Mr. Boon now moved the orders of the day, which the house refused.

Mr. Ingersoll then said, after the great indulgence he had received, he felt that he could not better repay the kindness of the house than by offering by vote, or by declining to take up more of its valuable time on this the last day of the session, though there were other topics on which, under other circumstances, he would be desirous of being heard. He preferred the house should act, rather than listen to him; he would therefore, before he sat down, move for the previous question, on the resolution, and as we have had a speech from each side, he hoped the motion would be sustained by a majority of the house, and he would decide this question at once, and pass on the other business which must be attended to before the session closes. He accordingly moved the previous question, but withdrew his motion for the present, at the request of

Mr. McDuffie, who said he was aware that this was not the proper period to go into a discussion of this subject, and had it so please the honorable gentleman from Tennessee, he would be should have been content that the house should have given a silent vote on the resolution presented to it. He differed from that honorable gentleman as to the propriety of adopting it. He believed that it was not only right, but that, under the circumstances of the case, it was the solemn duty of the house to express their opinion as to the proposition contained in the resolution. What were they to be told that the disposition of the public revenue of the country was a question for a secretary of the treasury? That officer, had, indeed, a limited discretion, enabling him to take the public deposits out of any bank during the recess of congress, his act being subject to the judgment of the congress at its following session. It was congress, and not

the secretary, that was to be the judge where the funds of the nation should be placed.

Who had brought this question before congress? Was it the bank? No. It was the president of the United States—it was the secretary of the treasury; and they had presented the subject in a form which made it the solemn duty of the house to pronounce its opinion on the grave and weighty matter submitted to it. But the gentleman from Tennessee had asked the house very gravely, whether they were prepared to pronounce judgment against the administration, and against all who voted with him on this subject? Ah! Was the administration then on its trial before that house and the country? so that if the house should declare that the national bank is a safe place of deposit for the funds of the government, it was to be viewed as a condemnation of the president and his secretary? Mr. McCl. knew of no principle on which such a conclusion rested than this, that the greater the truth the greater the libel. When the house declared that the bank was a safe place of deposit for those funds, it spoke the truth. None dare say that it was not the truth, the whole truth, and nothing but the truth. And had congress come to that pass, that they dare not tell the truth to the American people because the president and his secretary had expressed a different opinion, and that without the shadow of foundation? Mr. McCl. had been entirely astonished that any department of this government should have expressed so extravagant an opinion that houses and national deposits were not safe in the bank of the United States. He solemnly declared that through every period of the investigation which had taken place he had but one opinion, which was, that in the whole civilized world there did not exist a bank more perfectly competent to meet all its engagements, and which better fulfilled all the ends for which it had been created, or for further and declared that his opinion that there was no such bank in the world, and no such currency in existence any where. No government had received such facilities from any bank whatever as the American government had constantly received, and was still receiving from the bank of the U. States. While the bank had funds in its possession to pay all its debts, meet its whole circulation, and still to hold the balance of every kind of coin and had received millions of dollars for its stockholders that government should tell the people that their deposits were not safe there—and that congress must not have the firmness and justice to declare to the contrary? It was most extraordinary! Were they to make every question a party question? Must every man be exactly in the vein of the president and his secretary? Was the house to be held as making an attack upon the president because it told the truth? a truth which the gentleman from Tennessee would not himself deny? Did the gentleman himself believe, on his conscience, that the government deposits were not safe in the bank? He did not. There was not a man in the United States capable of comprehending the subject, who could hold, or would avow such an opinion.

Mr. McCl. said he would tell the house, in a few words, the reason why he wished this resolution to pass. He presumed that the president of the United States had made this communication to congress with a view of getting the opinion of congress on the question submitted to them. The question was now presented to the house in the shape of a resolution, and he should regard its adoption as perfectly conclusive in a practical point of view. Any administration which, after the expression of congress of the opinion advanced in this resolution, should withdraw the national deposits from the bank would deserve, as it would assuredly receive, the execration of the country. Mr. McCl. hoped that no gentleman's opinion as to the constitutionality or unconstitutionality of the bank would prevent him from expressing his honest conviction as to the state of its affairs.

Mr. McCl. would not speak what he thought about this proceeding. He would not say that it was persecuting; but he would say that the opinion expressed by the president of the United States, and the secretary of the treasury, was, under all the circumstances, the most pernicious and the most unwarrantable ever put forth by public men. What, in fact, had saved the whole community from one universal wreck? Nothing but the fact that our commercial community possessed too much intelligence to believe what had been said by the administration. In any other country such a declaration would have produced a panic which, however unfounded, must have brought the bank to ruin. Thanks be to God, and to our commercial community, the thing had been but a few days' wonder, and had passed away; and such a declaration, if put forth now from the same source, would have no more influence in the community than it proceeded from the most insignificant individual in the country.

Mr. McCl. said he was anxious till the period should arrive when the public deposits should no longer be subject to the control of the government. He was anxious to avoid this speculation of funds in market, and the local banks bidding for them. Then gentlemen would see a game worthy to be contemplated by a philosopher. A secretary of treasury, with respect to placing the funds wherever he pleased, could control the government and the people, principles and powers—all, all would be at his beck, they could not resist him. But God forbid that these funds should be put in market as a means for political jugglers to make their way to power.

If the deposits were to be taken out of the bank of the United States, where were they to go? He presumed it required no miraculous inspiration to foretell that they were to go into the

banks of New York. And if they did, how would the transaction stand before the eyes of posterity? To take the government deposits out of a bank possessing more than half of its whole circulation to specie, and place them in banks whose specie capital did not amount to one-seventh of their circulation?

He never could give his assent to this, nor would he countenance any measure which might be seized upon as giving a pretext to do so. After a grave question had been made by the president to the sound of a bank, if congress should vote nothing, that officer might conclude, as he had once done in reference to a certain Indian treaty which he had submitted for ratification. The senate not having acted upon it, he considered himself at liberty to carry it into execution. He might say, "I told congress that the United States bank was an unsafe place for the public money; they said nothing to the contrary; silence gave consent; and therefore transfer the deposits without further ceremony."

Mr. McCl. observed that he wished to say a few words to which he was prompted by a sacred sense of duty; they had reference to the president of the bank, Mr. Nicholas Biddle. He knew that gentleman well; and he conscientiously believed that there did not live a more honest or a more honorable man on the face of the earth. No man in the United States possessed a more thorough knowledge of banking in all its operations. And never had an institution been managed with more perfect judgment or more consummate ability than this had been by him.

As to the issue made up between the secretary of the treasury and Mr. Biddle, Mr. McCl. had nothing to do with it. But on the mere question of finance he would say, that if the secretary had taken the advice of Mr. Biddle in reference to the French claims, he would have saved the treasury several thousands of dollars. The advice of the president of the bank had been asked by the secretary as to the best mode of drawing for the French indemnities. The advice had been promptly given, viz: that the secretary's wisest course would be to draw a bill at once, and the bank would purchase it as, if he postponed it, the rate of exchange would probably be higher. The secretary had rejected the advice, and postponed drawing until the anti-money rise in exchange had been placed with more perfect judgment and more disinterestedness because he could not get the same terms from the bank as had been offered him before.

Mr. McCl. said that he did not know for what purpose a discussion on the subject of the three per cents. had been brought forward. He would only say that the gentleman from Tennessee had seemed to dwell, with emphasis, upon an equivocal phrase in the report of the majority of the committee of ways and means, and had labored to show that the committee had declared that the bank had "exceeded its powers." He would give to the house an explanation of the facts which had led to that expression. The agent of the bank had made a contract with the holders of government securities abroad which the bank had not authorized him to make. The directors had disavowed the contract. If a denial of a contract of this nature was to be construed into a transcendence of the powers of the bank, the gentleman was welcome to make the most of it. The greater part of this stock, however, was now paid off—little more than a million remained. The gentleman had said that more than a million of dollars had been obtained on condition that the bank would become responsible instead of the government; and this the gentleman seemed to consider as a going in debt, on the part of the bank. But did not the gentlemen know that the bank held, in the hands of the Baings, three millions to meet this? They had more money than was sufficient to pay it all, and all the three per cents. outstanding beside.

Mr. McCl. concluded by asking what the house was prepared to do with the resolution which was before it? All it called upon the house to say was that the deposits were safe in the bank. If any man doubted this, let him say so.

The previous question was then called, and the resolution adopted by yeas and nays, as follows:

YEAS—Messrs. Adams, C. Allen, H. Allen, Appleton, Arnold, Ashley, Babcock, Banks, N. Barber, J. S. Barbour, Barnwell, Barringer, Barstow, I. C. Hates, Briggs, Bucher, Burd, Burgess, Cahoon, Choate, Claiborne, E. Cooke, B. Cooke, Cooney, C. C. Cowles, Craig, C. C. Davidson, DeLoach, DeLoach, Nelson, Davisport, J. Davis, DeBarbours, Denny, Dickson, Drayton, Draper, Duncan, Ellsworth, G. Evans, J. Evans, E. Everett, H. Everett, Ford, Gilmore, Grennell, Griffin, H. Hall, Hawes, Heister, Hodges, Howard, Hughes, Huntington, King, Ingersoll, Jarvis, Jenifer, R. M. Johnson, Kendall, H. King, Letcher, Lewis, Marshall, Maxwell, R. McCoy, McDuffie, McInture, McKey, McKean, Moore, Miller, Nichols, Archer, B. Nelson, Newman, Newland, Patterson, Patton, Breleton, Piche, Potomac, Randolph, J. Reed, Rencher, Root, Russell Semmes, Sewall, W. B. Shepard, Smith, Stephens, Stewart, Storr, Sutherland, Taylor, P. Thomas, Tompkins, Tracy, Verplanck, Vieton, Washington, Watmough, Wilkin, E. Whittlesley, Frederick Whittlesley, E. D. White, Wickliffe, Williams, Young—103.

NAYS—Messrs. Anderson, Angell, Archibald, B. Archer, Beardsley, Berry, Bingham, Blair, Beck, John Brodhead, Carr, Clay, Clayton, Connor, Dayan, Fitzgerald, Gaither, Gordon, T. H. Hall, Harper, Hawkins, Hoffman, Holland, Horn, Hubbard, A. King, Lecompte, Lyon, Mann, Mardis, Mason, McCarty, Mitchell, Pierson, Polk, E. C. Reed, Soule, Speight, Standifer, Frs. Thomas, W. Thompson, Wardwell, Wayne, Weeks, C. F. White, Worthington—46.

So the resolution was agreed to.

# NILES' WEEKLY REGISTER.

FOURTH SERIES.] No. 8—VOL. VIII. BALTIMORE, APRIL 20, 1833. [VOL. XLIV. WHOLE No. 1,136.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

¶ We have thought it best to defer the insertion of the report of the minority of the committee on manufactures of the house of representatives (Messrs. Adams and Condit), until we can conveniently give it entire, by the aid of some extra pages—which cannot be done until we shall have completed the supplement to the last volume and sent out its title page and table of contents. We are hurrying these as fast as possible; but such a mass of solid matter is not easily prepared for the press.

¶ The present sheet has a greater variety of articles than usual—some of them are as follows: the official report concerning the conflagration of the treasury building—a circular from the postmaster general on abuses of the franking privilege—a long account of a grand military celebration at Charleston, S. C. with the speeches of gov. Hayne and gen. Hamilton—the speech of Mr. Tyler, at a public dinner given to him in Gloucester county, Virginia—the emperor of China's prayer for rain—a letter from Mr. Calhoun, on being invited to a public dinner at Edgefield—law case concerning naturalization happening in South Carolina—message of the governor of Massachusetts concerning a certain set of incorporation—present state of Mexico, (official)—Foreign news, with the proclamation of king Otho, of Greece—French "free trade," &c. &c.

¶ It will be seen by referring to Mr. Calhoun's letter, and the speeches of gov. Hayne and general Hamilton, that an exercise of the "right of nullification" by the state of South Carolina, having caused the recent adjustment of the tariff—is hereafter to be held as the "rightful remedy," in either of the twenty-four states, for the redress of any real or imaginary evil arising out of the laws of the United States, or the decisions of the supreme court, &c.—for each state being "sovereign" cannot be mistaken in its judgment on constitutional questions, nor restrained from carrying out its ordinances: It is true—the "force bill," or "bloody bill," stands forth in protest against this sweeping doctrine; but its feebleness was established in a repeal of the tariff act of 1832 previous to a repeal of the ordinance of South Carolina; and, though nullification has not been formally acknowledged in congress as the "rightful remedy," it certainly has been respected as an efficient one; and, if its practice is sustainable, the union is now dissolved—it has no more principle of adhesion in it than may be found in a shovel-full of sand. As heretofore observed—no consideration has yet presented itself to our mind, which, whether in reference to the principle, or the expediency of the measure, would have induced us to accept the late arrangement of the tariff.

EXTREME NONRESISTANCE. By the 4th clause of the 8th section of the constitution of the United States, congress has power "to establish a uniform rule of naturalization;" and yet into such absurdity has "nullification" led some in South Carolina, that judge Bay, at Charleston, found power in the state authorities to amend the acts of congress on this subject! What next? But the court of appeals of the state of South Carolina has unanimously put down this folly of judge Bay. See the decisions in a subsequent page. There is such a thing as a citizen of the United States!!!

THE CHOLERA. Accounts from Havana to the evening of the 4th instant give us the pleasing intelligence, that the cholera had almost entirely subsided, and business was resuming its usual course. At Havana, as well as at New Orleans, it appears that when this fearful disease seemed about to sweep away the whole population, as it were, its devastating career was suddenly arrested. At Montreal, New York, &c. it subsided more gradually.

We have the daily returns of interments in the principal burying ground at Havana from the 25th of February, to the 25th of March, inclusive. The aggregate is 3,985—to wit: 876 white and 3,107 colored persons. The interments were 37 on the 25th of February, and 330 on the 26th and 261 on the 24th of March. There are five burial grounds where no accounts are kept. From 2 to 3,000 are supposed to have been interred in them. The whole number of deaths in the space of one month is estimated at from

9,000 to 10,000! The population of Havana is said to be 150 or 160,000; but so great was the panic that about one-half the inhabitants were thought to have fled from the city.

Among those who died of this disease were William Shaler, esq. commercial agent of the United States, at Havana—aged 55; and the archbishop of St. Domingo, Dr. D. Pedro Valera Y. Ximenes, acting bishop of Havana—aged 74.

A letter received by the editors of the New York Daily Advertiser, dated Matanzas, Mexico, March 4, says—"The cholera has reached this country and prevails at many scattered places. At Rancho, out of a population of 475, only 25 remained alive."

The cholera still prevailed at St. Martinville and Franklin, in Louisiana. At the former it is said to have assumed a character of extraordinary malignity, carrying off many respectable citizens, and a large number of slaves. It was more mild at Franklin.

Later advices say—that the deaths by cholera, at Havana, officially reported, amounted to fourteen thousand six hundred and fifty-four.

The deaths at Matanzas are reported at from 300 to 250 a day!

A VERY DESIRABLE MACHINE. A machine was exhibited to us, two or three weeks ago, for knitting stockings, &c. exceedingly well and suited, we think, for family use, and very desirable, as affording employment at home to females dependent upon it for subsistence and the support of their families, for its cost, including the patent right, will not exceed fifteen dollars; it is only about one foot square, and of the weight of ten pounds; so that it is easily transportable from place to place, as may be required—and no more power is needed for the crank than to move that of a common hand organ—and, except when a stitch is dropped, or one required to be added, a very small degree of attention or care is demanded. A girl 12 or 15 years old might give motion to, and attend three or more machines, if arranged for the purpose of being worked together, as they might easily be. Each machine will make from one to two pair of long men's stockings in a day, of woollen yarn—such as is usually worn in the winter season. The machine does not appear liable to get out of order, and but little instruction is necessary.

The machine that we saw in operation was fitted for knitting woollen stockings such as are above mentioned—but machines may be made for fine work in cotton, thread or silk.

We are glad to learn that a skilful machinist, resident near Baltimore, has obtained the right of making a certain number of these knitting machines; and it may be expected that his quality and capacity will soon be fully tested. It is the invention of John McMullen and Joseph Hollen, Jr. of Birmingham, Huntingdon county, Pennsylvania. The stitches are made just as if common knitting needles were used—except that the stocking requires to be afterwards joined at the seam.

BITUMINOUS COAL. It is estimated that there are 30,000 acres of land near Blomberg, Pa. capable of yielding 50,000,000 tons of bituminous coal, and iron ore is also said to be abundant. It is proposed to make a rail road to the Chemung canal, and from thence, by the Erie canal and the Hudson, to send this coal and iron to market at the city of New York, a distance of 450 miles. But a direct line from the city to these mines, is said to be only 225 miles.

Immense quantities of first quality bituminous coal is found near Clarkburg, Virginia. It is so easily obtained, that it sells for little more than two cents per bushel, delivered in that town.

BRITISH FASHIONS. The queen of England's drawing room—ladies dresses.

Her majesty—Dress of white satin, the skirt richly ornamented with diamonds and variegated ermine; train of white velvet lined with white satin, elegantly trimmed Buckinghamshire blond and geraniums in correspond with the dress; the body and sleeves splendidly ornamented with diamonds and blood; Head dress a diadem of diamonds and feathers; necklace and earrings en suite. THE WHOLE OF BRITISH MANUFACTURE.

Her royal highness the Duchess of Kent—An elegant British blond dress over rich white satin, the body and sleeves richly trimmed with diamonds and blond; train of pink velvet lined with white satin, and trimmed with ermine. Head dress, feathers and diamonds. THE WHOLE OF BRITISH MANUFACTURE.

Her royal highness the princess Victoria.—A handsome British blond dress over white satin. Ornament, pearls and diamonds.

¶ Neither the queen, nor the mother of the heir apparent of the British throne, will go twenty rods out of the way to kick a sheep," as John Randolph said that he would—as the dress of both are wholly of British manufacture. They are great tariffites!

**TRIBUTES TO VALOR.** The legislature of Maryland has voted "suitable awards" to col. Nathan Tuwson, of the U. S. army, and capt. John Gallagher, of the navy;—and the general assembly of Virginia has, in like manner, voted awards to Robert B. Randolph, Hugh Nelson Page and Alexander K. Ekridge, of the U. S. navy, for gallant services performed in the last war; and also to the oldest son of lieut. col. Armstrong, for his father's defence of Fort Mifflin.

**THE ARMY.** The troops which had been collected at Charleston, have chiefly returned, or are about to return, to their former stations.

**THE NAVY.** The frigates United States, Brandywine and Constellation, and the corvette John Adams, were at Mahon on the 10th January last all well.

**A FRESH NOMINATION.** On Saturday last we received a letter from a gentleman from the south, who has been a subscriber to the REGISTER from the beginning—nearly twenty-two years ago, which says—

"The small noisy squad of bullies here contend—that, but for South Carolina nullification, Mr. Clay's bill would never have passed congress; and, as it has produced a reduction of the tariff, it is the TRUE AND RIGHTFUL REMEDY; and therefore, nullification is now settled as a CONSTITUTIONAL right; and also, that John C. Calhoun is the greatest man in the world, always excepting BENJAMIN WATKINS LEIGH."

And, on last Monday, we received the *Petersburg (Va.) Intelligencer*, which contained the following paragraph:

**THE NEXT PRESIDENCY.**

We understand that at the Chesterfield election on Monday last, the opposing candidates *William R. Johnson* and *Samuel Taylor*, esqrs. united in expressing a decided preference for BENJAMIN WATKINS LEIGH, esq. as the next president of the United States. How this nomination will be received at head quarters, we know not; but by this early movement, the people would appear determined to take the matter in their own hands and to act for themselves. Let our fellow citizens once cast off their leading strings—adopt the habit of thinking and deciding for themselves; and there will be no necessity for future legislative caucuses in Richmond.

**EDITORIAL WARS.** Mr. Leggett, of the New York Evening Post, and Mr. Webb, of the New York Courier and Enquirer, after a long and rude paper war, had an affair of scratching, biting, spitting and pounding, in Wall street, on the 9th inst. which both claim the victory! Mr. Leggett seems to have been the assailant. He had previously challenged Mr. Webb, who declined to fight him, because that he could not regard Mr. L. as a "gentleman," but offered satisfaction to Mr. L.'s "friend," if he felt disposed to carry out the quarrel. The latter declined, gentility in his own way. Hence the battle. Neither party suffered much personal injury.

About twenty duels have been fought between editors of Paris papers because of the duchess of Berri, and some of them terminated fatally; but peace has been restored—as all the parties now agree that this woman is "no better than she should be."

**OFFICIAL NOTICES, &c.** The right honorable sir *Charles Richard Vaughan*, his Britannic majesty's envoy extraordinary and minister plenipotentiary, having just returned from a visit to England, and resumed the exercise of his functions, was, on Monday, the 8th inst. presented anew to the president, in his official character, by the secretary of state.

On Saturday, the 6th inst. Don *Jose Maria Montoya*, late charge d'affaires of the United Mexican States, near this government, who has been called to other duties in the service of his country, delivered his letters of recall, and took leave of the president and secretary of state; and on Thursday the 11th inst. Don *Augustine Yarbide* delivered to the secretary of state his credentials as the successor of Don J. M. Montoya, and was received by this government, as the charge d'affaires of the United Mexican States.

**Appointments by the president.**

Arthur Middleton, jr. of South Carolina, to be secretary of the legation of the United States at Madrid, in the place of Charles B. Walsh, removed.

T. A. Howard, of Indiana, to be attorney of the U. States for the district of Indiana, in the place of Samuel Judah, removed.

Joseph B. Cabot, of Massachusetts, to be a commissioner under the law to carry into effect the convention with the Two Sicilies, in the place of Peter V. Daniel, resigned.

Charles B. Russell, of Massachusetts, to be consul of the United States at Valparaiso, in the place of Michael Hogan, deceased.

The vice president, Mr. *Van Buren*, it seems, will make a permanent residence at Washington. He has taken one of the "Seven Buildings."

The collector of the port of New Orleans has received an anonymous note, enclosing \$500 in a note of the bank of the United States, which sum, it is requested, may be placed to the credit of the government, for duties on goods, wares, and merchandise, heretofore accruing, and not accounted for.

**MURDERS AND SUICIDES** seem about to become common! Within the last three or four months, we have seen accounts of several murders of young women, because they had given themselves up to their "lovers," and of one or two because that they would not—and there has been an unusually large number of suicides. Some of the cases of murder related are horrible.

**INDIANS WEST OF THE MISSISSIPPI.** For the want of correct information, certain lands had been assigned both to the Creeks and the Cherokees who had emigrated to the west of the great river. The commissioners now in that part of the country have prevailed on both parties to yield a portion of their just rights, and, by a treaty made between them, adjusted a very embarrassing affair.

"THE ——— YANKEES" have invented very important machines for the better cleaning of sea-land cotton, which it is supposed will add much to the value of this staple. Cotton gins, as well as "Palmetto battons," must be obtained from the east!

**STEPHEN GIRARD'S ESTATE.** The treasurer of the *Girard Funds* had made his report to the city councils of Philadelphia. He says—

"You will find annexed to the account a schedule of the personal property that has been passed to me for the city corporation, by the executors, in the present quarter, the par value of which is \$2,008,177—and the valuation by the executors of the same, \$2,403,235 67, and there is a large amount of personal property yet to be received."

**MASSACHUSETTS.** Had all the returns from the district been properly made, Mr. Denbarn would only have wanted four votes for a re-election to congress; but for want of these another election must have been held. The majority system is a very troublesome one—in a triangular or quadrangular contest.

**PENNSYLVANIA.** The legislature of this state adjourned on the 9th inst. On the evening previous to the adjournment, governor Wolf vetoed the bill granting compensation to George Fisher, A. McAllister and others, for damages done by the construction of the Pennsylvania canal. On the receipt of the veto message, a warm debate took place in the house of representatives; but the veto of the governor was finally sustained—yeas 32—nays 29. A few hours before the adjournment governor Wolf also vetoed the bill for incorporating the People's bank of York county. This bill had passed the house of representatives by a majority of 12 votes, and the senate by a vote of 22 to 8. Notwithstanding this show of strength in favor of the bill, the veto of the executive was sustained by a vote of 37 to 21.

During the session just closed governor Wolf exercised his constitutional power of vetoing bills in four different instances, and was in each case sustained by the subsequent vote of the house of representatives. By the constitution of that state, a vote of two-thirds of the two houses would secure the passage of a bill in opposition to the executive veto. But so far from approaching these two thirds, the veto was in every instance sustained by a majority of votes.

Only one bank we believe, has been incorporated at the late session of the legislature of Pennsylvania. Twenty three acts were asked for—with an aggregate capital of \$6,855,000.

**NORTH CAROLINA.** The commissioners appointed for the purpose, have determined upon the size and the plan of the new capitol to be erected at Raleigh, in the place of that which was destroyed by fire; the general plan of which, it was ordered should be preserved, with such extensions, &c. as should be deemed necessary. It is decided that the new building shall be three stories high, 100 feet long, 64 feet wide, with east and west wings, 40 feet front, projecting 30 feet. The basement story will accommodate the public offices; the second story the legislature and its clerks, and the supreme court, and furnish a capacious room for the state library; and the third will contain rooms for the engrossing clerks, &c.

**CANADA.** The Quebec Gazette contains a statement of the valuation of imports and exports during the past year, from which we select the following: *Imported*—Wines 411,301 gallons, valued \$348,326; brandy and rum 1,334,801 do. valued \$347,865; sugars 7,697,044 lbs. valued \$488,890; coffee 174,989 lbs. valued \$24,989; molasses 123,024 cals. valued \$61,515; tea 921,128 lbs. valued \$494,880; salt, 360,227 bush. valued \$52,044; tobacco, including segars, 371,837 lbs. valued \$36,428. *Exported*—Lumber, valued, \$1,170,852; staves, \$274,940; deals, &c. \$513,754; ashes, \$3,015,016; wheat, 657,304 bushels, valued \$764,818; flour, 51,057 bushels, valued \$306,340.

**THE FALKLAND ISLANDS.** The British have taken formal possession of the Falkland Islands, expelled the Buenos Ayrean authorities, and hoisted the British flag—against all which the "Argentine Republic" has formally protested. By an arrival from these islands, we learn that a large schooner under the

"The Harrisburg Intelligencer says—the question as to the claims of Mr. Fisher and others, is not on the merits of the case; but whether damages can be obtained until the canal is completed, and the advantages as well as disadvantages taken into consideration.

Buenos Ayreau flag, carrying 10 guns and 36 men, was cruising on the west coast of Patagonia in December and January last, taking seals and boarding vessels on the coast, avowedly with the intention of making prize of all skins which had been taken at the Falkland Islands or in that vicinity.

**SLAVERY.** The intended plan of the British ministry in relation to negro slavery, is said to be, 1st. The immediate abolition of slavery in the colonies. 2nd. The compensation to the slave owner, at a fixed rate per head, for every slave. 3d. The raising of a loan for such compensation, to be paid off in thirty years. 4th. The manumission of the slaves, and the maintenance to work five days out of the seven, except when in crop, when they would work for six days. 5th. Two days amount of wages to be paid into the compensation fund, it being considered the remaining three or four days, as the case may be, as to in crop or not, would be sufficient for the support of the slave.

It is stated that 179,000 slaves were imported into the West Indies in the years 1828 and 1829—chiefly through the island of St. Thomas, if not to Cuba, direct.

**CAPT. BACK'S EXPEDITION IN SEARCH OF CAPT. ROSS.** We have already mentioned the arrival of capt. Back, at New York, on his way to the northern regions, in search of capt. Ross and his associates, who left England in 1825, in the steamer *Victory*, in the expectation of completing the discovery of the north west passage to the Pacific—the last accounts from whom was in the summer of 1830, then standing across Baffin's Bay. A hope is entertained that capt. Ross, or some of his company, may yet be living—and for the purpose of rescuing him or them, and also to add to the information already obtained as to the real state of things in the wide and vast "world" of land and water which lies in the northern part of America, this expedition has been fitted out in England—£3,000 having been subscribed by individuals, and £2,000 contributed by the government. Capt. Back is well provided for his hardy and dangerous undertaking; and, having with him three persons who were attached to capt. Franklin's expedition, there is some prospect, that if the primary object of his enterprise shall fail, the second may be accomplished. At Great Slave lake he is to be joined by a party of the Hudson Bay people. This company has commissioned him, with a full command through all their territories, and over all their agents or servants, the governor alone excepted.

**NULLIFICATION.** In some parts of South Carolina the ladies have formed themselves into companies of cardinals, with uniform of *frank coats and pantalons*; an eastern editor says that the union men can never be induced to march against them. *Quere*—if these ladies are really out of the bonds of union, might not be made to surrender at discretion to the arms of an equal number of bacchus soldiers. *Volunteers* enough could be furnished from the west, fully equipped and capable of enduring all the fatigues of a southern campaign.

[*Western Shield.*]

**AN INDICTMENT.** Mr. Forsyth, one of the senators from Georgia, has been presented by a grand jury of one of the counties in that state, in the following terms:

"The grand jurors, sworn, chosen, and selected, protest most solemnly against the vote of our senator, John Forsyth, on the 'free bill,' and his conduct and objections to the introduction of Clay's bill. We cannot find language strong enough to express our disapprobation of such apocryphic conduct; for this measure seemed to be the only one calculated to allay the distracted condition of the country. We view also with deep abhorrence, the ultra-federal doctrines lately advocated by the said senator in the United States senate, and regard them as vitally subversive of the sovereignty of the states, and tending directly to a consolidated government, with unlimited powers, without any check or control whatsoever; and we respond most heartily to a resolution of the republican citizens of Bedford county, Virginia, where they say, 'resolved, that the conduct of John Forsyth, in opposing leave to introduce said bill, (Mr. Clay's), was unworthy an American senator, and deserves the reprobation of every friend of the union.' We respectfully ask John Forsyth to resign his seat in the senate, that God may send those there who will not mis-represent her political views and desires, but will maintain her sovereignty and dignity."

The foreman and twelve others of the jurors concurred in the preceding; but nine dissented, and asserted their rights in a counter statement, as follows:

"It is with feelings of deep regret, that we, the undersigned, members of the grand jury, after having used our utmost influence to prevent the introduction of politics in our presentments, have to protest against the sentiments of a part of our body, which goes to reprobate and abuse our senator in congress, John Forsyth, whose greatest merit, perhaps, has been his opposition to nullification and zeal for the promotion of our present happy union, and firm support of the administration."

And it was ordered, on the motion of Mr. Poe, solicitor-general, that said protestants be published:

**CASE OF SLAUNDER.** Joseph W. Parkins, ex-sheriff of London, has had a verdict of \$9,500 damages and costs awarded against him, at New York, because of gross and indelicate ep-

ithets which he applied to a widow lady, with whom he boarded, struggling to support her little family, and who sustained an excellent character. Mr. P. did not pretend to justify the words imputed to him; but in-laid that he had not used them, and offered no testimony in his defence.

**APPEALS TO THE PEOPLE!** "In an elective government like ours, when the executive and legislative branches differ in their opinions as to the expediency or the principle of a law, the veto of the former is in effect a direct appeal to the people on his part. As the only sovereignty in the country, they and they only, are to decide, at the polls, which of the two branches has acted in conformity with their wishes. This is a mode to determine this, and from their decision there is no escape."

[*Globe.*]

On which the Baltimore "Chronicle" of the 17th last, says—Thus speaks the *Globe*, the official paper of government; and we place the remarks on record that there may be no denial or equivocation on the subject at a future day. "The president has made his 'appeal to the people' against the United States bank, and 'from their decision there is no escape,'" says the *Globe*. If the language of the official paper is to be understood as that of the president, then we have general Jackson's solemn pledge that, should the ensuing congress pass the bank bill, he will receive the act as that of the people and sanction it. This is holding out encouragement to the friends of that institution, as well as with the former acts of the president, and in direct contradiction of the avowed language of his official editor—and it induces the hope, that the interests of the people are henceforward to have a preference with the executive, over those of mere party.

We may be mistaken, but we never doubted that the bank would be sustained by the people, and of course by their representatives. Its great utility has been too long experienced by the commercial community and the public at large; to admit the supposition, that the simple veto of the president can render the institution unpopular, or induce the withdrawal from it of public confidence.

**THE FILES.** Russian legation, Washington, April 15, 1835. Notice is hereby given to all subjects of the kingdom of Poland now residing in the United States, who have taken no part in the Polish rebellion, and who intend to return to Poland, or wish to prolong their stay in the country, that they are required to express such intention, and obtain permission to that effect, by addressing their request, in writing, to the imperial Russian legation in Washington, D. C. or the consular general in New York, within three months from the present date.

It is understood that this notice does not apply to those subjects of Poland, who, since the restoration of Poland, in order in the kingdom, have received permission to go or to continue to reside abroad, and who are furnished with the proper passports for that purpose.

**EXCHANGE—of Havana, March 24.** "London, 1 per cent. discount. U. S. 10 per cent. discount. Bills abundant, no takers—even Mexican dollars are 1 per cent. discount against doubloons at the fictitious value of \$17."

#### BRIEF NOTICES.

The inhabitants of the Cape de Verdes, notwithstanding the relief which has been afforded, are still in a deplorable condition—and another cargo of provisions is about being sent from Philadelphia. Late accounts mention horrible cases of deaths from starvation.

James Page, esq. is to take the place of T. Sergeant, esq. postmaster at Philadelphia, on the 1st of May.

The Delaware and Hudson canal company have advertised that they will deliver Lackawanna coal from their barges, at the dock of the consumer in New York, at six dollars per ton, free of cartage; and they announce their intention to bring to that city a supply sufficient for all its inhabitants.

Julia Holmes, who recently died at Haddam, in Connecticut, was a member of the legislature of that state for sixty sessions. The example is so rare in the United States, that it merits particular record.

The duchess of Berri, soon expected to become a mother, is in the 46th year of her age.

On Tuesday last an accident occurred on the New Castle and French town rail road, which, though it caused no manner of injury to any of the passengers, might have been attended with most fatal consequences. As the locomotive, with its train of cars, heavily laden with passengers, was proceeding at full speed, a cow suddenly placed herself on the track in front of the engine. She was instantly killed—two cars passed over her, but the third was thrown off the rails, and happily against a bank—the rest were separated, the coupling tackle instantly giving way. If cows, &c. cannot be kept off the road, we should think that fixtures might easily be made to show them out of the way, dead or alive. [We understand that such fixtures have been promptly made.]

The greater part of the late flourishing town of Cumberland, Maryland, was chiefly destroyed by fire in the night of the 14th instant. It broke out at 10 o'clock, P. M. and was not

checked in its ravages until about seventy-five houses, the very heart of the town, were destroyed; and so rapid were the flames that many saved only the clothes which they had upon their backs. The three hotels, and the two printing offices, as well as the banking house, were burnt;—with every store in the town, one excepted. Most of the houses were brick, or 2 story log buildings.

At a meeting of the citizens of Cumberland held at the court house, a committee was appointed for the purpose of inquiring into the extent of the calamity, &c. The committee said—  
"It is ascertained that the entire business portion of Cumberland has been destroyed. All the taverns, all the stores in the place, but one, are now in ashes, about thirty flourishing mechanics all in prosperous business, have been reduced to ruin, and their families left without a shelter to cover them. The three physicians of the town have lost nearly all their property and medicines. It is believed that two-thirds of the inhabitants are houseless.

The value of property destroyed and the description of citizens to whom it belonged, the committee have estimated and classed as follows:

7 Merchants, whose loss in real and personal property and goods, is estimated at	94,000
3 Physicians	13,000
3 Hotels, including the losses of the owners	50,000
30 Mechanics, (real and personal property, stock, &c.)	71,000
Citizens not included in the above description,	31,000
Citizens not residing in the town,	14,000

Total loss \$309,000.

The whole amount of real estate within the city of Philadelphia has been valued, for purposes of taxation, at \$25,818,144. The estimate of the expenses of the city for the current year is \$407,000.

A late Philadelphia paper says—Mr. Amblin returned to this city yesterday. From him we learn, and it affords us pleasure to state the details of the last six months of his life, that fifty subscribers have been added to his list, for his great American work on Oritology. These at \$800 each make the sum of \$40,000.

#### FOREIGN NEWS.

From London papers to the 16th March inclusive.

##### GREAT BRITAIN AND IRELAND.

The speeches of Mr. Stanley, and six others, show a horrid state of things in Ireland—and many brutal murders have just happened—"as if," says the Times, "to take away all pretence for further opposition to the bill, and from the government all excuse for failing to push it vigorously through the remaining stages of legislation."

There is no doubt that many persons engaged in the assassinations and arson and robberies which take place, are forced to lend their assistance, for the preservation of their own lives, and the safety of their families. The chiefs in wickedness recruit men and push them forward, under the penalty of death for disobedience; and the poor creatures have no one to whom they dare apply for protection; for, in many places, the law cannot afford it. They are thus committed, and the doing of one crime leads on to another without end, except in the jail or in the gallows. In the county of Kerry, 928 crimes committed in the space of seven months, 920 were "connected with White-footing;" and in other counties the state of society was nearly as bad. "Runs" upon the bank for gold had been made—but the supply was sufficient; and the merchants and dealers retaliated by refusing to make purchases for exportation, so long as a "run" existed, and much inconvenience had been suffered by the owners of grain, &c.

Bergeant O'Loughlin made his first appearance as a judge in the Queen's county a short time since, in consequence of the indisposition of chief baron Joy. This is the first instance that has ever occurred since 1690, of a professed Roman Catholic judge sitting on the bench in Ireland.

The Irish church reform bill was brought into the house of commons on the 13th, by lord Althorp, and read a first time by a vote of 186 to 46.

The debate on the Irish suppression bill was not ended in the house of commons—though several of its sections had been discussed and settled. The ministers agreed to certain amendments, requiring much unanimity in the courts martial provided in the bill, &c.

##### FRANCE.

Nothing important is mentioned as having recently happened. The papers are filled with speculations relative to the duces of Berri, and her situation.

##### HOLLAND AND BELGIUM.

We have the usual supply of reports and suggestions as in the state of affairs between these kingdoms. The queen of France, with the princess Maria and the duke of Orleans, had attended the theatre at Brussels, with the king and queen of Belgium. The royal party was received "with deafening shouts of applause, by an immense audience." "Not a spare place could be found in the theatre at 3 o'clock in the afternoon." Mad. Maliban was to have sung in a concert at the palace—but the price which she demanded was so extravagant, that the marshal dispensed with her services.

##### GREECE.

King Otho arrived at Napoli di Romania on the 6th February, and on the following day issued the following proclamation:

##### Proclamation of Otho I. to the Greek.

Called among you by the confidence of the high mediating powers, to whose protection you are indebted for the glorious termination of a long and destructive war, called, also, by your free suffrages, I ascend the throne of Greece to fulfil the engagements I contracted, on accepting the crown when it was offered to me. You have, as a result of a bloody struggle, and with the sacrifice of your dearest interests, acquired a political existence and independence, the fundamental basis of the happiness and prosperity of nations. You have shown yourselves, by your courage, the worthy descendants of your ancestors, whose glory has outlived centuries without losing its lustre, but till now you have been prevented reaping the fruit of your noble efforts. Your fields are unproductive, your commerce, formerly so flourishing, entirely paralyzed. It was in vain that the arts and sciences expected to find again their former country at the moment when peace was concluded. Despotism, which prevailed among you, was followed by anarchy, which inflicts upon you its horrid scourge. What the love of your country by a noble effort late acquired for you, has been taken from you by disorder and the most sordid egoism.

To put an end to your calamities, to a civil war, which wastes your brightest faculties to no purpose, to direct your efforts henceforward to one aim, namely, that of the prosperity, happiness, and glory of your country, which has become mine also; to efface, by degrees, under the influence of peace and order, numerous vestiges of calamities which have afflicted your fine country, endowed by nature with so much profusion; to take into consideration sacrifices made, and services rendered to the country, to protect by the vigour of the laws its persons and property against arbitrary rule and licentiousness; to procure for you, by means of institutions well matured, solid, and adapted to the state and wishes of the nation, the blessings of true liberty, which can subsist only under the empire of the laws, to accomplish the regeneration of Greece, such is the pleasing but glorious task I have imposed upon myself. I sacrifice to her a delightful and happy era in the history of the beloved country of my ancestors, and impressed with the same sentiments which animated my august father when first among the sovereigns he stretched forth to you his succoring hand during your heroic struggle for your liberty, it is with confidence I address you, and call upon you to combine with fraternal concord your efforts with mine, to the sole end of promoting the public good. Let us not suffer the success obtained by your courage, your perseverance, your patriotism and your trust in divine Providence, to be sacrificed by the convulsions of discord and anarchy.

Let not your name, to which so many noble deeds have insured immortality, be stained by the errors of base passions, whatever may be the virtues which that great task may require of us. Your success will be an ample reward for ascending the throne of Greece. I promise you, I promise you to respect conscientiously your religion—to maintain the laws with fidelity—to administer impartial justice to all—and to preserve in fact, by the assistance of God, your independence, your liberties, and your rights. My first cares have been directed to the re-establishment and consolidation of tranquillity and order, that every one may enjoy in peace, and without fear, entire security, forgetting the political errors of the past. I expect with full confidence that every citizen will lend forthwith to the laws, and to those who are charged to execute them. Let every one return to his home; I shall thereby be delivered from the painful necessity of pursuing, with all the rigor of the laws, the disturbers of the public peace and rebels. May divine Providence bless our united efforts, and give new lustre to this noble country, the soil of which covers the ashes of the greatest men recorded in history; and the inhabitants of which have recently proved to their contemporaries, that the heroic and noble sentiments of their immortal ancestors are not extinguished in their hearts.

It is stated in an article from Smyrna, that Greeks residing at Constantinople, and in Russia, had, for several months past, made large purchases of land in Greece; but the speculation has ceased, in consequence of the Greek peasantry, who were formerly attached to the globe as vassals on the estates thus sold, being resolved to claim the rights of free citizens, and to refuse to perform any service as vassals.

A French paper says—"It appears that Colonel Paul was still at open war with the government, and it was publicly affirmed and believed at Napoli that he was supported by Russian aid. It is not, however, probable that the Russians would encourage a war against the authority of the very man for whom their influence has so materially contributed in procuring the throne of Greece. There were several English, French and Russian ships of war in the port of Napoli when King Otho arrived, with the three admirals of the same ports commanding the station in the Archipelago. They had, it seems, made it a point to be present at the landing of the king whom the governments had sent to Greece."

##### TURKEY AND EGYPT.

It seems now certain that the Russian emperor had lent his fleet in the Black sea to prevent an attack upon Constantinople by the Egyptians, and had also prepared an army for the same purpose—no doubt intending to reserve this "slice of Turkey" for his own use, when convenient to take it; but it appears that the mission of the Russian general Mieroff, to Alexandria, has been successful—and that Mehemed Ali had sent orders to

his son Ibrahim to suspend hostile operations, for the present. It was expected that a convention would soon put an end to the disputes between the sultan and the pacha, rendering the latter independent in name, as he has long been in fact.

PORTUGAL.

Don Pedro's troops in Oporto were suffering for the want of provisions, and Don Miguel's army by sickness. Neither seems able to act efficiently against the other. It looks most probable, however, that Don Pedro will be compelled to return, unless aided by England or France.

LATEST NEWS.

From London papers of the 23d March.

The Irish enforcing bill was proceeding steadily through the house of commons, and would pass. The 23rd of April had been assigned for introducing the ministerial plan for the abolition of slavery in the West Indies.

The Mignellites suffered severely in an attack which they made on Oporto, on the 4th March. It is said that 600 of them were killed. Pedro's loss was comparatively small.

It is reported that an agreement has been made between Turkey and Egypt, through the mediation of France and England, by which the port cedes to the Egyptians the whole coast of Syria from Tripoli to the borders of Egypt, including Jerusalem, &c. and a tract in the interior. All the rest of the conquests of Ibrahim to be given up.

Several of the Greek chiefs have summoned their adherents to lay down their arms, and take the oath of allegiance to king Otto.

Discontents are said to exist in several parts of Italy—and that at Bologna the people and the troops had come to blows.

FRENCH "FREE TRADE."

M. Thiers, the trade minister in France, has delivered the following important observations to the chamber of agriculture, commerce and manufactures. After a few remarks upon the importance of protecting the trade of France, he proceeds as follows:

"It is with this view, gentlemen, that the government has called you together. You will represent the three greatest interests of the state: agriculture, which extracts from the earth the raw material and means of sustenance; manufacture, which transforms the products of the soil, and imparts to them all the perfection which they are capable of receiving from the hand of man; commerce, which exchanges the products, and disperses them throughout the globe. These three grand divisions of human labor are all equally noble, useful, and worthy of solicitude and protection. Unhappily they appear sometimes to have opposite interests; occasionally, manufacturing industry, which needs protection, seems contrary in its views to commerce, which has need of liberty. It is in reconciling them that the whole art of government consists. Placed between the manufacturing artisan of Lyons, who demands a vent for his produce, and the skilful artisan of Lille, who seeks a protection for his; between the agriculturist of Bordeaux, who wishes the sea of the north to be open to his wines, and the proprietor of the Bois de Champagne, who invokes a protection for his iron, the government entertains a predilection for neither; it cherishes an equal affection for all; it seeks in what manner the general prosperity, which is the sole object of its vigilance,—the sole duty of its institution,—can be deduced from the balance of these conflicting interests. It is for you, gentlemen, to aid and enlighten it in the endeavor to accomplish this task which is perhaps more difficult now than it has been at any former period.

"The world has now entered into a new career. All nations wish to approximate, to enjoy a mutual understanding with each other, and to interchange their wealth. Efforts are making to convert by degrees absolute prohibitions into tariffs, and high tariffs into moderate tariffs. France will not be the last to follow. In this example, but, in entering upon a new and more liberal system, the object of which is the progressive enfranchisement of industry, the government is bound to declare that it means to pursue it with prudence and caution. A government founded upon institutions like ours should have no prejudices: and I think I may affirm that ours has none. But if it has no prejudices, neither is it actuated by any blind spirit of system; it recognizes but one authority—experience. It wishes neither to stop nor to gallop on; it wishes to walk. There is one fact acknowledged by every mind disciplined by study and reflection—namely, that in no age or country can an instance be cited in which any considerable and substantial good has been effected hastily.

"The government will not, therefore, forget that if manufactures require liberty they also require protection. There is no example of a powerful and wealthy manufacturing industry that has not originated under a protective tariff. The English navy, which seems to have been born only in the ocean, in which nature has placed it, grew up, however, under the bold and restrictive act of Cromwell.

"With the exception of systematic and absolute minds, mankind are almost agreed upon these questions; no one desires either unlimited liberty for manufactures or an exclusive absolute protection. The object in view is a wise measure of protection and liberty, by graduating the tariff, according to age, to circumstances, and to the state of interests.

The government has three important questions to propound to you:—

"It will consult you respecting, probably, the greatest of our agricultural and manufacturing interests—the conditions under which the introduction of foreign wool should be allowed.—You will weigh the interests of our agriculturists, which require the vivifying presence of flocks, and those of our beautiful manufacture of woollen cloth, long the first in Europe, and which requires that the raw material should not be dearly bought. It is superfluous, of course, to tell you that the government projects no measure this year; it is merely desirous of obtaining your advice and direction in one of the gravest and most frequently agitated questions.

"The second question has in view the consulting you respecting the best means of obtaining a good collection of facts. In this respect we are sadly behindhand. All true science, every sound legislative resolution, ought to be based upon a knowledge of facts, and yet every day our uncertainty respecting them checks us in our legislative discussions. We have only been able to reach some certainty with respect to the facts shown in the custom house registers. The smuggling trade, which takes away a part of the products, conceals from us likewise a knowledge of some of the facts. It is regarding this first of the elements of economical science that we have to consult you.

"The government will inquire of you, in the last place, whether it is expedient to direct, this year, the exposition of our manufactures. You, gentlemen, who have recently left our manufacturing towns, will be able to acquaint us with their wishes and conveniences.

"These three questions are intended as an indication—they are not a limit. You will be free to propose to us whatever your knowledge and patriotism may suggest as useful. The government will listen with serious attention to your wishes and your advice."

The editor of a London paper, on publishing the preceding says—

It will thus appear that the French intend to adhere to the RESTRICTIVE SYSTEM, and certainly not to admit, (at least this year,) our iron, our cotton twist, or any of our manufactures, at a reduced duty; but, on the contrary, the prohibitory system, (notwithstanding the prophecies of Mr. P. Thomson,) will be continued by Louis Philippe and his liberal deputies, in spite of the relaxations of our own commercial code, and the encouragement we have held out to a free trade. What will the political economists and free traders say to this?

["British "relaxations" and "encouragements." In what has Britain relaxed, except in regard to articles in which she fears no competition? Are not even bread-stuffs and meats, and the chief products of the forest and of the sea, as if prohibited by her? Does she not impose a duty of seven cents the square yard even on calicoes? She makes a great fuss about her "relaxation" as to silks—their importation was prohibited until 5th July, 1826, and they yet pay a duty of thirty per cent, on her own valuations of them. She is also boastful about her "free trade" in gloves. These were prohibited until July, 1826—but they pay a duty of from eight to fourteen cents per pair—all women's gloves or mitts being subject to the latter duty. What else? We should be thankful if some who talk so much about British "free trade" would descend from their heroics into simple statements of facts.

POPULATION OF THE UNITED STATES.

From a correspondence of the National Intelligencer.

North of Potomac and Ohio. South of Potomac and Ohio.

1790	White	2,155,833		1,016,629	
	Slaves	147,293		530,604	
	Free colored	29,051	186,344	90,415	571,019
	Total	2,342,179		1,587,648	
1800	White	2,877,643		1,426,846	
	Slaves	150,978		742,063	
	Free colored	75,793	326,771	32,604	774,667
	Total	3,104,414		2,201,513	
1810	White	3,977,023		1,864,981	
	Slaves	151,595		1,039,769	
	Free colored	128,400	279,965	58,046	1,067,815
	Total	4,257,018		2,962,796	
1820	White	6,436,737		2,429,632	
	Slaves	138,817		1,309,921	
	Free colored	156,484	365,301	77,040	1,479,561
	Total	5,729,038		3,806,023	
1830	White	7,349,334		3,188,044	
	Slaves	134,945		1,274,098	
	Free colored	206,891	341,836	113,708	1,966,866
	Total	7,691,170		5,174,850	

VIRGINIA.			
	White Slaves.	Free colored.	
1790. East of the mountains	507,885	201,873	18,703
1830. do.	375,940	416,260	40,708
1790. West of the mountains	34,930	9,154	63
1830. do.	218,505	53,465	6,323

SOUTH CAROLINA.			
	White Slaves.	Free colored.	
1790	140,178	107,004	1,891
1830	257,878	315,663	7,915

[The foregoing will answer a part of Mr. Bibb's resolution. I pronounce it an accurate statement; and it cost me no little labor.]

THE ARMY OF THE REVOLUTION.

The following table shows the number of soldiers furnished to the regular revolutionary army by each state in the union, and by each division of the states; likewise the relative part of its free population which each furnished to the army. Any one acquainted with the history of the revolution can make his own comments upon "the chivvity" of the respective portions of the union, in those "times which tried men's souls."

STATE.	Free population in the year 1790.	Regulars furnished to the revolutionary army.	Per centage of the free population furnished to the army.	One soldier was furnished by every of free population.
New Hampshire	141,000	12,407	8.86	11.86
Massachusetts	475,000	67,907	14.30	6.99
Rhode Island	68,000	5,098	7.49	13.33
Connecticut	235,000	31,939	13.59	7.45
<b>Total, New England,</b>	<b>919,000</b>	<b>117,441</b>	<b>12.77</b>	<b>7.89</b>
New York	319,000	17,781	5.56	17.93
New Jersey	173,000	10,736	6.20	16.12
Pennsylvania	431,000	25,578	5.95	16.78
Delaware	51,000	2,286	4.47	21.37
<b>Total, middle states,</b>	<b>974,000</b>	<b>56,571</b>	<b>5.88</b>	<b>17.91</b>
Maryland	218,000	13,912	6.44	15.67
Virginia	551,000	27,978	4.25	21.92
North Carolina	393,000	7,263	1.84	54.10
South Carolina	133,000	6,447	4.84	30.62
Georgia	51,000	2,697	5.28	18.81
<b>Total, south states,</b>	<b>1,284,000</b>	<b>56,997</b>	<b>4.91</b>	<b>32.75</b>
<b>Total of 13 states,</b>	<b>3,247,000</b>	<b>320,909</b>	<b>7.11</b>	<b>14.06</b>

MEXICO.

Translation of a letter from *Bernardo Gonzalez*, minister of foreign affairs of Mexico, to the secretary of state of the U. States. Palace of the federal government, Mexico, Jan. 24, 1833.

The undersigned, secretary of state for foreign relations, of the United Mexican States, has the honor of informing you that the civil war, which has desolated the republic during the past year, has been terminated by the convention concluded at Zavaleta, on the 23d December, 1832, between the armies under the respective commands of general Don Anastasio Bustamante and general Don Antonio Lopez de Santa Ana; and that general Don Manuel Gomez Pedraza has assumed the duties of the chief magistracy, to which he had, in 1828, been elected by the absolute majorities of the legislatures of the states. The whole republic being now tranquil, and peace having been insured, the government is solely occupied in regulating the various branches of the administration, and restoring the constitutional system to its original state; in all which they trust, that they will be favored and protected by Providence.

The stipulations made by each party, together with the motives which dictated them, will be seen by reference to the treaty of Zavaleta, of which I send herewith a copy. The republic has thereby been freed from the horrors of anarchy, and we have now the agreeable prospect of an entire establishment of the constitution, and a rigid observance of the laws.

The president of this republic has considered it one of his first duties to request your kind offices in making known this happy event to the government of the United States, being assured that the amicable relations which have heretofore subsisted between the two countries, the highest gratification will thus be afforded to it and to you.

The undersigned has the honor of assuring you of his most distinguished consideration, your most humble,  
[Signed] BERNARDO GONZALEZ.

The principal points of the convention of Zavaleta, referred to above, are:  
All elections of members of the general congress, or to the state legislatures, made since September 1, 1828, are declared null and void.

New elections are ordered throughout the whole republic, and the legislatures of all the states are to be in session by the 15th

February, 1833, or sooner, if possible; each is then to choose two senators, and two persons to fill the office of president and vice president. These senators and the members of the lower house of congress to be in the city of Mexico by the 30th of March. The congress to meet the 25th March, and the votes for the election of president and vice president to be opened on the 26th, in the presence of both houses, so that the result may be made known on the 30th.

General Manuel Gomez Pedraza is to be recognized as the lawful president, until the 1st of April, when the term of office expires by the constitution.

The congress is to be petitioned to approve this convention, and to sanction the means which have been employed to obtain it—to pass an act of general amnesty, with regard to all that has happened since September 1, 1828; to reorganize the army, and to revoke the laws respecting it—to revoke certain decrees passed by the late congress.

The convention is signed, first by general Bustamante, as general in chief, and the officers of the army under his command—then by general Santa Ana and the officers of his army, according to regiments and battalions.

CHINESE PRAYER FOR RAIN.

From the New York Observer.

On the 31st of May last, an official paper was published by the emperor of China, lamenting the want of rain. He had previously directed sacrifices to be made to the gods, and "devoutly knocked his head on the ground," but without effect. "His scorching anxiety had continued night and day, and hour after hour, he looked earnestly for rain; but none had fallen. He had turned his thoughts in upon himself, and his government," but had found nothing amiss. "His own conduct," he says rather proudly, "ought to have induced a sweet harmony between the rain-bearing clouds above, and the parched earth below, but this had not been the effect;" and, therefore, in this official paper, the emperor directs "an mitigation of punishment for convicted persons in the province of Peking, (except in the case of great crimes)," and that "accused persons who have been brought to a speedy and fair trial;" that "imprisoned witnesses should be at once confronted with the opposite parties, or be set at liberty on bail;" and that "all small offences be immediately disposed of and the parties liberated." "Thus, (he adds), we may hope for timely, genial and fruitifying showers. Let the criminal board immediately obey these commands. Report this."

This last contrivance was as ineffectual as all that had preceded it. The drought was severe; and continued still for many weeks. The emperor, kings and princes "fasted and prayed once in seven days, before altars dedicated to the gods of heaven, the gods of the earth, of the year, of the land, of the grain, and finally, to imperial heaven itself, and also to imperial earth with its various deities." His most favored ministers, and his son, the Prince of Tse Shun, "the great mountain," in Shantung province, with Tibetan incense matches, to pray for rain in the emperor's stead. But all was of no avail, and at last on the 25th of July, the emperor offered up the following

PRAYER FOR RAIN, written by his imperial majesty Taoukwang, and offered up on the 25th day of the 6th month of the 12th year of the reign of the emperor—July 1832.

"Kneeling, a memorial is hereby presented, to cause affairs to be heard.

"Oh, alas! Imperial heaven, were not the world affected by extraordinary changes, I would not dare to present extraordinary services. But this year the drought is most unusual. Summer is past, and no rain has fallen. Not only do agriculture and human beings feel the dire calamity; but also beasts and insects, herbs and trees, almost cease to live.

"I, the minister of heaven, am placed over mankind, and am responsible for keeping the world in order, and tranquillizing the people. Although it is now impossible for me to sleep or eat with composure; although I am scorched with grief, and tremble with anxiety; still, after all, no genial and copious showers have been obtained since the beginning of the year.

"Some days ago, I fasted, and offered rich sacrifices, on the altars of the gods of the land and the grain; and had to be thankful for gathering clouds, and slight showers; but not enough to cause gladness.

"Looking up, I consider that heaven's heart is benevolence and love. The sole cause is the daily deeper atrocity of my sins, and the increasing severity and dire calamity. Hence I have been unable to move heaven's heart, and bring down abundant blessings.

"Having respectfully searched the records, I find, that, in the 24th year of Keenlung, my imperial grandfather, the high honorable and pure emperor reverently performed a 'great snow service.' I feel impelled by ten thousand considerations, to look up and imitate the usage, and with trembling anxiety, rashly assail heaven, examine myself, and consider my errors; looking up, and hoping that I may obtain pardon. I ask myself—whether in sacrificial services I have been disrespectful? Whether or not pride and profligacy have had a place in my heart, springing up there unobserved? Whether, from the length of time, I have become remiss in attending in the affairs of government; and have been unable to attend to them with that serious diligence and steadfast effort, which I ought? Whether I have uttered irreverent words and have deserved reprehension? Whether perfect equity has been attained in conferring rewards or inflicting punishments? Whether in raising moun-



leaves and laying out gardens, I have distressed the people and wretched property? Whether in the appointment of officers I have failed to obtain fit persons, and thereby the acts of government have been petty and vexatious to the people? Whether punishments have been unjustly inflicted on them? Whether the oppressed have found no means of appeal? Whether in persecuting heterodox sects, the innocent have not been involved? Whether or not the magistrates have insulted the people, and refused to listen to their affairs? Whether in the successive military operations on the western frontiers, there may have been the horrors of human slaughter, for the sake of imperial glory? Whether the largesses bestowed on the afflicted southern provinces were properly applied; or the people were left to die in the ditches? Whether the efforts to exterminate or pacify the rebellious mountaineers of Hoanau and Canton, were properly conducted; or whether they led to the inhabitants being trampled on as mire or ashes? To all these topics, to which my attention has been directed, I ought to lay the plumb-line, and strenuously endeavor to correct what is wrong; still recollecting that there may be faults which have not occurred to me in my meditations.

"Prostrate I bow imperial heaven, *Huang Tsen*, to pardon my ignorance and stupidity; and to grant me self-renovation; for myriads of innocent people are involved by me, a single man. My sins are so numerous, it is difficult to escape from them. Summer is past, and autumn arrived; to wait longer will really be impossible. Knocking head, I pray imperial heaven, to hasten and confer gracious deliverance—a speedy and divinely beneficial rain; to save the people's lives and in some degree redeem my iniquities, Oh—alas! imperial heaven, observe these things! Alas! Oh imperial heaven, be gracious to them. I am inexpressibly grieved, alarmed and frightened. Evidently this memorial is presented."

*Remarks of the New York Observer.*

This is a most singular production. It is one, too, of great value. It is worth more than scores of quarts and folios of the vain speculation which has so long occupied the minds of the literati. Every allowance that mankind of the coloring has been given to it for effect merely, (which we are slow to admit), still it exhibits an exalted personage in a most interesting and affecting point of view. It is vital a very serious document: as it conducts us to the anti-chambers of the "ecclesiastical court," and there shows us the "minister of heaven," scorched with grief, poring over his atrocious sins, and with trembling anxiety, recounting the crimes of his public and private life; our sympathy is excited, and we, instinctively, re-echo his lamentation, *Woo hoo! Oh, alas!*

It exhibits weakness and darkness peculiar to the human mind, and unobscured by the revealed word and by the spirit of the only living and true God. It shows, also, very distinctly, in the emperor, the spirit of the Chinese empire, and of the Chinese empire. We predict nothing. We should rejoice to see "the great pure dynasty" long still strong, flourishing in all the glory, peace, tranquility, and prosperity which it now proudly and falsely arrogates. The welfare of the Chinese empire is the dearest object to our hearts on earth. But our own minds, in accordance with the minds of millions, forebode an approaching change. We cannot deny the evidence of our senses; and we will not, knowingly, conceal the truth. "Ghosts are operating on this nation—would they did not exist—such must produce tremendous effects. The state groans; and already convulsions begin to be felt. And oh, should the hands of government be once broken sunder, and this immense mass of population—an ocean of human beings—he thrown into confusion, the scene would be awful. We gladly turn from the contemplation of such a picture.

The emperor's antiques, occasioned by the long continuance of the drought, are now terminated. By a paper in the Gazette, dated at Peking, July 29th, it is stated—that after the emperor had fasted, and offered the prayer, given above, before the altar dedicated to heaven, on the 20th of August, the same evening, thunder, lightning, and rain were intermingled; the rain falling in sweet and copious showers. The next day, a report came in from the shantoneuse magistrate, that two inches had fallen; and on successive days, near the imperial domain, a quantity fell equal to four inches. For this manifestation of heavenly compassion, the emperor, in an order published, expresses his devout devotion and intense gratitude; and on the 2d of August, he appointed as a day of thanksgiving. Six kings are directed to repair to the altar dedicated (1) to heaven, (2) to earth, (3) to the gods of the land and grain, (4) to the gods of heaven, (5) to the gods of earth, and (6) to the gods of the revolving year.

The precise idea which his imperial majesty attaches to the words "imperial heaven," we will not try to determine. It is manifest, however, that a variety of objects of adoration cannot be acceptable to HIM who has declared "Thou shalt have no other gods before me." Jehovah is not a man that he should lie;—he will not give his glory to another. The conduct of the emperor in praying, fasting, and self-examination, ought to reprove the christian. But we shall do exceedingly wrong, if we attempt to excuse such abominable idolatry, and to throw the mantle of charity over that which God abhors.

It is a very remarkable circumstance, connected with the drought, that none of the priests of Taoist and Budha were ordered to pray as they usually have been heretofore on similar occasions. This single fact shows in how low estimation they are held by the emperor.

VETO IN MASSACHUSETTS.

GOVERNOR'S MESSAGE.

To the honorable senate.

A bill entitled "an act to incorporate the proprietors of the second Baptist meeting house in Lowell," was yesterday laid before me, for my approval, which feeling myself constrained to withhold, I now return the same, with my objections thereto, to the senate, where it appears to have originated, for revision, pursuant to the provisions of the constitution.

The first section of the bill proposes to constitute certain persons, by name with their associates and successors into a corporation by the name of the proprietors of the second Baptist meeting house in Lowell, with power to acquire and manage real and personal estate, not exceeding in value twenty thousand dollars. In the second section, it is provided, that the corporation may divide their estate into shares, as their by laws shall direct, and may make on such shares assessments not exceeding one hundred dollars, on each share, and authorize by the name given to delinquent proprietors, who shall neglect or refuse to pay their assessments. The number of shares is no otherwise restricted, than by the aggregate amount of funds, which the corporation is permitted to possess. There is no where to be found in the bill, any limitation of the uses to which this property is to be applied, or any indication of the description of estate which the corporation is intended to possess, other than the facilities given to the corporation, and which neither defines, nor can control its powers, there is nothing to designate its intended character, or distinguish it from a mouled, manufacturing, or other business institution. Taken in all its provisions, it is, in effect, neither more nor less, than a broad and bold authority to certain persons to "acquire and manage, by the name of the proprietors of the second Baptist meeting house in Lowell, any and all real and personal estate, not exceeding in value twenty thousand dollars raised by assessment, divided and held in shares, and to be disposed of, at pleasure. In stating this position, it can hardly be necessary to remark, that the title of the bill, which seems to imply that the persons proposed to be incorporated are proprietors of a meeting house, is no part of the enactment, nor need it be repeated. The name by which a corporation is created has little to do in regulating its operations. If it was designed to constitute a corporate body for religious purposes, the bill departs from the technical and definite phraseology, by which that design of the legislature is usually manifested. The reference which is had in the bill to the powers and requirements contained in an act concerning corporations, applies only to those powers which are granted to the officers of such bodies, and are made common to corporations of every description, where special and different provisions are not prescribed.

Holding, therefore, as I do, that if the bill should pass into a law, the corporation thereby created, would be competent to acquire, hold, and manage estate, real and personal, to the extent of twenty thousand dollars, wholly unrestricted in its uses, by the statute, and believing that in granting the facilities which it must be the intention of the legislature to direct the application of the funds, I respectfully submit these considerations, as objections both to the expediency and propriety of the form of the present enactment.

A particular matter, certainly of this minor importance, might hardly seem to warrant me, in claiming for it so much of your attention. But I cannot forbear to avail myself of the opportunity which the objection to this bill creates, to draw to your apprehensions of future embarrassment from the facility and frequency with which corporate powers are granted. The effect is to destroy individuality of interest, and to accumulate masses of property in aggregate bodies; to convert substantial freeholds into mere securities for transferable paper, or by locking up property from private disposal in the funds of another class of corporations, to induce to a reliance for the accomplishment of ordinary purposes upon public provisions, rather than the results of personal industry and exertion. Whenever large capital and combined means are required to effect great objects, whether of business or moral improvement, they may most effectually be secured under acts of incorporation. To such purposes, and to a wide range of interests, the use of corporations, doubtless, may be indicated, and they are not of necessity accorded. But they must be limited in their application, by some rules of public policy. And I humbly and earnestly appeal to the consideration of the legislature, at least, as some guard against abuses of the authority conferred, that in every act of incorporation which may be, shall be made manifest, and the powers which are to be exercised, either expressly or by distinct reference, be clearly and precisely defined.

LEVI LINCOLN.

CIRCULAR TO POSTMASTERS, Relative to the abuses of the franking privilege, and sending books in the mail.

Post office department, April 11, 1833. Being informed by official reports, "that the abuse of the franking privilege is increasing to an extent which threatens seriously to impede the revenue of the department;" that "it is not confined to correspondence from which no pecuniary advantage results, but is extended to the commercial and business transactions of the country—instances having been detected of its being practiced for the benefit of banks and vendors of lottery tickets;" that "every day, letters are left to be mailed, bear-

ing the franks of persons who are, and for some time have been, many hundred miles distant; and letters are received from the large cities bearing the franks of gentlemen well known to be remote from those places, the addresses being in hand writing different from the franks; with other circumstances attending, obviously showing that times, whose franks were upon them, could have no participation in, or knowledge of the letters; and that "blank envelopes, with franks upon them, have been surreptitiously and otherwise obtained, with a view of covering correspondence, in violation of law;"—I deem it my duty to call on all postmasters, to be vigilant in detecting and preventing these frauds upon the revenue of the department; and strictly to obey that requirement of the act of congress, which makes it "their special duty to prosecute" for such offences.

It is because the letter is actually, or by construction of law, from the person authorized to send it free, that it is exempted from postage. The frank is merely the certificate of the fact that it is so. When, therefore, the circumstances connected with the letter, are such as to show that it is not from such a person, and that the frank on it is, in effect, a false certificate, postmasters will, in such cases, charge the letter with postage; and they are particularly required to do so, whenever the address on the letter is in a hand writing different from the frank, unless that circumstance is satisfactorily explained.

Penalties attach, whenever a person franks a letter from another, unless written by his own order, and on the business of his office, except that the secretaries of the state, treasury, war, and navy departments, and the postmaster general, may frank letters and packets on official business, prepared in any public office, in the absence of the principal thereof. In prosecuting for these penalties, postmasters will obtain the aid of the district attorney of the United States, and for that purpose, report to him the circumstances, and the names of the witnesses in each case; and they will cause the proceedings to be instituted in the district court of the United States; not only against those who abuse their frank, but also against those who procure it to be done. Attention is called to the subjoined references to, and extracts from, the law and regulations of the department.

It has been reported by several postmasters, that numerous volumes of books have lately been discovered in the mails, the wrappers in which they were enveloped and franked, when mailed, having worn off; and that this mode of sending them through the country, has been practised to an extent that has subjected the conveyance of the mail to vexatious burthens and delay;—I, therefore, require all postmasters to be careful to ascertain, when bulky articles are left to be mailed, if they contain books, or any other article not authorized by law to be so transmitted; and on discovering that to be the case, to withhold them, in all instances, from the mail.

W. T. BARRY, postmaster general.

See pages 15, 16, 21, 25, 26, 29, and 52, of the law and instructions of the post office department, (edition of 1829) to ascertain who are entitled to franking privilege, and the numerous sections 84 and 85, of the act of congress, passed March 3, 1825, entitled "an act to reduce into one the several acts establishing and regulating the post office department."

Sec. 34. And be it further enacted, That every person, who, from and after the passage of this act, shall procure, and advise, or assist, in the doing or perpetration of any of the acts or crimes by this act forbidden to be subject to the penalties and punishments as the persons are subject to, who shall actually do or perpetrate any of the said acts or crimes, according to the provisions of this act.

Sec. 35. And be it further enacted, That if any person shall frank any letter or letters, other than those written by himself, or by his order, on the business of his office, he shall, on conviction thereof, pay a fine of ten dollars, and it shall be the special duty of postmasters to prosecute for said offence: provided, that the secretary of the treasury, secretary of state, secretary of war, secretary of the navy and postmaster general, may frank letters or packets on official business, prepared in any public office, in the absence of the principal thereof. And if any person, having the right to receive his letters free of postage, shall receive, enclosed to him, any letter or packet addressed to a person not having that right, it shall be his duty to return the same to the post office, marking thereon the place from whence it came, that it may be charged with postage. And if any person shall counterfeit the hand writing or frank of any person, or cause the same to be done, in order to avoid the paying of postage, each person so offending, shall pay for every such offence, five hundred dollars.

## THE BURNING OF THE TREASURY.

OFFICIAL REPORTS.

Note of the president, directing on investigation in relation to the fire.

In consequence of the public loss sustained by the burning of the treasury building, and the destruction of many valuable papers, the president has deemed it proper, at the request of the secretary of the treasury, to direct an inquiry to be made into the cause of the disaster. He therefore directs a thorough and careful investigation to be made on the following points.

1. In what manner was the fire occasioned?
2. If accidental, how did it happen? Was it from any defect in the original construction of the building;—or was it occasioned by carelessness or negligence? And if by carelessness or negligence, to whom can they be attributed?

3. Were proper exertions used to preserve the books, papers, and public property in the building, as well as to save the building itself?

The attorney general is directed to conduct the inquiry, and the other members of the cabinet to aid in it. The witnesses to be examined on oath, and their depositions reduced to writing; and when the investigation is closed, the testimony to be reported to the president, together with the opinions of the members of the cabinet on the points above stated.

The president directs that the chief justice of the circuit court for the District of Columbia be requested to preside at the investigation, and to assist in it. ANDREW JACKSON.

March 31, 1833.

### Report of the investigators.

Sir: We have made the inquiries directed by your order of the 31st of March last, in relation to the fire at the treasury building, on the morning of that day, and proceed to state the manner in which the investigation was conducted, and the result of the inquiries.

We commenced the examination of witnesses at the room of the secretary of state, on the day of the fire at two o'clock in the evening, and continued to take testimony at the same place every day until the evening of Saturday, the 6th instant. The proceedings were then unavoidably suspended until Wednesday the 10th instant, when some further testimony was taken, and the investigation closed. We have examined altogether more than fifty witnesses, and have called before us every person from whom it was supposed that any information could be obtained on the subject.

Chief Justice Cranch presided at the examinations, and gave in the inquiry his unremitting attention and valuable assistance. You are aware the secretary of the navy left Washington, in order to execute some official duties, before the investigation was concluded.

It appears from the whole evidence, that the fire was first discovered about half past two o'clock in the morning. The attention of the three persons sleeping at the same time, and in view of the building, was attracted by the light from the windows; and nearly at the same time the volume of smoke occasioned by the fire was observed by others who happened to be in the streets in different parts of the city.

Those who discovered the fire immediately gave the alarm, and hastened to the building; and when the first persons arrived on the ground, the guard within the house was still asleep, and unconscious of the fire, and was awakened by the alarm given at one of the doors to rouse him. There is some difference of opinion among the witnesses as to the precise state of the fire at that moment. But taking the whole testimony together, we think it is fully proved, that when the first persons arrived on the ground, the room in the second story on the north side of the house, and immediately west of the projection in the centre of the building, appeared to be on fire in every part, and the flames and dense clouds of smoke were issuing from one or both of the windows of the room—and that there was then an appearance of fire in either of the adjoining rooms, nor in the garret, nor roof. In a very few minutes, however, the fire was communicated to the adjoining rooms, and to the garret and the roof; and the garret being filled for the most part with old papers and paper cases, the flames spread through it with great rapidity. The first engine arrived on the ground in twenty minutes after the fire was discovered, and the roof over the room in which it originated was then blazing, and very soon afterwards began to fall in. Every exertion to check the flames was immediately made with this engine, and others which arrived shortly after it. But it was soon evident that the want of a sufficient supply of water in the neighborhood of the building rendered it impossible to save it, and the fire continued to advance. And in about one hour from the time it was first seen, the whole building, with the exception of the fire-proof portion of it, was either consumed or on fire.

We have endeavored in vain to trace the origin of the fire, and are unable to impute it to any particular cause. Three of the witnesses who have been examined, and who were present at the building about half past one o'clock, or a little later, on the morning of the fire, and at that time there was no light from any of the windows, nor any thing in or about the house to attract attention or create alarm. The remains of the building have been carefully examined by skillful workmen, and they can discover no defect in its construction which may be supposed to have occasioned the disaster. On the night of the fire the usual precautions for security appear to have been taken. The regular watchman being sick and unable to attend, his place was supplied, under the direction of the superintendent, by a young man between nineteen and twenty years of age, who has been employed constantly for about eighteen months past, as one of the laborers at the building. And, according to the ordinary practice of the guard, he examined about ten o'clock on the night of the fire, except those in the fire-proof part of the house, and found the fires in the grates to be, as he supposed, entirely safe. The fuel used in the part of the building where the fire began, is anthracite coal; and in the room where it originated, the coal had sunk below the upper bar of the grate at the time of the examination by the guard; and the blower, resting on the ash-pit, was placed as a fender before it, according to the usual practice. No fresh coal had been put on the fire after twelve or one o'clock on that day. The outer doors and the windows of

the house were fastened in the ordinary manner in the inside, with the exception of a window in the fire-proof, which seems to have been very negligently secured, if secured at all, on that night. But there is no communication between that room and the part of the building where the fire commenced; and if an evil disposed person had entered at that window, he could not have made his way into any other room.

The regulations of the superintendent made it the duty of the night guard to make the examination of the rooms and fires above mentioned; but he was not required to keep awake all night; and, since the year 1835, it has been the practice for only one of the watchmen to remain during the night in the building, and he has been permitted to sleep after ten o'clock.

As soon as the fire was discovered, the proper exertions were immediately made by the officers of the government and the citizens who assembled, to save the books and papers. And the most active and praiseworthy efforts were used for that purpose; and, in some instances, the zeal of those engaged exposed them to much hazard. The secretary of the treasury was early on the ground, and by directing the books and papers were placed, as they were brought out, under the care of proper guards—and on the same day, at an early hour in the evening, they were deposited in a house that was immediately engaged for the temporary occupation of the treasury department.

We cannot, at this time, undertake to state with precision, what papers and books have been destroyed; since those which were saved have not yet been carefully examined. The secretary of the treasury has taken measures to obtain a prompt and accurate report from the heads of the bureaux on this subject. But we believe that very few papers have been lost that are of much importance in the government or in individuals, and that the great mass of the most valuable books and papers have been saved.

The depositions we have taken accompany this report—and also drawings of the treasury building, which will enable you more readily to comprehend the testimony of the witnesses.

We have the honor to be, sir, very respectfully, your obedient servants,

(Signed)

EDW. LIVINGSTON, *secretary of state.*

LOUIS McLANE, *secy of the treasury.*

LEWIS CLAY, *secretary of war.*

R. B. TANEY, *attorney general.*

WM. T. BARRY, *postmaster general.*

To the president.

April 12, 1853.

#### Report from the secretary of the treasury to the president.

Treasury department, April 12, 1853.

Sir—The report which I have the honor to submit to you of the results of the investigation you have been pleased to institute at the request of the secretary of the treasury, will present the information that has been obtained respecting the circumstances attending the recent conflagration of the treasury building. For your further satisfaction, however, it is thought proper to lay before you such other facts connected with the subject, as are within the knowledge of the officers of the treasury; and, as far as may now be practicable, to state the losses that have been sustained in the records and papers, and to offer such suggestions as may tend to greater safety in future.

With a view to this subject, the principal officers who occupied the building, viz: the first comptroller, first auditor, treasurer and register, were severally called upon; and their reports are herewith transmitted.

From all that has hitherto transpired, it does not appear that the disaster is attributable to any particular neglect or inattention on the part of those who had charge of the building. It is shown that past ten o'clock at night all the fires were in a safe condition, and that no lights of any kind had been used in that part of the building in which the fire originated. Though the person employed to watch that night was asleep when the fire was discovered, it appears that it was not considered his duty to be awake all night, and that, in fact, it has been the authorized practice, for many years, for the watchmen in the building to lie down to sleep after about ten or eleven o'clock. No satisfactory proof has been obtained of the cause of the disaster; and nothing need be here observed in addition in the report already adverted to.

By referring to the diagrams which accompany that report, the position of the apartments occupied by the several officers of the treasury may be seen. In the basement or cellar, three rooms on the south side were filled with boxes containing abstracts connected with settled post office accounts, and were in charge of the register's office; five other rooms were appropriated to the storing of fuel, and the residue were empty. On the ground floor, the six rooms in the eastern section of the building were occupied by the treasurer's office; the three rooms on the south side of that section, with one room on each side of the south door, and one room adjoining the treasurer's office on the north side, were occupied by the first auditor's office; all the other rooms on the ground floor, and the adjoining fire proof rooms, were occupied by the register's office. On the principal or upper floor, the six rooms in the eastern section of the building were occupied by the comptroller's office—the residue of the rooms on that floor, and the fire proof adjoining, were occupied by the secretary's office. In the attic, or garret, the middle room on the south side, was appropriated to papers and records belonging to the secretary's office—the two adjoining rooms on the east, and those of the comptroller's office, the

south eastern corner to those of the treasurer's office; and all the residue to those of the register's office.

The fire was discovered in the second room west of the staircase, on the north side of the house, on the principal floor—being the room immediately adjoining the projection in the centre of the building, as laid down in the diagram, and being one of the rooms belonging to the office of the secretary, and occupied by Mr. A. Laub, who was also the superintendent of the building, Mr. Wolf, and Mr. T. Dickins. It was discovered between half past two and three o'clock. The great progress it had made when discovered, and its rapid advance afterwards, until the total destruction of the building, are set forth in the testimony accompanying the report, and it is unnecessary to well known to the president as to need no further description.

The secretary, though not among the earliest, was nevertheless early in arriving at the scene of the conflagration. He soon saw from the progress which the fire was making, and from the whole inadequate means of checking or subduing it, that the entire building would probably be consumed. His attention was, therefore, immediately, and ultimately, directed to the preservation of the papers and records in the accounting offices, and in the register's office. Many of the clerks and citizens assisted with great zeal and activity, as well in getting those papers and records out of the building, as in preserving them afterwards. Under the direction of the secretary, the several collections of papers, books, records, &c. that were made, were put in papers and records, and, on Wednesday, the business of the day, by these united exertions all the important papers belonging to those offices have been saved. Those belonging to the treasurer's office have also been preserved.

The flame, however, was so soon communicated to the garret and roof, particularly that part of the roof above the stairs leading to the garret, as to render highly dangerous, and indeed impracticable, any effort to save the papers and records belonging to any of the offices, which had been placed in the garret, and consequently they were all lost.

As soon as the papers, books and other records were taken out of the accounting and register's offices, the secretary's attention was turned to procuring suitable buildings for the immediate accommodation of the department. After various inquiries and negotiations, he succeeded in obtaining, here on Monday, the five contiguous buildings on the south side of the Pennsylvania avenue nearest the eastern gate of the president's square. Before two o'clock on the same day, all the papers and records that were exposed, were safely removed to those buildings, and the fire proof apartments of the treasury, which remained undestroyed. On Monday and Tuesday the attention of the officers was chiefly devoted to the arrangement of the papers and records, and, on Wednesday, the business of the department, which had been partially resumed on Tuesday, was in full activity and transacted as usual.

Owing to the great quantity of papers, books, and other records removed from the building, and the disorder into which they were thrown, some time must necessarily elapse before it can be exactly ascertained what has been lost and what saved. From the progress the fire had made before it was discovered, it was not possible to save any part of those in the room in which it originated, or in that of the chief clerk immediately adjoining it on the west. Those contained in the room on the south side, directly opposite to that in which it commenced, and to which it must have communicated early, were also destroyed. Those in the other rooms occupied by the clerks of the secretary on the same floor were chiefly saved. Of those contained in the room occupied by Mr. Reid and Mr. Nesbit, next east of that in which the fire originated, by the timely efforts of the former gentleman, and a few others who arrived early, a great portion were saved; and of those contained in the room occupied by Mr. F. Dickins and Mr. Rodman, owing to the fearless exertions of the former gentleman, who, accompanied by a highly respectable citizen, entered the room by a ladder when the roof above was on fire, and continued till the doors of his own room were consumed, and the ceiling of that immediately adjoining on the east had fallen in, none were lost. The library and all the papers in the room occupied by the secretary were saved by the efforts of a few individuals, among whom were the chief clerk and Mr. T. Dickins, who entered it, by a ladder, through the semicircular window at the west end. All the furniture in the room occupied by the secretary, and the furniture in that of that in the secretary's room, the greater part was broken in being thrown from the windows.

The principal loss sustained in the secretary's office, was the correspondence; the whole of which, with the exception of that relating to revolutionary claims, and to applications under the insolvent laws, and with the exception also of two record books containing entries of the banks, and two record books relating to congress, were lost. The papers, however, now already in progress to replace them as far as may be found practicable. In the mean time, it is hoped that no serious detriment will be experienced in the transaction of the public business for want of them.

The reports from the first comptroller, first auditor, treasurer and register, which are herewith transmitted, exhibit the state of the papers and records of their respective offices, as far as can now be ascertained. In those offices were contained all the papers and records which relate to accounts, settled and unsettled; and of these it is highly gratifying to find that the whole of the latter, and all the important portions of the former have been preserved.



have no effect, and the gloom grew more and more dense. Our friends had hoped much from the action of the house of representatives.

To one gentleman of that house, Mr. Verplanck of New York, the country owes much for the zeal and ability with which he pressed the bill from the committee of ways and means. He is no longer in Congress, and regrets it—left out probably because he has dared upon some occasion to differ from his party. He had an able conditor in my friend Mr. Wilde from Georgia, but zeal, however great, industry however untiring, could do nothing, and time seemed almost to have fled. The raven cry of force—force alone was heard—force against our brethren, the descendants of those gallant men who had stood by the masthead in the world's first battle—force against those very men who had assisted in raising aloft the flag of the country on the ocean and on the land—force to wrest a state and thereby to obliterate one of the stars of the confederacy, these things would have been accomplished. The war cry was in the breeze, and an unjust, and unconstitutional, and oppressive system was to be cemented and strengthened by the blood of freemen and the stain of traitors. But gentlemen, the darkest hour of the night is said to be that which precedes the dawn of day. The day did come, and we may flatter ourselves that its light has scattered the clouds which so angrily threatened us. Of the principal agent in the accomplishment of this work of peace, I shall say nothing. Those who are disposed to interrupt the general rejoicing by discordant notes of censure and condemnation for the past, remind me of old Hokus, whose cattle had been impressed to supply the American army during the siege of York, and who, amid the universal joy attendant upon the surrender of Cornwallis, was represented by Mr. Henry as crying out through the camp and along the highways—beef!—beef!

While, however, we have escaped, as we may fondly hope, the danger of civil war, I should but deceive you if I did not express my deliberate conviction, that doctrines have been advanced and maintained, which have put our institutions into extreme danger. The moment was doubtless esteemed to be propitious for their advancement. Nullification it was seen stood in bad odour with the public, and consolidation, profiting by the panic, erected boldly its crest, trusting to rivet itself upon the affections of the people, through the unpopularity of nullification. Time is not allowed me to do more than invite your attention to one of these doctrines, advanced from a high quarter and openly maintained in debate—that doctrine which claims for the federal government the exclusive allegiance of the citizen—a doctrine which embraces every question heretofore held in dispute between the parties of this country, and if successfully maintained overthrowing all that has ever been contended for by the great republicans of the world. We are brought to the feet of one who has nothing worth our standing for remains. If this doctrine is to prevail, as the settled political doctrine, I ask any man to tell me where is to be found any state right remaining. A state without citizens but as mere quasi citizens, and they owing it no allegiance! Why, gentlemen, can we be blind to the bold and reckless character of this assertion? Can we be ignorant of its necessary results? Can any sovereign exist in a state whose inhabitants owe it no allegiance? Where is to be found its moral or physical power? When liberty is invaded, upon whom shall it call to defend it? Take any case, however oppressive. Suppose that a majority of congress decrees emancipation of your slaves—a majority of the people through their legislature resist this infraction of their rights by legislation, or with swords in their hands, while the minority takes sides with congress, that majority would be held to be traitors, while that minority would be applauded for holding fast to their allegiance. You who should rally to the banner of Virginia would be humed as rebels, and the hangman would be your executioner. You are claimed as the citizens of a certain undefined and undefinable community, called the United States, which are construed into words of cabalistic influence under the present constitution, although when formed, the old system of confederation, in which the states were all applicable to the same subject, they are admitted to have no meaning at all. No escape from tyranny is left us, for the act of resistance is treason, and the effort to secede or withdraw from a political association, which threatens to rivet upon us and our posterity the chains of despotism, is rebellion to be put down by force of arms. What then remains to the states of this union of their sovereignty? They have the right to petition, to petition, and on bended knees to ask for mercy. The privilege of the slave under the lash of his task master—this is all that remains. No logical mind will deny but that those are the consequences of this pernicious doctrine. The equal to this was never advanced in the highest and most palmy days of federalism.

The alien and addition laws are universally held as odious, and yet what were they in comparison with this? Some four or five citizens were imprisoned, lawlessly and unconstitutionally imprisoned, under a perversion of a single clause in the constitution—but this fell doctrine changes the whole instrument—alters its entire character, and turns to scorn the resolutions of this state, adopted in 1798—threatens absolute consolidation and employs the whole naval and military force of the country to accomplish it. Instead of a federal government formed out of 24 states and resting on compact, you have a single nation—a central government, exercising unlimited sway, and mere provincial departments holding their rights and exercising their

powers but at the pleasure of that central government. The same of our beloved and honored state, if not stricken from the map, is permitted to remain to tell what Virginia once was, and in perfect mockery of her former high pretensions.

This doctrine of exclusive allegiance is but the result of that other doctrine which has been contended for so strenuously by a certain party in this country from the day that the federal government was put in motion, viz: That the confederation was not the result of compact among the states as separate communities and independent sovereignties, but was the work of the people. If it was the work of the people acting as one whole, then it was obvious that that whole, that entire mass was the sole sovereign, and of course had exclusive title to the allegiance of every individual within the broad limits of the union. This theory of the constitution, when we review the whole of its history gave it a flat contradiction. Its errors were too obvious to be imposed upon a thinking community. It rested principally on three or four words in the constitution—"we the people of the United States" as if these could mean aught else, than "we the people of the states united;" the great struggle and true intent from the first was to re-establish this class of exclusive allegiance; for it was obvious that the moment that concession was made, the contest was at an end, and this glorious federal union created by the states for their mutual defence and protection, would annihilate its very creators, and hold them but as mere dependencies. The argument is now somewhat varied, but is still intrinsically the same—allegiance is now made to refer itself to the states, and the states are now made to refer themselves to that protection has flowed; and we are asked if the federal government does not furnish us protection. The answer is plain and obvious. It does furnish us a guarantee of protection against foreign nations—it accomplishes certain great objects necessary for the peace and happiness of all—it provides for the common defence and general welfare of all the states, and while fulfilling its own ends, confides to it, and vests in itself its own affections and prepares one and all of us, if necessary, to shed our last drop of blood for the union. But what then? Does it follow that because an agency is created for wise and beneficent purposes, that the agent must be converted into the master? If the government was created by the states, is it not their creature? and would any man be so reckless of his reputation for ordinary sagacity, to say that the states were due to any other than the sovereign creator. Each state has its agents, its own will, but who ever dreamed, but the man whose idol was the diadem and the sceptre, that those agents were sovereign, and that allegiance was due them. Take the case of your judges—they afford protection and security to your persons and property. They spread over you the mild and benign influence of the law—if you are unlawfully imprisoned, they set you at liberty by the writ of habeas corpus. But does this mean that judges are sovereign and is your allegiance due to him? This reasoning applies from the president down to the humblest officer in public employment, embraces the army and the navy, all nothing more than the creatures of the United States—created by them, and existing but at their will and pleasure. A sovereign may select his means of accomplishing its own wise designs. If it is so feeble as to run the hazard of being crushed by its neighbors, it may unite with its neighbors for purposes of general defence. If it apprehends collision with its neighbors and bloody wars, it may after its own manner unite with them. By compact with them, appoint one agent or more—employ any machine it may deem proper, whether such machine be an organized government, such as the federal government, or any other. It may confer greater or less power on the agency so created at its pleasure—but still its sovereignty remains unimpaired, and the allegiance of its citizens continues as before.

Are you prepared then to oppose those destructive theories—to contend for the rights of the states no matter by whom assailed? Are you attached to our federal system, or will you quietly permit doctrines to attain the mastery which will and must terminate in a mere majority and consolidated government? Will you still be content to see the rights of 24 states trampled under its broad folds, brave the battle and the breach, and agree for an instant that that glorious emblem of liberty shall be lowered in the dust, and a new flag wave forth having those stars obliterated and those stripes effaced?

To resist oppression is the natural right of man. Oppression comes from government—it forges shackles and fastens them on the limbs, it more jealous of a government possessing the purse and the sword, than of a tyrant, I cannot but be reminded of the dangers of nullification by a state, with a view to recommend consolidation to my adoption, my answer is, "let government be just, and nullification has no food on which to exist." Injustice alone begets resistance—and that is not all—in order to arouse a whole community to resistance, the sense of oppression must be given under which they labor. Virginia twice declared its tariff for protection of agriculture to be unequal and unjust, and yet she preferred peace to resistance. She saw or thought she saw the substance of her people daily taken to enrich a favored class and yet she did not resist. Injustice on the part of government drove South Carolina to resistance, and who can answer for its consequences even upon Virginia, if another year had passed without an adjustment of the tariff question? I declared the tariff for protection of agriculture to be unequal and unjust, and yet she preferred peace to resistance. She saw or thought she saw the substance of her people daily taken to enrich a favored class and yet she did not resist. Injustice on the part of government drove South Carolina to resistance, and who can answer for its consequences even upon Virginia, if another year had passed without an adjustment of the tariff question? I declared the tariff for protection of agriculture to be unequal and unjust, and yet she preferred peace to resistance. She saw or thought she saw the substance of her people daily taken to enrich a favored class and yet she did not resist. Injustice on the part of government drove South Carolina to resistance, and who can answer for its consequences even upon Virginia, if another year had passed without an adjustment of the tariff question?

The veto when exerted by the simple man (the president) has met with our loudest applause. When by his *sic veto*, he arrested the Mayville road bill—when by a similar veto he prostrated the bank of the United States, many found in these proceedings new reasons for continued support; but the veto by the people of a state, because it may chance, in our judgment, to have been rash, precipitate and ill judged, is to drive us into consolidation and ultimately into monarchy, for unless these pernicious doctrines are arrested, such is to be the end of that system which has made us a happy and united people for the last fifty years, and has excited the wonder and admiration of the world. My resolution is taken—others may go after new gods, and fall down and worship them, but for myself I will worship the God of my fathers and live and die in their faith.

Mr. Tyler concluded by offering the following sentiment: "Virginia, the blessed mother of us all. He who deifies her his allegiance, and shall refuse to come to her rescue, in the hour of her peril and her danger, is unworthy to be called her son."

The following were among the regular toasts.

The union of the states: Voluntary, the palladium of our liberty—Forcible, the result of despotism.

George Washington the first: The second has not yet appeared.

Gov. Floyd, and Mr. Tazewell had been invited, but could not attend. They were each toasted, and each sent a toast—

By *Gov. Floyd*:—State sovereignty—Indivisible in itself, and indefeasible in the hands of brave men.

By *Mr. Tazewell*:—The independent legislator, who pursues the course dictated by his own judgment, although he pursues it alone.

We add some of the volunteers—

By *the president*:—The voter in the minority in the senate of the United States on the bill to enforce the collection of customs.—To such men we owe the foundation of our liberties—to such alone must we look for their perpetuity.

By *the vice president*:—The revolution of 1801. Heaven send us another such, and that speedily.

By *J. W. Robbins*:—Henry Clay and the tariff of 1833.

By *C. S. Morris*:—Andrew Jackson: "And he shall stir up his power and his courage against the south, with a great army; and the south shall be stirred up to battle with a very great and mighty army. But he shall not stand, for they will forecast devices against him."—Daniel xi. 25.

By *J. B. Davis*:—The president's unprecedented and unapproved proclamation: "*Quæ ad fiam reus effrenata jactabit audacia.*"

By *Thomas Smith*:—Nullification: Whenever it shall die, let this be its epitaph: "*Here lies the murderer of the American System.*"

By *M. W. Keap*:—South Carolina: Right in principle, though possibly wrong in policy.

By *J. L. Deans*:—The Richmond Enquirer: It has proved "a curse upon the country."

By *J. L. Byrd*:—South Carolina: But for the bold and fearless course which she has by her late ordinance pursued, the odious tariff of 1833 would have been fixed on our posterity.

By *T. M. Seawell*:—Nullification: The rightful, and, as it has proved to be, the efficient remedy.

By *W. H. Roy*:—Before offering another toast, permit me to remark, that while we rejoice around this festive board, in the sunshine of peace and restored harmony, and offer our heartfelt acknowledgments to those firm and patriotic spirits who gallantly braved the storm, and proved themselves friends to liberty and defenders of the constitution, there still remains an individual, whose late course deserves the notice of this company—and that my object may be distinctly understood, and my motives fully appreciated, I will remark, that, however political differences may have heretofore separated us; however deep and broad the lines may in future be drawn, or whatever course it may be our several pleasures to pursue, I feel confident that there is not one present at this board who will not cordially unite with me, in a tribute of respect, an offering of gratitude, to the man whose powerful genius, and mighty influence, have been twice successfully exerted, to save us from the horrors of dissension and civil war. I will propose—the health of the son of Virginia, the adopted son of Kentucky—Henry Clay.

#### CASE OF GEORGE GRANSTEIN.

JUDGE BAY'S REPORT.

Court of sessions and common pleas, October term, 1832.

Ex parte } Upon a petition for citizenship.

Geo. Granstein. }

On the 7th October last, the petitioner presented his petition, during the sitting of the court, to be admitted to the right of citizenship; and the same being taken into consideration, he appeared to be entitled to that privilege, and was ordered to be admitted, on his taking the usual oath of allegiance to the state of South Carolina, and of fidelity to the United States.

Upon the clerk's sending the oath to the petitioner, his counsel, Mr. Kiaz, objected to his taking that part of the oath which related to his allegiance to the state of South Carolina, and was willing to take that part which related to the United States. Whereupon I refused to admit him as a citizen, unless he took the usual and customary oath of allegiance to the

state of South Carolina, as well as that of fidelity to the United States.

The grounds upon which I refused to admit him, were briefly the following:

First—That South Carolina was a sovereign and independent state, and had an unquestionable right to prescribe the terms and conditions upon which she would admit aliens to the rights and privileges of citizenship, from the day she assumed her sovereignty to the present time, by the law of nations, and the rights of all civilized states.

Secondly—That she had uniformly exercised this right and power, from the earliest period of her independence, [even before the independence of the United States was declared]; for in the constitution of 1776, the form of the oath is prescribed and directed.

And in the constitution of 19th March, 1778, the same form was laid down and directed, after the independence of the United States was declared.

Also, in the act of March, 1786, to confer the right of citizenship, the oath is prescribed to be administered to aliens on being admitted.

Thirdly—Because it was one of the highest prerogatives of the state, and the longest in use. I could not therefore permit it to be called in question; and dismissed the petition.

E. H. BAY.

Ex parte } October 6th, 1830.  
Geo. Granstein. }

His honor judge Bay will please take notice, that the petitioner appeals from the decision in the case. Because having tendered to comply with all the conditions required by the act of congress, he was entitled to be admitted a citizen of the United States of America. HAIG, pro. pet.

Court of appeals, April term, 1832.

OPINION.

Ex parte } O'Neale, J.  
Geo. Granstein. }

The 4th paragraph of the 8th section, art. 1. of the constitution of the United States provides that congress shall have power "to establish an uniform rule of naturalization, and uniform laws on the subject of bankruptcies throughout the United States." In 1802, congress passed "an act to establish an uniform rule of naturalization, and to repeal the acts heretofore passed on that subject," which, amongst other conditions to the admission of an alien to the rights of citizenship, prescribes "that he shall, at the time of his application to be admitted, declare on oath, before some of the courts aforesaid, that he will support the constitution of the United States, and that he doth absolutely and entirely renounce and abjure all allegiance and fidelity to every foreign prince, potentate, state or sovereignty whatever, and particularly by name, the prince, state or sovereignty whereof he was before a citizen or subject."—And laws of the United States, by Story, & Scales, &c.

The petitioner who had complied with all the other requisites of the act of congress, offered at the time of his application to be admitted, to make the declaration on oath, required by it; but the presiding judge thought he must also take an oath of allegiance to the state. This he declined to do, and his application was on that account dismissed. The question now is, whether the presiding judge had a right to administer an additional oath to the petitioner.

In passing upon this question, it may be useful to premise that we have nothing to do with the consequences of the oath required by the act of congress. We are only to declare what the law is, not the obligation which the oath imposes. It is perhaps, due however to the occasion to say, that I entertain no doubt, that an alien when admitted to be a citizen, acquires all the rights, (except that of being elected president), and incurs all the obligations of a native citizen.

He owes precisely the same allegiance, and must in the same manner discharge the duties consequent upon nativity and residence, to the state or the United States.

The power to establish an uniform rule of naturalization is in the express words of the constitution of the United States, granted to congress; and the act of congress, which is now cited in pursuance of that power. The oath prescribed by it was the only one which could be required to be taken as a prerequisite to the admission of the petitioner, so far as the legislation of congress affects this question.

Is there any law of the state which required any other additional oath to be administered? It is perfectly clear on examining our state books, that there is none.

The orders referred to by the judge below, were the orders of office prescribed by the old constitutions, and not of citizenship. These were superseded by the oath of office of our new constitution. The act of 1784 (P. L. 339, 340), was repealed by the act of 1786 (P. L. 412), which is an act not to naturalize, but to confer on aliens some of the rights of citizens; its provisions are substantially conformable granting the rights and privileges of citizenship to aliens. The act of 1802 having expressly provided means whereby it might be ascertained, and a record preserved of such aliens as had been naturalized before the adoption of the federal constitution.

The act of 1790, (2nd Faust 273) grants the rights and privileges of citizenship to aliens, upon taking and subscribing an oath or affirmation of "allegiance." The act of 1807 (act 39, 66) is in direct derogation of the act of congress, which established the only rule of naturalization recognized or required by this state. For the provision of the act provides "that every

alien previously to his or her being entitled to avail him or herself of any of the benefits of this act, shall declare his or her intention to become a citizen of the United States, agreeably to the act of Congress in such case made and provided.

From this review of the legislation of the state, it is most manifest that there is no law of the state, which requires that an alien upon being admitted a citizen, should take an oath of allegiance to the state.

From the adoption of the federal constitution, South Carolina true to her principles of fidelity to it, has never attempted to interfere with the exercise of its powers, as well as those of the state. The oath prescribed by the act of congress, is the only one which any law requires to be taken by an alien on becoming a citizen. The motion to reverse the decision of the judge below is therefore granted. JNO. B. O'NEALE.

We concur, } DAVID JOHNSON.  
                  } Wm. HARPER.

MR. CALHOUN'S LETTER.

The citizens of Edgefield village having invited Mr. Calhoun to a public dinner, the following is his reply declining the invitation.

From the Edgefield Carolinians.

Fort Hill, March 31th, 1835.

GENTLEMEN—I have been honored by your note of the 18th inst., inviting me, in the name of my friends in the vicinity of Edgefield, to partake of a public dinner to be given at such time as would suit my convenience.

In declining to accept this testimony of the approval of my public conduct, in the trying scenes through which I have so lately passed, I am governed by the course, to which I have adhered throughout the arduous and noble struggle, which this state has maintained for the liberty and the constitution of our so many years, and not from any indifference to the honor intended, nor want of respect for those, who have tendered it in a manners kind, and with an approbation so warm and flattering, as to command my most profound gratitude.

Foreseeing from the commencement of this controversy, that the part, which a sense of duty compelled me to take, would, from the position I occupied, and the high, as well as lofty, and to the imputation of false and unworthy motives, and thereby tend to weaken the sacred cause, for which she contended, I deemed it my duty, in order to obviate, as far as practicable, such effect, to decline accepting all such testimonials of the public approval of my course, as has been offered me. This originating in a sense of duty, has been in strict accordance with my feelings. Having no personal object in view, I have looked singly on the honor of a faithful discharge of what I believe to be my duty, regardless of the effects on my future prospects, or even on the standing I may have acquired by past services with a large portion of my fellow citizens, with whom it has and still continues to be my misfortune to differ, in reference to the public interest, at this important crisis. The reason, which has heretofore governed my conduct, must still continue to influence me.

The struggle to preserve the liberty and constitution of the country, and to arrest the corrupt and dangerous tendency of the government, so far from being over, is not more than fairly commenced. In making this assertion, I do not intend to say, that we have not gained already an important advantage. Commencing the contest, as the state did alone and under so many disadvantages—against a system apparently so immovably established and so supported, as this, I have no resource, but in an interest opposed and denounced both by the administration and the opposition—to come off not only without defeat, but with decided success, is indeed a triumph. In spite of all these difficulties, we have apaid and successfully asserted our doctrines, and proved by actual experience, that the rejected and reviled right of nullification is not, as its opponents asserted, revolution or disunion, but is that high, penetrable and efficient remedy; that great conservative principle of the system, which we claim to be, and as it has proved, and that, too, after all the usual remedies had failed, and when without it none other remained, but secession, the last resort of an oppressed state, but which, like some powerful but dangerous medicine, cannot be prescribed, till the disease has become more dangerous, than the remedy, and when the life of the patient with or without it, is almost hopeless. Nor let any one suppose, that I have stated the facts too strongly, in saying, that we have successfully asserted our doctrines. To these assertions must be attributed, the recent adjustment of the tariff, which, whatever objections there may be to some of the details, there can be no division of opinion on the point, that the principle for which the state contended, that the duties ought to be imposed for revenue, and that the government, so long as the revenue is received, is also preserved. For this result, you owe little, never more to the general. For this result, you owe little to me, or any other individual. It is the work of the state,—the truth of the doctrines for which she contended, and the firm and heroic zeal, with which she has been sustained by her sons, in asserting them; and by none more so, than those of Edgefield, a district, which has distinguished itself among the foremost for its union and promptitude in this great contest. It is, I repeat,

to the noble resolve of her sons, to prefer the constitution and liberty to life itself, to which, under Providence, we are to attribute this success of our righteous cause.

But, let us not deceive ourselves, by supposing that the danger is past. We have but checked the disease. If one evil has been remedied, another has succeeded—the force act in the place of the protective system—a measure, striking directly at the fundamental principle of the constitution and deliberately passed to place on the statute book, and thereby to give legal sanction to a theory of the constitution, utterly hostile to that entering into its basis, and I may add, abhorring to its soul. I rest now on this assertion on interference. What I state, was openly avowed in debate, and among others by its leading advocate, the distinguished senator from Massachusetts, who conceded that if the theory be true, that the constitution is a compact, formed by the people of the several states, as distinct sovereign communities, and is binding between them as such, then would the bill, as we have asserted it to be, directly opposed to the fundamental principles of the constitution, and utterly subversive of that instrument; and that the bill could be vindicated only on the opposite view, which he maintained, and on which he advocated its passage—the view, which regarded the people of these states, as forming one nation, and the government as possessing the exclusive right of interpreting, in the last resort, its own powers; and that practically submitting to the constitution the will of the majority, with the right to assume, at discretion, whatever powers it might think proper, and to enforce their exercise, however oppressive and unconstitutional, at the point of the bayonet, or even with the moove of a halter. Such now is one constitution as attempted to be established by an existing law of the land; and each will be the constitution in fact, should this odious act not be resisted, till it is erased from the statute book. If it be not resisted, if by our acquiescence, the principles, on which it rests, be practically established, then will there be an end to our constitutional and limited government, and, with it, to liberty and the constitution, for to expect to preserve either, under such a government, would be one of the vainest thoughts, that ever entered into the imagination of man.

The theory of our constitution, which is thus attempted to be established by law—a theory, which denies, that the constitution is a compact, between the states, and which traces all its powers to a majority of the American people, or, in other words, which denies the federal character of the government, and asserts that it is a consolidated system, is of recent origin, avowed for the first time, but three years since, and first officially proclaimed and asserted, within the last few months. There was a party, it is said, in the convention, which framed the compact, in favor of a constitution, which was perfectly established by the journals of its proceedings; that they were defeated in that design; and from the dissolution of that body, till the time stated, all parties, the federal, as well as the republican, professed, at least, to believe, that ours was a federal system of government, to use the language of Fisher Ames, one of the most zealous and distinguished of the former party, "a republic of states, arrayed in the federal union." The dangerous heresy, of which the odious force bill is the first fruit, after having been thus suppressed in the convention, was revived, under the belief that it was the certain and effectual means of fixing on the country forever the unequal, unjust and unconstitutional system which so long oppressed the staple states, and is now placed among the acts of the governing power, for its future use; it is urged to the limbs of the states, and hung up to be used, as occasion may hereafter require. If it be permitted to remain there quietly, the time will come, when it will be certainly employed for the use intended; and we may rest assured that an army of fifty thousand bayonets, encamped in the midst of the staple states, would not half so certainly subject them to the will of a lawless, unchecked and unrestrained majority, who would not fail to wage a war under the color of legislation on their property and prosperity, more oppressive and more degrading, than would be a tribute exacted by actual force.

But as formidable, as would be this measure, if acquiesced in, it may be easily overthrown, if promptly and spiritedly opposed, which I may add, would do more to restore the constitution and reform the government, than any other conceivable event. I form no estimate of the force of this objection, but I may say, that, if properly opposed, on the character of the measure itself, its palpable unconstitutionality, in many particulars; its dangerous tendency; its novelty; the daring assumptions on one side and denial of facts on the other as necessary to sustain it; the absence of any direct and powerful pecuniary interest, (as in the protective system), to support it; but above all, (as the objection is) in this the weaker the constitution, the more shortly feel, if it does not already, of a concert of sentiment and action, not only to arrest the measures in question, but to guard against a recurrence of similar danger.

Another, and an important advantage, in this contest, will also result from the character of the measure. It will effectually separate the real, from the pretended friends of state rights—It will also cause the cause of the constitution to be more fully and more openly and bitterly opposed. To advocate, or support the measure, is to be a consolidationist in the strongest and most odious sense, by whatever profession accompanied, and of course all who advocate and support it, will forfeit all claims to be ranked among the friends of state rights.

Looking in the effects, which must follow its overthrow, we shall find much to animate us in the contest. The point at issue



is not, whether this or that particular policy of the general government be right or wrong, but whether the general government be not by a consolidated government, of unrestricted powers, or a federal republic of states, with limited powers—an issue for the first time presented, and on the decision of which depends the liberty and the constitution of the country; and, I may add, the very existence of the southern states. Let us not forget in this great contest, that we are acting, in maintaining the rights of the states, in our appropriate sphere of political duties, and that the due performance is not only essential to our security, but to the preservation of our system of government.

On maintaining the balance between the delegated and reserved powers, as established in the constitution, the success and duration of our novel and complex, but beautiful and perfect system of government, obviously depends. Experience has now shown, where the price and benefit of that unequal moment action, which necessarily results from the fiscal operations of all governments, to a greater or lesser degree, falls. We now know, that the pressure must be ours, as the weaker party, at least in the present condition of the country. To those who profit by this unequal moment action, may be safely confided the defence of the delegated powers, and the passage of the force bill, as well as the integrity of the act since just clearly demonstrated that there will be no lack of zeal, on their part, to the discharge of that duty. To us belongs the defence of the reserved powers; and if we but perform that high duty with the same zeal, on our part, the balance will be preserved, and the system be safe. In this conflict, between the two powers, the patronage of the general government will necessarily be on the side of the stronger party, who will be naturally led to the conclusion, that this great advantage cannot be counteracted, but by maintaining, in full force and authority the reserved powers and the sovereignty of the states. Nor let us forget, that if the general government and the delegated authority represent our power and majesty, that the sovereignty of the states and the reserved powers constitute the steel of our liberty.

In this action of our system, we are naturally brought to the two, let us not repine at the part allotted us. If it has its disadvantages, it has also its advantages. What we lose, in a moment point of view, will be more than compensated in a moral and political point of view, if we but properly discharge our duty to our country and ourselves. To restrict the general government to the proper sphere; to guard against the approaches of corruption; and to erect a barrier to despotism, so natural to governments of every description; these are the high duties assigned to us, to perform which, the highest qualities, intellectual and moral, are required; but which, if faithfully performed, will certainly be followed by their acquisition—an acquisition in whatever light regarded worth more than the wealth of the world. With great respect, I am, &c. J. C. CALHOUN.

M. Laborde, J. Terry, and J. B. Carroll, esp. committee.

#### MILITARY CELEBRATION IN SOUTH CAROLINA.

From the Charleston Mercury, April 3.

Notwithstanding the inclemency of the weather, on Monday, the volunteers turned out in force and with great spirit, and made a splendid appearance. The troops consisting of Colonel Yeaman's regiment of artillery, and captain Wilson's company of heavy artillery, the Charleston riflemen, the older riflemen, Irish volunteers, Sumter guards, French volunteers, Scotch volunteers, Washington volunteers and Independent greens, were formed under the command of brigadier general Hamilton, in Meeting street, the right resting on Queen street, and the left on St. Michael's alley. They were reviewed by the governor at 12 o'clock, and after also passing in review on the line of march, moved in column up to the city, the extensive galleries of which were thronged with a glorious array of ladies, who regardless of the rain which continued with little intermission throughout the day, had early assembled to greet with their smiles those who had manifested such honorable promptness to defend them.

The troops were received at the citadel gate by captain Parker's citadel guard, and salutes being exchanged, the field moved the area and formed in solid column. The governor and suite then presented themselves on the balcony flanking the troops, and the governor addressed the volunteers in a short and feeling address, and after thanking them warmly in the name of South Carolina, concluded by presenting in her behalf a splendid standard which he delivered to general Hamilton. General Hamilton extended the thanks of the troops, and warmly merited tribute to the conduct of governor Hayne through out the recent crisis, and after a brief address to his fellow soldiers, committed the flag to the hands of lieutenant Frost of the riflemen, who received it at the head of a color guard. Lieutenant Frost in a few eloquent remarks, pledged the volunteers to maintain the honor of the flag in every event. The speakers were frequently responded to by the hearty cheers of the assembled.

The flag, painted by Mr. Olyphant, is beautifully executed, on a ground of rich green silk, bordered with a deep fringe of white, and the staff surmounted by a golden crescent. (On one side are represented the arms of the state (with the motto) supported by an armed volunteer, with the word "VOLUNTEERS" in gilt letters above. On the reverse is a beautiful palmetto tree, at the foot of which is a rank-armor in its with the significant motto, "Noli me tangere." Sheltered by the branches of the palmetto are the inscriptions "THE CONSTITUTION" and "THE UNION," and over all, as a crest

to the palmetto, and supported by it, inscribed in letters of gold the motto "JUSTI PRÆSERVATI." Though remarkable for the most simplicity of design, the least possible of the flag is singularly rich and beautiful, and when the governor unveiled it, at the conclusion of his address, and displayed its glorious folds to the gaze of the assembled multitude, the shout of enthusiasm which rent the air to give it welcome, testified to the admiration with which it was beheld, and gave every assurance that its honor will ever be untarnished in the hands of the volunteers of Charleston.

After the ceremony of the presentation, the troops were dismissed to partake of the refreshments which had been amply provided for them by their officers, in the spacious hall beneath the arsenal. The line was afterwards formed, and a salute of 124 guns being fired by the artillery, the column marched down to Broad street, and the troops were dismissed at about four o'clock in the afternoon.

On the whole, notwithstanding "the melting mood" of the atmosphere, the effect of this most gratifying exhibition, was highly imposing and splendid. All the uniform volunteer corps turned out in their strength, and displayed the most peace-loving discipline.

It is observed that a morning paper, greatly underrating the actual number of men under arms, has indulged in some pointed sneers because they did not amount to "thousands." It is unimportant whether the writer of that senseless article knew the fact or not, that the order for the review embraced only that portion of the city volunteers, who had been formed into uniform companies, amounting in all to about 500 men. All that portion of the city volunteers, who had not received an exception, but who were not uniformed themselves, were not ordered out. We will state, however, for the information of our union friends, that the number of volunteers in the city, reported to the brigadier general after a careful estimate, amounts to upwards of thirteen hundred, a very good number when we consider that the union party of Charleston, unlike their patriotic political associates in several of the other districts, has almost without an exception, had been in the trying hour, and refused to proffer their services to South Carolina. Taking these things into consideration, nothing but blind prejudice or wilful falsehood, can deny that the parade of Monday, was such as to gratify the pride of every Carolinian, as well for the numbers, as for the military bearing and admirable performance of the soldiers. The "palmetto" state of the elements was not without its good effect, for though it was sufficient, as the union papers tell us, to cool the ardor of less patriotic men, it had no other influence upon the Charleston boys, than to indicate their blue spirit. Perfect satisfaction and undiminished cheerfulness, pervaded all ranks—and the inconveniences of the day were either altogether forgotten in its pleasures, or only served for matter of good humored amusement. The military press is unanimous in supposing, also, that the spirit of the nullifiers would be damped by repetition of such duty. We believe that without exception, they would like to go through many similar campaigns. We believe they can stand water, as we are sure they can stand fire. The whole affair went off admirably, and will long be remembered with pride and pleasure by the volunteers.

From the Charleston Mercury, April 4.

Presentation of the standard.—We have the pleasure of laying before our readers the addresses of gov. Hayne and Gen. Hamilton, on the presenting of the flag to the volunteers, on Monday. We regret that we cannot accompany them by the speech of lieutenant Frost, for which we applied, but that gentleman declined publishing it.

ADDRESS OF GOVERNOR HAYNE.

On presenting the standard to the volunteers. Fellow citizens—It is impossible for me to express the satisfaction I have derived, from seeing this day the volunteers of Charleston—all well armed—well disciplined—and in the language of our glorious motto, "prepared with strength and courage." Who is there that can survey this proud scene, and not feel as the sure defence of free states is to be found in the courage and patriotism of the people, who are the true sources of power, who could hope to prevail against the strong arms and stout hearts of freemen,—animated by a noble enthusiasm in the cause of liberty,—and inspired by a holy zeal in defence of their altars and their firesides.

Arrived fellow-citizens in a most interesting crisis in our political affairs, it may be well for us to take a brief retrospect.—But a few years since we were, since South Carolina was envolved by difficulties, and beset by dangers.—Having taken a noble stand in defence of the rights and liberties of us all, instead of receiving sympathy and support from those whose interests are identified with her own, she was (with a few honorable exceptions) coldly abandoned to the tender mercies of the federal government,—backed by our army and navy heretofore maintained by her force and supported by the treasury of the south, and now for the first time, she is to be a helpless instrument of despotism, and directed to wield their arms not against the enemies of their country abroad, but against the bosoms of their own brethren.

Threats of military and civil vengeance, were loud and deep, and in add still darker shades to the picture—the impression had been created, I would find hope without sufficient foundation, that the first blow struck by our federal brethren, would be a desolating civil war. In this condition of things—infinity more appalling to the heart of the patriot, than the bloodiest



foreign wars; and as well calculated, I must think, to try the soul of man, as the dark presence of the revolution, did South Carolina stand? Did she "humble herself in dust and ashes," as it was predicted that she would, before the proud oppressor? Did she yield obedience to the haughty mandate which commanded her to "tear from her archives" her solemn decrees? No! Thanks be to God! the spirit of liberty was not yet extinct in the bosoms of the sons of our Sanguis of Carolina. They had not forgotten the lessons taught by glorious success; that liberty and life are inseparable in the bosoms of the brave and the free. A few of the venerable relics of the revolution still lingered amongst us, in whom the spirit of '76 not merely survived, but was seen burning brighter and brighter to the last. Unshodded by difficulties, unappalled by dangers,—the people of South Carolina taking counsel to their own brave hearts, and consulting the interests and the glory of their country, met as freemen, like freemen; and Carolina, instead of crouching in the footsteps of the oppressor, rose in her native majesty, and like our own eagle, "towering in his pride of flight," bid defiance to the tyrant's power. With a promptitude, unanimity and zeal, which if ever equalled, has surely never been surpassed, the people of South Carolina, at the first trumpet call, flew to her standard; and devoted to the sacred and glorious cause, met as freemen. There is something in no honest, manly and unflinching adherence to principle, and a fearless performance of duty, which commands the respect of mankind, and all experience has proved that the best way to avoid danger is to be prepared to meet it. Fellow soldiers—you and your brave companions in arms, the volunteers of Carolina, and I make this declaration from a deep conviction of truth, that the valor and the state, and are entitled to the honors of a civic triumph.

If we have not been involved in all the horrors of civil war—if our streets have not been deluged with blood—our dwellings wrapt in flames, and our fields devastated, if instead of mourning over the desolation and ruin which follow in the train of invading armies, and are the bitter fruit of civil strife, you are now permitted to rejoice with exultation at the new and improved condition of our affairs, and the cheering prospect before us—we are indebted under heaven for all this to the undaunted spirit of our people, to our twenty thousand patriotic volunteers, who have held themselves in constant readiness to repel invasion, and were known to be prepared to lay down their lives in defence of the sacred soil of Carolina.

Whatever difference of opinion may exist as to the precise character of the new tariff, great indeed has been the gain—inestimable the advantages purchased, as we believe chiefly by your virtue, firmness and patriotism. Is it nothing fellow citizens, for a single state to have stood up unaided and alone in defence of her rights against the colossal power and patronage of the federal government? Nothing to have roused the attention of the whole union, before it was too late, to those great fundamental truths, on the final establishment of which must depend the preservation of the constitution and the Union. Is it nothing to have arrested the progress of the unequal American System, that vile scheme of robbery and plunder, by which, under the color of law, the proceeds of your labor and capital are transferred to others, and to prevent it from becoming the settled policy of the country? Is it nothing to have obtained a distinct recognition of the principle—aye, and to have it recorded in the statute book—of the right of every citizen to be reduced to the common standard, and that no more money shall be raised than may be necessary to the economical administration of the government—thereby destroying at one blow the prohibition, minimums, specific duties, and other fraudulent devices, constituting the very life blood of the protective system? And finally is it nothing that by the promised reduction of the duties, a fatal blow will be given to those extravagant and unauthorised appropriations of the public money by which one portion of the people are robbed that others may be corrupted? It is impossible for any one not to see, that these are great and valuable achievements, and if there be any by whom they will be more highly esteemed from denying to Carolina any agency in producing them, let us see. We feel conscious that we have done our duty honestly and unhesitatingly. We stand by our country as we have been tried; we have adhered to Carolina through good report and evil report—and for the rest, we know that posterity will do us justice. We have fought the good fight—God has given us the victory—we will not quarrel about the distribution of the honors, and if our country is permitted to enjoy its fruits, let who will take the spoils.

I am now fellow citizens about to perform a most grateful office. I am about to confer the highest honor of our country on this state the most distinguished token of public approbation, which it is in my power to bestow. The state has through the convention declared her sovereign will, that in the present aspect of our political affairs, the existing organization of the volunteers shall be maintained, and I have this day issued orders to that effect, which will be read at the head of your respective companies. Contrary to the practice of the other states, by an act commonly called the *force bill*. While that act shall remain unrepealed upon the statute book, and the principles it embodies and sanctioned by those who are entrusted with the administration of our national affairs, it cannot be no safety for the rights of the states, but in being constantly prepared to defend her "at any and every hour, and in every manner," she must be ready to seal the fate of that bill, and that it will perish amidst the universal execrations of the people. But while the

principles are abroad against which we are struggling let me tell you, that we have not the same rights by no other tenure than that "eternal vigilance" without which we are told history cannot be saved.

Influenced by these views, as an honorable reward for past services—and incentive to future exertion, I now present to the volunteers of Charleston, through your commander, brigadier General Hamilton, this STANDARD bearing the arms of the state, with the motto, "JUSTICE, LIBERTY, AND PEACE." And I would always cherish in your hearts, and cherish in your lives, the noble sentiment which is emblazoned upon its folds, "LIBERTY, IT MUST BE PRESERVED."

## GENERAL HAMILTON'S REPLY.

Gen. Hamilton on receiving the standard replied as follows:—"On the part of the volunteers of Charleston, I accept with sentiments of profound gratitude, and with feelings of the most lively satisfaction, the proud and gorgeous standard which your excellency has been pleased to present to us in the name and behalf of the state of South Carolina. To have received it by our hands, this soul stirring banner, infinitely enhances its value.

"Who so fit as, as yourself in present to us this donation? You, who in the dark hour of a starless night, when South Carolina seemed deserted by the whole world, *rest in arms* with a *sentiment* among her very children whose only rivalry ought to have been who could have loved and served her best, stood at your post of duty, cool, collected and undismayed—yes, at that very moment when our city was beleaguered by a standing force, whose valor and prowess we had vainly supposed, could only be turned against the common enemies of the country—when the entire legislature, with all its property, was, and supposed were the guardians of the public liberties of the country, were seen entering for the notice of an infuriated despot, and from the fragments of a broken and violated constitution, were arming his hands that he might wreak his vengeance, not only on the bosom of those who had largely contributed to place him in power, but that he might even strike the spot of his birth, the land where he first saw the light of heaven.

It was at a period like this, I surrendered the executive of the state, comparatively defenceless, into your hands; with scarcely an cannon mounted or a musket equipped for the field, our arsenals empty and hardly powder in our magazines to fire an ordinary salute. You, however, met and vanquished the crisis. Applying the resources of your sound judgment and enterprising spirit to this exigency in the short space of one month, we had ammunition enough to have blown up every public building and every private dwelling in the capital of this *providence*, the materials for all arms of service were collected with unexampled dispatch, for equipping five thousand men for the field to begin with—and preparations we know were in progress for arming our whole volunteer force. Your heroic call was responded to from the mountains to the ocean, and thirled and re-echoed throughout our land. It must have indeed been to you that the arms of all the soldiers of all the counties of the state, the force in arms was equal to the whole number of the suffrages which our party rendered at the ballot box, when by a victorious and overwhelming majority they recorded their heroic determination no longer to submit to oppression.

It does not become me, still less the brave men whom I have the honor to command, in a spirit of vain boasting, to predict what we may have been able to achieve, had our territory which would have been hurled, but for the recent adjustment of our contrivance with the general government. A long and uninterrupted peace had rendered our hands unused to the implements of war—without pretending to much science in this art, we should at least have tried to do our duty to our country. One thing, sir, is quite certain, when the tid did come, if we had allowed the enemy to have occupied more of our territory than was necessary for us to bury their dead, the very spirit of our fathers would have spoken from their graves and rebuked our degeneracy.

We are cheered by the determination your excellency has announced, not to disband the volunteers of South Carolina whilst the force bill is suspended over our heads, however idle its merits be:—and I would respond in return to your patriotic sentiments on this subject, and use all my endeavors to procure a full organization with arms in our hands, until, in the language of our own highly gifted and highly eliquid statesman, this law, "gashed with dishonorable wounds, is torn with disgrace from the statute book." Allow me to renew to you again, sir, my profound acknowledgments for this inestimable donation, and to assure you that under the auspices of our own patriotism, it shall never be forgotten.

General Hamilton then turned to the troops and addressed them as follows:—"Fellow soldiers! This banner is committed to our guardianship. Although a civic triumph has followed our recent struggle for the preservation of our rights, and a comparative calm now settles on the surface of a community lately so deeply convulsed; yet it is impossible for us to rest peacefully and securely in our former state of government, to tell how soon this tranquility may again be disturbed. Every man who loves his country must wish the bright stars which form the constellation of this union, may long shine in its firmament in blended justice, harmony and peace. But this blessing is not under our control. It is in the inscrutable dispensations of Providence, it should be with all others, laid out for its benefit. It is our duty to be faithful in the pathway of honor and duty," bearing on its ample folds the effigy of that glorious tree, whose invincible shaft lifts high its verdant top to kiss and greet

the earliest light of heaven. Consecrated here in the thronged presence of the better part of God's fair creation, whom the roar of manhood compels us to defend, and the very sacrament of our nature leads us to love, honor and adore, let us swear that it shall never be dishonored.

**Ensign Frost!** To your hands this standard is committed. In placing it in your possession, I know that it is confided to one whose patriotism enables him to appreciate the proud and valor which defend it, and who will stand stainless from reproach. Long may it wave, the emblem of our past triumph, and the incentive to renewed glorious and unflinching efforts for our country.

#### THE VOLUNTEER BALL.

This magnificent pageant was given by subscription amongst the volunteers of Charleston, in honor of the principles of state sovereignty, for the support of which they had enlisted themselves on the muster rolls of their beloved and oppressed state, whose sacred soil they had armed themselves to defend against the threatened violence of a pariacl tyrant. A late entertainment having been given by the party who oppose their state, to the officers of the federal government sent to enforce the tyrant's will against the authorities and citizens of Carolina; and the elegance of that entertainment being the subject of much eulogy amongst these patriotic gentlemen, was detected and insinuated by those who were true to their state, that such a festival should be given as to prove them no less superior in the fidelity of their allegiance, than in the taste and splendor of their festivities. The time fixed upon was the evening of the 27th of March, and the place selected was the extensive area and spacious rooms of the citadel. As the ball was a military one in its character the locale and the martial decorations, which were adorned with taste and beautiful and dazzling keeping with the occasion. This immense edifice being constructed in a quadrangular form, encloses an open space of about 160 feet by about 65 feet, including its extensive piazzas. This enclosure was covered over at the top, with a canopy of canvas, and the ground floored over for the dance and promenade.—Around the interior of the area were erected colossal pillars of the Doric order, supporting at the centre their floor of extensive corridors and at their summit the eaves of the roof. The broad projection in front of the building, formed on each side, and above the gate way, was brilliantly illuminated, as was each of the pillars around the interior, with variegated lamps arranged in fanciful and picturesque forms. A large transparency of the arms of the state was placed immediately over the entrance, and presented a beautiful and dazzling appearance to those who approached the building. Upon this transparency was inscribed in broad and conspicuous characters, the motto of "NULLIFICATION THE RIGHTFUL REMEDY." At the base of each column surrounding the interior, to the number of twenty, a pyramid of cannon balls was constructed; on the capitals of each the name of a state rights or volunteer district was inscribed; and at the centre of each column supporting the corridors, was fixed a semi-circular frieze of muskets enclosing and sustaining on each side of the respective pillars a large standard whose ample drapery was tastefully gathered and bound at the staff, and projected above in graceful folds. In corners of the space enclosed, were placed eight beautiful pieces of brass ordnance, medallions bearing patriotic devices and inscriptions, in honor of state rights principles and distinguished statesmen, were suspended between the columns, and at intervals throughout the entire building. These medallions were bound with wreaths of evergreen and flowers, which were also hung in beautiful festoons from the cornice of the roof and galleries, under which benches were arranged for the accommodation of the ladies. In addition to the numerous variegated lamps which were hung around the pillars and the ballustrades, chandeliers were suspended at equal distances above and below the floor of the galleries, and lofty pyramids of lamps erected in each corner of the enclosure, so that a flood of light was cast over the whole of this festive scene. Directly opposite to the entrance was erected a spacious orchestra, with Gothic arches, adorned at the base with piles of cannon balls and rows of muskets, and at the summit with festoons of drapery and flowers. On each side of this orchestra was planted a lofty palmetto tree, whose graceful foliage concealed from view the musicians of two excellent bands, and gave to the swell of their harmonious strains the semblance of music issuing from the cherished boughs of our honored palmetto.

Behind the orchestra, in the spacious artillery room, extending almost the entire length of the edifice, were laid four tables of similar length, for the abundant supper provided for the company. On the second floor of the building, the extensive armory was brilliantly illuminated with chandeliers and innumerable candles inserted in the muzzles of the musketry, and adorned with wreaths and festoons of evergreen, intertwined with the arms, which were arranged in various forms along the sides of this immense saloon, producing a most brilliant and dazzling effect upon the eye of the spectator. The numerous apartments opening into the corridors were lighted up and thrown open for the accommodation of the company as card rooms and wine rooms for the gentlemen, and occasional sitting rooms for the ladies.

The company were received on entering by the managers, and the ladies conducted to the seats prepared for them until the dancing and promiscuous commenced. The floors were decorated with various figures, dividing off the spaces allotted to each cotillon and quadrille. At the appointed hour (half past 7)

the company began to assemble, and in less than an hour the vast hall of the area was crowded to excess. At half past eight, the governor entered with his suite, announced by a flourish of trumpets and a flight of rockets and shells from the open galleries on the exterior of the citadel. The promiscuous and dancing were then commenced, and continued in succession during the whole evening, with the occasional landing of refreshments, until half past three in the morning, when the company retired, much delighted with the amusement of the evening.

The coup d'œil presented by this brilliant scene was such as can scarcely be surpassed. The effect from the galleries was peculiarly beautiful, and appeared to call forth the special admiration of the ladies, who in availing round the corridors looked down upon the gay scene beneath, as one of fairy enchantment rather than of bright reality.

The vast concourse of splendidly dressed ladies and of gay cavaliers in their military costumes, winding through the mazes of the dance, presented the appearance of an eastern giv, in the halls of some gorgeous palace, during the days of chivalry and romance.

The combined effect of the various and magnificent decorations, of the dazzling lustre of the lights, and the vast space over which the eye of the spectator wandered, in going from one end to the other of this splendid and capacious saloon afforded a spectacle, such as we venture to affirm, has never been seen in America.

The number of persons present amounted to nearly 3,000, and no entertainment was ever conducted with greater propriety and order.

The following is a list of such of the mottoes as we could procure from the various medallions and transparencies.

#### "NULLIFICATION

#### THE RIGHTFUL REMEDY."

#### "PARAMOUNT ALLIANCE

#### TO THE STATE OF SOUTH CAROLINA."

#### "ROBERT V. HAYNE,

#### GOVERNOR OF THE STATE OF S. C. A.

"Let others desert her if they can—Let them revile her

if they will—I shall stand or fall with Carolina.

In 'weal and in woe'—through evil re-

port and through good report,

I go for my country."

#### JOHN C. CALHOUN,

#### THE GREAT LUMINARY OF THE SOUTH:

"He'll leave his lofty name,

A light and landmark on the cliffs of fame."

#### STEPHEN D. MILLER,

"The ballot box—the jury box—and the cartouch box."

#### GEORGE WASHINGTON,

#### THE PATRIOT OF HIS COUNTRY.

#### GEN. THOMAS SUMTER,

The "Game Cock" of the South, whose last crow was

for liberty.

#### RESISTANCE TO TYRANNY,

IS OBEEDIENCE TO GOD.

#### JAMES HAMILTON, JUN.:

#### EX-PRESIDENT OF THE GREAT CONVENTION,

The Bayard of South Carolina—Without fear and without

reproach.

#### GEORGE McDUFFIE:

The heart of Hampden, and the tongue of Henry.

#### WILLIAM HARPER,

"We can add nothing to his fame,

For panegyric sinks below his name."

On a handsome urn was inscribed, in a conspicuous position—

#### SACRED TO THE MEMORY

#### OF

#### THOMAS JEFFERSON.

4th July, 1826.

"Recorded honors shall gather round his monument, and thick- en, over him. It is a solid fabric, and will sup- port the laurels which adorn it."

#### GEN. CHS. C. PINCKNEY,

Militions for Defense—his true and his noble Tribute.

#### GEN. THOMAS PINCKNEY,

His Head was the temple of wisdom—his Heart the sanctuary

of virtue.

#### WARREN R. DAVIS AND ROBERT W. BARNWELL,

Two of Carolina's brightest Jewels.

#### WARREN, BAKER AND HAMILTON,

WELL-KNOWN IN '76 and in '53.

In youth and old age, alike devoted to the holy cause of Liberty.

#### ROBERT J. TURNBULL,

The Roman Brutus struck with a Dagger for the Liberties of

his country—the Carolina Brutus uplifts the invin-

cible arm of Reason and of Truth.

#### LIBERTY.

"'Tis sweeter to bleed for an age at her shrine,

Than to sleep for a moment in chains."

"Freedom's battle once begun,

Though baffled oft is ever won."

"Breathes there a man with soul so dead,

Who never to himself hath said,

"This is my own, my native land,"

"Whether we stand or fall, or perish, it shall be

With Freedom's soil beneath our feet,

And Freedom's Banner streaming over us."

# NILES' WEEKLY REGISTER.

FOURTH SERIES.] No. 9—VOL. VIII. BALTIMORE, APRIL 27, 1833. [VOL. XLIV. WHOLE No. 1,127.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

☞The speech of the venerable *Lafayette*, in the French chamber of deputies, concerning the violation of the rites of hospitality, at his house, at La Grange—has all the "fire of the flint" of the American revolution. He is, indeed, a wonderful man—and seemingly preserved, as if by miracles, for a guide and pattern, a beacon or a light, "in these our days."

☞Having, in the last number of the REGISTER, given the full and formal account of the grand military celebration and ball, in honor of nullification, at Charleston, South Carolina, including all the flourishes of trumpets, and other wind instruments used on that august occasion—we now insert another account of the affair, from the graphic pen of the editor of the "Portland Advertiser"—whose correspondence from Washington was so much sought after, and extensively published, during the late session of congress. We think that most of his "bits" are perfectly fair—and may be properly presented by way of offset to the pompous and awful statement which we have preserved concerning the things that had happened because of the gathering of five hundred volunteers, under brigadier general Hamilton, "commanding the state troops at Charleston."

☞It will be seen by a brief notice of the decision of the circuit court of the United States, for the district of Columbia, that Dr. Watkins has been discharged from his long, and cruel, confinement. Of the measure of punishment awarded, because of offences committed by this unfortunate individual, few persons complained—even though many believed that such punishment was inflicted with a severity beyond the law; but the proceedings had against him, subsequent to the expiration of the imprisonment to which he was sentenced because of the criminal part of his conduct, have excited a generous sympathy; for these proceedings were founded only upon a simple matter of debt—which, though it might have been incurred in crime, had been legally relieved of that part of its character in the punishment imposed. We are of those who never believed that Dr. Watkins intended to make a permanent appropriation of public money, illegally, to his own private use—but his acts in this case cannot be further palliated or excused, nor has the penalty inflicted been found fault with. For years past, however, he has been closely and austere imprisoned, because of a mere plea of debt—which it was perfectly known that he could not pay; and we rejoice in his release, that he may again mix in that society which he was so well fitted to adorn—and, in a rigid performance of all the duties of husband, father and citizen, lead all men to forgive, if all cannot forget, his momentary aberration from an honorable course.

We shall, probably, insert the opinion of the court at full length. It may become highly important to gentlemen of the bar, because of proceedings yet to be had—for that Dr. Watkins will claim damages, because of an imprisonment pronounced illegal, must needs be expected.

INTERNAL IMPROVEMENTS AND PUBLIC DEBTS. We give place to a long and highly interesting report made to the house of representatives of Pennsylvania, on the state of the finances—less because of the information which it will afford to the people of that commonwealth, than on account of the instruction which it conveys to every thinking citizen of the United States. We are not prepared to say, for we do not believe, that every public work undertaken by Pennsylvania—road, canal and bridge, was wisely commenced and at the most proper time. Some, perhaps, have been authorised that voice might be obtained in favor of others,—and certain, of questionable utility, may have received the legislative sanction, that particular improvements, of undoubted importance, should be vigorously pursued; and we are also inclined to think that a sound economy would have directed the power of the state to the doing of fewer things at a time—by which it is probable that large sums expended for labor, or paid

on account of interests, might have been avoided; still the general policy adopted and pursued will cause prosperity to abound; and millions disbursed, though not returning one per cent. to the treasury, may have been very profitably invested. The fears of some as to accumulations of a public debt, and the "glory" of others because that such debt has been reduced in their day, may be equally diserved or equally absurd—equally becoming the statesman, or equally suited to the prattle of an infant. When a debt incurred fairly represents a value obtained, it cannot be regarded as an incumbrance, even on an individual; but it is often wise in a state to incur a debt which shall yield no return to the treasury of the state, for its own liquidation—because of advantages conferred on the citizens of the state, whose aggregate of private wealth is the best possible evidence of public prosperity, and presents the surest means to satisfy demands on the treasury, as they shall occur—all kinds of private property being liable to public requisitions. "Financial prosperity," as it is called, may just as well shew national adversity as national success. The sage says, that "an armed people, and unarméd magistracy, is one of the best guaranties of liberty;" and so a low treasury and a wealthy population, may offer to the philanthropist the perfection of political wisdom. It is no matter what may be the amount of the debt of a state, or how low the state of its finances, provided that the money obtained has been expended in rendering solid benefits to the people of the state, because they can return it—and it is their duty, as well as their interest, to return it cheerfully, when needed. By certain of the improvements mentioned in the report before us, a "barren mountain," which had been as valueless to Pennsylvania as though its location were on Terra del Fuego, has been made to produce a business worth six hundred thousand dollars a year; which, in one way or another, is not only substantially added to the general wealth of the people of the state, but spreads itself, and circulates, and gives new spirit and life to other branches of business equally important—the profits on all which, interlocked together, constitute the resources of the state; and debts incurred, because of such creations of value, may be redeemed, whenever it is thought that the principal, scattered among the people, is less beneficial to them than the payment of interest is burdensome on the state; but until then, we regard it as both improvident and unwise to pay off such debt, unless in conformity with engagements that have been entered into. The richest lands, covered with the most valuable timber, or most luxuriant harvests, may be comparatively worthless, because of charges for transportation to market. Some years ago a gentleman of Illinois informed us, that he had been compelled to grow and thresh twenty bushels of wheat, and expend the labor of one man and two horses, two days, in sending it to market, to obtain the five dollar bill which he remitted on account of his subscription to the REGISTER. And so it is that millions on millions of cubic feet of valuable timber have been destroyed by fire, as incumbering the ground—and millions of bushels of corn been suffered to waste on the fields where it grew—because that timber and grain would not bear the costs of transportation to market. If wheat, for example, being the staple product of a farmer—(that on which he relies to obtain money, certain sums of which he must have, in the present state of society), because that some road or canal has been made, [or on account of a manufacturing village which has been built and peopled], can be sent to market for 12½ cents less per bushel, [after paying the tolls, &c.] than theretofore—the farmer as much gains 12½ cents on every surplus bushel of wheat grown by him, as though its price were permanently advanced in that sum; and yet, such is the perversity of the human mind, or the gross amount of stupidity which prevails, that thousands would complain (in the case stated) if a tax of 6½ cents were assessed on a bushel of wheat so carried to market, though the coun-

plainants were certainly benefitted in the same sum—for avarice will not acknowledge, nor folly see, that *money price* has relation to *real value*, only in the *means* afforded for paying that price. A large part of the people who inhabit the "crust" of this earth, seem to be as ignorant of this principle as they are of persons and things in the interior—no one having entered into and returned from capt. Symmes' "hole" to inform us of the state of affairs within. Foreigners often speak of high prices in our market, and they are excusable until they have had time to measure them by wages received or profits otherwise earned. Irishmen, when just landed, are oftentimes frightened when the equivalent of three or four shillings sterling is demanded for a bushel of potatoes, such as they might have obtained, at home, for less than one shilling. But because that potatoes have often sold for one dollar a bushel in our cities, equal to 5s Irish, we have not heard of any general want of food—yet in Ireland, when their price did not exceed 30 cents, or 10d. Irish, the bushel, hundreds of thousands of persons were in a state of actual starvation, and tens of thousands really died because of the mere want of potatoes. If the principle here stated had been understood by the people generally—there would never have been much opposition to internal improvements or domestic manufactures—because of their intimate connexion with agriculture and commerce. As examples,—the consumption of wheat (produced in the middle, southern and western states), by the working people of the eastern states, has been increased ten fold since the establishment of manufactures in the latter; and their whole demand for bread stuffs, so produced, is now probably about equal to twice the average amount of the whole foreign exportation, so that the eastern consumption fixes the price of the entire quantity of wheat or flour made for sale—and, it may be reasonably supposed, adds at least one dollar a barrel, thereby causing an INCREASED money price, or profit, to grain growers, in the large sum of ten or twelve millions of dollars a year—for it is manifest that, were those manufactures destroyed, New England would be driven back to the former state of things—when only the wealthy, as it were, consumed southern and western flour, because they only could pay for it; and the working classes, instead of being consumers of the bread stuffs of the south, would be driven into the necessity of producing them—and thus the wholesome interchanges of commodities which at present exist, and so powerfully add to the general wealth and happiness of the people of the United States, would cease; and, among other things, 150,000 tons of coasting vessels be thrown out of employment, their crews being compelled to make their own bread. New England now receives from other states, not less than the equivalent of two millions of barrels of flour a year. Her consumption, before the war, was hardly two hundred thousand. And so as to cotton; the states north of the Potomac, now using about 300,000 bales of cotton, of 300lbs each, create a larger demand for that staple than is that of all the rest of the world, England excepted; and it is well known that this home demand, for several years past, has fixed the price of cotton considerably higher than the first orders of English merchants allowed to be paid for the crops. With such facts before us, the advantages of the home market cannot be misunderstood; and if it is so that the farmer receives a dollar extra on every barrel of flour which he sells, because of the manufacture of cloth in New England—he can afford to pay three times more for eastern-made cloth than for that manufactured in Old England—because that he cannot pay for the latter with his flour, if put down to the lowest possible rate at which it can be made, instead of finding a safe and steady market for it at the high price.

Public debts are often compared with those of individuals, and are thought by some to have exactly the same character. This is a great mistake—and may be a fatal error. Individuals die—states do not. The profits of individuals are in selfish accumulations of wealth; but the profits of states have no sort of relation to the amount of money which remains in the treasury. If an individual expends 1,000 dollars on account of any thing which yields him no interest—the money is lost to him; but if a state makes some improvement which costs 1,000 dollars, yet not expected to return one dollar for interest into the treasury, the investment may be highly productive, because of an increased value given to the property of indi-

viduals, subject to taxation. The expenditure of ten millions on the canals of New York has added one hundred millions to the value of property of that state; and if those individuals who have been benefitted were called upon to pay the whole expense of the canals, they would still be gainers in the sum of ninety millions of dollars. The canals, if the property of individuals, must produce an interest on the money invested, to render them profitable; but the state may do away with the tolls altogether, and pay out of its treasury even the cost of superintendence and repairs, and still make those canals profitable, in causing the existence of a greater amount of assessable property—the wealth of the people constituting the wealth of the state.

A public debt may be either a national blessing or a national curse. Prejudice or passion—grave expositions in legislative assemblies, or senseless howlings at electioneering meetings, cannot change the principle of things. A public debt may be wisely incurred, or unwisely paid off; but never unwisely incurred, if producing corresponding benefits to the people—or wisely paid off, if its amount, retained in the hands of the people or returned to them, is worth more than the sum of the interest which is payable on such debt. The rule, in this instance, will as well apply to individuals as to states. If a person is making six per cent. on a capital which he had borrowed at three per cent. his thriftiness would not be much admired should he pay off that capital—undesired by the lender of it, and without any moral or legal obligation to do so; but if his gains were less than three per cent. he would return the capital, of course, if he could. And yet, out of a sheer vain glory to pay off the national debt, we have seen a proposition seriously entertained of selling the stock of the bank of the United States, which yields six per cent. for the purpose of paying off an undemandable debt on which only three per cent. was chargeable. AND MANY THERE WERE WHO HUZZAED THEREAT!

What is called the "national road" has cost the U. States, let us say, three millions of dollars. This is lost to the treasury, at Washington; but the people of the United States gain not less than a million a year, on account of the reduced cost of transportations because of this road. The money then, expended in making the road, though it does not return one dollar into the treasury, is worth thirty-three per cent. per annum to the people; and the saving thus made to them is so much added to the amount of taxable property, or, at least, contributes, in its whole sum, to the general happiness.

There is another matter of no small consideration, when money is borrowed by the public for wholesome purposes: those who lend make a convenient and safe and profitable investment; and those who borrow cast it into the circulation. An extra million thus thrown among the business-people of a state, is turned and turned and turned, and perhaps does the work of twenty millions, if remaining in first hands. The working people pass it round rapidly, and it does good to somebody at every turn—the capitalist gives it only a slow motion, and the range of its benefits is confined to a few. In demonstration of this it may be mentioned, that, during a part of the time when the New York canals were being made, the rich state of Pennsylvania was in an atrophy, for want of a circulating medium—but the western parts of New York were full of bustle and business—and money. The difference between a slow and rapid movement of money, should be well understood by every one. There is an old true saying, that "a nimble six pence is better than a slow shilling." As then, the borrowing of capital has a general tendency to make money "plenty"—the refusal to borrow, or hasty returns of capital borrowed, may make money "scarce." It may be as much a sound economy to borrow, as to repay. Had the United States made the Erie canal before the late war, and rendered it toll free for ever, double its cost would have been saved in charges for transportations only—to say nothing about the loss of life and amount of suffering endured by our gallant army on the northern frontier, and the procrastination of hostilities in that quarter.

But now and then a mania prevails to pay off a public debt—and great credit is given to persons who have just the same merit in the matter as the errand boy in the office of the REGISTER, who often takes up a note at the

bank; but the boy has not yet mid, we believe, that he paid 500 or 1,000 dollars for the editor! If we had caught him in such an act of childishness, we might have taken him on our knees, and said—

"Little Jackey Horner,  
"Sitting in a corner,  
"Eating a piece of Christmas pie;  
"Who poked in his thumb  
"And pulled out a plumb,  
"And said, what a great man am I."

Telling him, that if we had not provided the money, he could not have paid the note, any more than "Jackey Horner" have pulled out a "plumb," if somebody had ut put it into the pie! We have not heard of a president of the United States, or secretary of the treasury, who has given his own money, or abated one cent of his own salary, to pay off the national debt, and guess that we shall not. Until that happens, the president and secretary deserve no more credit for paying the debt than is due to the errand boy for the safe carriage of our money to bank, and because of an application of it, as ordered—instead of losing it on the way, or expending a part of it for gingerbread and molasses beer—to satisfy his own appetite for sweet things, or quiet the erics of some filthy urchin bawling for pap—pap—pap.

**THE CHOLERA.** The amount of deaths reported at Matanzas has been exceedingly exaggerated. Instead of two hundred a day, they have hardly amounted to twenty; and the latter would seem pretty severe in a place containing only about 10,000 inhabitants.

Deaths at Havana, April 2—about 80. Another account of the 5th, puts the number down to five hundred!

Many cases of cholera have appeared at Key West. The garrison and many of the inhabitants had left the island for the main land.

This fearful disease has broken out afresh in Ireland. On this subject the New York Commercial Advertiser says—Agitated by demagogues—assailed, plundered and kept in constant terror by the Whitefeet marauders—imprisoned by absentee landlords—borne down by poverty in all its forms of destitution—and threatened by the government with military law in place of the ordinary tribunals of civil justice, the miserable people of Ireland are now suffering under the awful scourge of the pestilence. The details are appalling. "Never," says a letter from Limerick of the 15th of March, "was there any thing like the state of the surrounding country. The cholera has spread all around. The reverend Mr. Noonan, curate of Knockany, was here to-day to purchase coffins, there not being hands enough in that place to make them. At hospital to day, the parish priest and twelve of his flock are dead of cholera. Forty persons were attacked last night with the pestilence, out of which the above number fell in a very few hours to its malignant fury. Poor Dr. O'Connell said mass yesterday, and appeared to enjoy excellent health. The manner of his death (being taken out in three or four hours), has created a general feeling of regret and contrition through the surrounding country." "Kilmallock, too, is nearly as bad. Breure is totally deserted; Fedamore attacked at all points; the rev. Mr. McManis, the parish priest, and his confidant, have been called out of bed to attend the sick and dying, eleven nights in succession. In short, the paine through the country far exceeds any thing within the memory of man."

Kilmoury, Brackane, and Scandfield, in the county of Clare, have been likewise visited with the disease; and as if to provoke its rage, the deluded inhabitants refuse to go to the hospitals where every necessary is provided, but perch in their own miserable dwellings. Upwards of sixty deaths out of seventy-three attacked, have occurred in Kilmallock. Of those who were affected, seven remained under treatment, and only six have recovered. In several other places in that part of the kingdom, the disease was existing.

**GOOD OUT OF EVIL.** The following is extracted from an ordinary business letter to the editor, from one of the most industrious and thriving citizens of (West) South Carolina.

"Although I am sorry to see you, among other friends of 'American industry,' arguing that I am more than gratified to find the rapid advancement of the principles of the system in this section of country. Six years ago, I stood alone and unaided on the subject; but now, wherever I turn my eyes I find minds of congenial feelings and principles; and I still hope to see the day when all the upper country of this state, or at least majorities in each district, advocating the principles you have so long contended for. The man who now advocates a protective tariff here is in no danger of a coat of tar and feathers, as a few years ago was the case. The late great political excitement has aided much to enlighten the people, by causing them to examine for themselves."

**STEAM ENGINES.** The "Pennsylvania Advocate," published at Pittsburgh, says—We learn that F. A. BEHN & Co. of this city, steam engine makers, manufactured, and a few days ago forwarded to Greensboro', North Carolina, via Baltimore, a steam engine for a cotton manufactory, to be erected in the

town of Greensboro', in North Carolina! This incident, is worthy of notice, for two reasons—first, for the reason that our engine makers must be greatly superior to those in the Atlantic cities, else the expense of transportation would be saved—second, it shows that the manufacturing system is attracting attention even in a slave holding state.

[This brings to recollection an admirable "free trade" fact—which is thus referred to in the very interesting and able report of the committee of the New York Convention concerning manufactures of iron and steel:

"To the report of the select committee of the senate of the United States, on the subject of iron, is appended, among other papers, one in which it is stated, that 'it is now ascertained that the superiority of England over France is entirely due to the cheapness of iron: a six horse steam engine, for instance, in France, costs on the average, at least 500 dollars more than in England, owing to the cheapness of iron in Great Britain—It is still dearer in the United States than in France.'"

"Here it is asserted that a six horse power steam engine costs 500 dollars more in France than it does in England, and that it is still dearer in the United States than in France. Now it so happens, that in the United States, at Pittsburg, a steam engine of that power, can be put up, ready for action, for the identical sum of 300 dollars.'"

**U. S. BANK STOCK.** Sales of 170 shares at the New York stock exchange on Monday, at 119, on time and interest.

The outcry against the bank still continues. Column after column of matter is cast against it—like straws against the north west wind! And we observe that, at a little meeting held in Frederick, Maryland, it has been gravely resolved that "the secretary of the treasury would be fully justified in withdrawing the public deposits from it!" Half a dozen resolution-makers know a great deal more about the interests of the United States, than three-fourths of the members of both houses of congress.

The Merchants and Planters bank, at Augusta, Geo. has failed—and we have ugly reports about another bank in the interior of New York. If the public confidence is shaken because of such occurrences, one bank will fall after another, like a row of bricks placed "on end," by boys in their play. There are too many of them.

**EMIGRANTS.** A ship arrived at Baltimore on Wednesday last, with 150 emigrants from Bremen. It is expected that an unprecedented number of persons will reach the United States, from Germany, in the present year. In general, they are most heartily welcome—exactly the kind of people that we need, "provided" the industry of the country is excited and prosperous—for they are of sober and industrious habits; but we have been occasionally annoyed with cargoes of apparently former paupers, or common beggars—and have said to dismission 10 or 20 of them in a day. The late law of the state, may, perhaps, abate this nuisance.

**RHODE ISLAND.** A governor of this state has, at last, been elected—John Brown Francis has beaten gov. Arnold by about 700 votes—at the fifth trial to elect! Mr. A. was the "national republican" or candidate—Mr. F. is also said to be a "national republican" but was supported by the Jackson and anti-masonic parties united, and by some national republicans.

**CONNECTICUT.** Result of the late election.  
For governor—J. S. Peters, (nat. rep.) 9,212  
H. W. Edwards, (Jackson), 9,030  
Z. Storrs, (anti-mason), 3,350

**Representatives in congress.**  
*National republican.* Jackson and anti mason.  
Mr. Barber 10,121 Mr. Judson 7,469  
Young 10,045 Hollard 7,229  
Ellsworth 10,064 Porter 7,376  
Huntington 9,419 Simons 6,294  
Foot 8,029 Wells 6,842  
Tweedly 7,843 Clark 6,587

So Messrs. Barber, Young, Ellsworth and Huntington, are re-elected, and Messrs. Foot and Tweedy take the places of Messrs. Ingersoll and Storrs.

Mr. Huntington lost 564 votes, because of the omission of W.—designating his middle name; and Mr. Edwards lost a few on the same account.

The vote was a short one. In November election for electors of president it stood thus—

Clay - - - - - 17,518  
Jackson - - - - - 11,041  
Anti mason - - - - - 3,335

Now the votes for governor amount only to 21,492, and the two highest on the list of (opposing) congressional candidates obtained only 17,580 votes, or only 62 more than was given to the "Ulay ticket," alone, in November last.

It is stated that there is a Jackson majority in both branches of the leg-lature, and, as there was no choice made of a governor, it is supposed that Mr. Edwards will be elected.

**MARYLAND.** We regret to observe that our much valued friend, Dr. B. J. Semmes will not be again a candidate for congress. He has long been in feeble health—and great care and much regularity in living, seem absolutely necessary to his be-

subject. Of course he could not at the present time state what the plans were which his majesty's government had in contemplation.

Mr. F. Buxton said, that in reference to the words "entire and immediate extinction of slavery," as used by him, he perhaps had expressed himself rather unguardedly, because one of the great objects he had in view was the safe and satisfactory settlement of the question—(hear, hear). With the promise given by the noble lord he was perfectly content, and should therefore withdraw his motion.

The following is copied from the New York Journal of Commerce. It is an interesting beautiful commentary on JOHN BRILL'S honorable liberality and consistency, in the matter of negro slavery. But John is infallible! Everything is right or is wrong, as the "maggot bites him." He preaches "free trade" for American use, and will not give "lapas and bobbin for American flour!"

The acting committee of West India planters and merchants in London have drawn up a documentary history of the origin and progress of slavery in the West Indies, and submitted a copy of the same to each member of the British parliament. The aim of the whole matter is, that the slave trade was urged upon the colonies by the British government; that various attempts were made by the colonies to check the importation of slaves, by legislation, remonstrances, &c. but that such attempts were uniformly resisted by the government of the mother country, until at length, in 1775, an order was issued by the king to the following effect:

"To our trusty and well beloved Sir Basil Keith, governor of Jamaica, and the territories depending thereon in Jamaica—Whereas, notwithstanding the instructions which have been repeatedly given by us and our royal predecessors to the governors for the time being, in the West Indies, and submitted a copy of the same to each member of the British parliament. The aim of the whole matter is, that the slave trade was urged upon the colonies by the British government; that various attempts were made by the colonies to check the importation of slaves, by legislation, remonstrances, &c. but that such attempts were uniformly resisted by the government of the mother country, until at length, in 1775, an order was issued by the king to the following effect:

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#### THE WHITEFOOT'S OATH.

KILKENNY ASSIZES.

Dublin, March 16. On Wednesday last, ten men were tried and convicted of a midnight attack on the house of Martin Kavanaugh, of Johnstown, so far back as the 23d November, 1831,

and with assaulting him and administering unlawful oaths. It appeared on the trial, that Kavanaugh had since entered into the Whitefoot confederacy, been tried, convicted, and ordered for transportation at the last assizes. His wife and an apprentice, Henry Highland, one of the party who attacked Kavanaugh, were produced as witnesses against the ten Whitefeet, who were on the evidence convicted of the minor offence within the house, and acquitted of the burglary, as Kavanaugh had raised the latch to admit them.

On the cross examination of Highland, he admitted that he had often been present when Whitefeet were sworn in, and stated that the following was the oath administered—

1. I hereby swear to keep counsel of all this united business or business.

2. I hereby swear to suffer the right arm to be cut from the left, and the left from the right, and the right to be nailed to the metropolis of Arragh gaol door, before ever I'll wailay or betray a brother, or go on a green cloth to swear against him.

3. I hereby swear never to have carnal pleasure with a brother's wife, sister, aunt, or first cousin, only by lawful permission.

4. I hereby swear never to suffer the right arm to be cut from the left, and the left from the right, and the right to be nailed to the metropolis of Arragh gaol door, before ever I'll wailay or betray a brother, or go on a green cloth to swear against him.

5. I hereby swear to give money to the repair of arms or of ammunition, when called upon by a brother, if I have it.

6. I hereby swear never to have a shilling, and a brother to want sixpence, without giving it to him.

7. I hereby swear never to pity the moans or groans of dying children, but always wade as deep in Orange blood, and to keep down land-jubbers and tithes-jubbers.

8. I hereby swear never to see a brother in danger of transportation or the gallops, if I am able to make up money for him.

9. I hereby swear never to have two coats, two shirts, two pair of stockings, or any thing belonging to the body, but will give a brother one never to give it, if he requires it.

10. I hereby swear never to sit in company and hear a brother spoken ill of. If I am not able to fight or resist, I will walk out and tell the next brother I meet what was said, who said it, and in what company.

11. I hereby swear to go 15 miles on foot, and 21 on horse-back, when called upon by a brother upon a lawful occasion, or unlawful, for fear it might be unlawful before we could come back.

12. I hereby swear to never give the secret to bishop, priest, or minister, or to any other body, only to a liar, and to never tell the man that made me a Whitefoot, and to keep up to the knight of St. Patrick.

The declaration of the above caused an extraordinary sensation in court; parts of the oath have heretofore been exhibited to the public indignation, but this is the first time that it has been exposed in a court of justice in the county of Kilkenny, as a characteristic of the Whitefoot system. Several of its clauses are well remembered as having been used as forms of swearing in the older Ribandism or Kockites, in the north of Ireland, where the former Orange system prevailed such a reaction. The fact of its having been grafted on Whitefootism, only proves how extensive are the causes which operate in Ireland to expose the peasantry to the temptation of joining any system or any enterprise, however rash and lawless and dangerous, that holds out a hope of redress.

#### BRITISH EAST INDIES.

The countries subject to the dominion of the East India company extend over upwards of 1,000,000 of square miles, and contain about 124,000,000 of inhabitants. With the exception of Nepal, Lahore, the territories of Ameer and Scindia, and the "Cabinet sovereignty" east of the Indus, the whole of India within the Ganges, containing about 123,000,000 of souls, is under their sway. In the peninsula beyond the Ganges, they have several provinces south of Rangoon; viz. half the provinces of Marathia, the provinces of Tavoy, Ye, Zensserian, and the Mergu isles; also the province of Arracan, Assam, and a few petty adjacent states. The population of these last countries is about 200,000. Pulo Penang, or prince of Wales Island, and Singapore, at the southern extremity of Malacca, are the company's most flourishing settlements in that quarter. Penang was once a free port; Singapore still is so; and the rapidity of its progress, the promiscuous character of its inhabitants, and the great commercial activity which pervades it, are an enthralling reply to the allegation, that the inhabitants of the east require the compelling power of an overgrown monopoly to induce them to trade! In the five years previous to 1828, its population increased forty per cent. and amounted in that year to 14,825; only a very inconsiderable number being Europeans, the rest Chinese, Malay, and other natives of Indian coast and surrounding islands. The jurisdiction of the company also includes St. Helena in the Atlantic, which the inhabitants of the east are retained; and in the south of China, at Canton, is the factory which conducts the tea trade.

We can spare only a short space for observations on points of most pressing interest connected with the management of this mighty empire; but a very few remarks may give our readers an idea of them. It is plain, in the first place, that the part of the East India company's charter, which refers to trade must be thoroughly re-modelled. The notion of a monopoly trade, such as that with China still is, cannot, in these days, meet with many defenders. The monopolist is never an economical trader. He is lazy, difficult to be moved; and when he does move,







Those editors who are accustomed to act independently, and with proper justice to individuals, [especially one who has been dismissed from the high service of his country to gratify the most black-hearted malice, fraught with views of the deepest iniquity], will be pleased to give publicity to what I now subscribe my name.

R. B. RANDOLPH,  
late U. S. N.

MR. CLAY AND HIS COMPROMISE.

From the Lynchburg Virginian.

Some weeks ago, we published the proceedings of a meeting held at New Glasgow, thanking Mr. Clay for his successful efforts to adjust the distracting questions which divided the country, and threatened to subvert our happy institutions. A committee having been appointed to forward these resolutions to Mr. Clay, have discharged that duty; and we have been furnished with the following correspondence:

New Glasgow, Amherst, Va. March 6, 1833.

Sir—Being aware that next to that soothing influence which the consciousness of having faithfully discharged our duty, the approbation of our fellow men, brings the most gratifying consolation to our bosom—a portion of the citizens of this county assembled for the purpose of expressing their approbation of your course, and of returning you their thanks for your labors in settling those questions which recently seemed about to shake our institutions to the centre. And, in giving expression to their feelings, they adopted the enclosed preamble and resolutions, and appointed us a committee to transmit them to you. In the performance of this pleasing duty, permit us to express our admiration of that patriotism, which could raise itself above the reproaches of friends, and the denunciations of enemies, and taking a general view of the relative interests of our country, could offer so long cherished opinions upon the altar of his country's good. The enclosed preamble and resolutions, of party spirit may refuse to award to such patriotism that measure of praise which it may deserve—but when, in the course of time, these shall have passed away, posterity and the faithful chronicles of history will do justice to its purity. With the hope that our country will long have the benefit of your talents, and that, ere long, you will be placed in a situation where they will have a more extensive operation, and with the hope that the sunshine of happiness will ever glow around you, we are,

WM. H. GARLAND,  
THOS. R. BROWN,  
WM. H. KNIGHT,  
ED. A. CABELL.

To hon. Henry Clay.

Washington, 15th March, 1833.

GENTLEMEN—I duly received your favor of the 6th inst. communicating resolutions which were adopted by a portion of the people of Amherst, assembled at New Glasgow, in which they have been pleased to express their approbation of a measure, for the adjustment of the tariff, which I lately submitted to the senate of the United States. Whilst I feel that your gratification, in common with me, believe, a large majority of the people of the United States, with the amicable settlement of a threatening question, and your partiality towards a humble instrument in the hands of Providence, that had some agency in bringing it about, have induced you to employ very strong and warm language, I request your acceptance, and that of my fellow citizens whom you represent, of my grateful acknowledgments for the testimony which has been thus rendered. You rightly state that next to the consciousness of having faithfully discharged our public duty, is the approbation of our fellow men. And I shall always cherish, with great satisfaction, that which you have been pleased to communicate.

A crisis had arisen in our country which threatened the public safety and extensive interests of our domestic industry. I thought it possible to avert the impending danger, from both, by a fair compromise. The bill to modify the tariff is founded on the principle of mutual concession. It consults the interests, feeling and opinions of both parties, without affording to either just cause of exultation over the other. And I sincerely hope, that hereafter it may, by restoring a good understanding and friendly sentiments between all parts of the confederacy, lead to an adjustment of the tariff, for a period beyond which it has been particularly provided for in the bill, that will be satisfactory to all.

I offer you, gentlemen, cordial assurances of my sincere regard and esteem, and of my being your obedient servant.

H. CLAY.

Messrs. Wm. H. Garland, Thos. R. Brown, Wm. H. Knight and Ed. A. Cabell.

A meeting was also, some weeks ago, held in Danville, at which resolutions warmly approving of Mr. Clay's compromise bill were adopted, and ordered to be transmitted to him. The last Danville Reporter contains the following correspondence on the subject:

Danville, February 25th, 1833.

To the hon. H. Clay.

Sir—At a large meeting of the citizens of Danville, Pittsylvania county, Virginia, in which men of every political party participated, the enclosed resolutions were adopted.

It was the pleasure of this meeting, to make me the organ of communicating them to you.

I feel honored in having been made the instrument of conveying to you, the sentiments of my fellow citizens upon this subject—and assure you, that it affords me pleasure to discharge the duty imposed upon me, in the particular.

He who has the magnanimity and patriotism to sacrifice long cherished political predilections, to preserve the harmony, union and integrity of these United States, shall ever have (a paltry offering, it is true) the humble tribute of my gratitude and admiration.

I am therefore, with considerations of high respect, your obedient servant,

W. R. HILL.

The following reply was made by Mr. Clay to a committee appointed by a recent meeting in Danville, Va. held for the purpose of expressing their sentiments in regard to his course upon the tariff question:

Washington, 14th March, 1833.

Sir—I duly received your favor of the 25th ult. transmitting certain resolutions adopted by the citizens of Danville, Pittsylvania county, Virginia, in which they have done me the honor to express their approbation of my conduct, in respect to a certain measure, brought forward by me in the senate of the United States, to reconcile and tranquilize the country. Fully appreciating the generous motives which have prompted this expression of their feelings and sentiments, I receive it with lively and grateful sensibility. It appeared to me that the worst possible relations were getting up between the various parts of the country; that men in all sections of it were accustomed themselves to think and speak freely of a terrible event; that ultimate if not immediate civil war was seriously to be apprehended; and there was great danger, if we escaped that calamity, of the sudden overthrow of a system of policy which would have spread ruin far and near. It was under these circumstances that I presented the measures to which you refer. Having been finally adopted by large majorities of both houses of congress, I sincerely hope it may every where be received in the amicable spirit in which it was offered and passed. Of all the misfortunes that could befall our confederacy, there is none equal to that of a separation of its parts; for in its train every other would follow. It is sometimes said that liberty is preferable to union, and so it is in the abstract; but what possible quantity is there, for liberty without union? I pray that all our fellow citizens may be sensible of this undeniable truth; and that, in social intercourse, and the public councils, its influence may be forever felt.

With my thanks for the obliging manner in which you have communicated the resolutions of the people of Danville, and with assurances of high respect and esteem, I am your obedient servant,

H. CLAY.

ARMY OF THE UNITED STATES.

Adjutant general's office, Washington, March 23d, 1833.

The following general regulation concerning the term of service and the pay of enlisted men of the army, as established by acts of congress, approved, March 3d, 1833, to increase the pay, and improve the condition of non-commissioned officers and private soldiers, is published to the army, for general information, and the guidance of all whom it may concern.

War department, March 23d, 1833.

I. The term of service of enlisted men, is fixed by law at three years, and the premium heretofore allowed to officers, and the bounty to recruits for enlisting, are abolished, from and after the date at which the act of March 3d, 1833, may be received at the several military posts and recruiting stations. Recruits enlisted subsequently to the 3d of March for the period of five years, will be allowed to cancel such engagement—provided they consent to subscribe to a new enlistment for the term of three years, and refund the bounty received in conformity with the former law.

II. All non-commissioned officers of the army will receive the increased rate of pay from and after the 3d day of March, 1833; and all privates in the army enlisted for five years, who have "served honestly and faithfully," two or more years of their term of service, are entitled to receive full pay, at the rate of six dollars per month, from the 3d day of March, 1833, to the end of their enlistment.

III. Every private soldier enlisted for the term of three years, who serves "honestly and faithfully" the two first years of his enlistment, shall receive the \$24 00 retained pay, at the next ensuing regular payment of the company; and during the third year of his term of enlistment, he will be entitled to full pay, at the rate of six dollars per month.

IV. Every able bodied musician or private soldier who shall re-enlist into his former company or regiment, within two months before, or one month after the expiration of any term of service, will be entitled to \$12 00 extra pay, as a bounty, to be paid at the time he may so re-enlist, and to full pay, from and after the date of his re-enlistment; he will also be entitled to receive the pay and other allowances which shall accrue on account of the unexpended portion of his old enlistment at the period of its termination.

V. In all cases of re-enlistment prior to an unexpired term of service, the date of the new enlistment shall be substituted for the date of the old enlistment, and accordingly, will be inserted in the muster rolls, at the expiration of the term.

VI. To ensure justice to the soldier, and to enable commanders to ascertain the proper time at which his full pay should commence, and be continued; or when entitled to receive the

twenty-four dollars retained pay; and in case of re-enlistment, the private or musician, who may be entitled to twelve dollars extra pay, it is made the special duty of company commanders, to note on their muster rolls opposite the name of the soldier, the appropriate remarks, as the case may be, to wit:—'full pay, due, from ———— 8<sup>th</sup> 24 00 retained pay, due:—' Re-enlisted, \$12 00 extra pay, due:—' Entitled to full pay, from date of re-enlistment, and also, for ———— month and ———— days, on account of prior enlistment, which expired on the ———— day of 1833.'

VII. The following table exhibits the established rates of pay allowed to non-commissioned officers and other enlisted soldiers of the army, as authorized by the law to increase their pay, and by the act to raise the regiment of dragoons, respectively approved, the 2d day of March, 1833.

Table of established rates of pay—March, 1833.

GRADE.	Pay of artillery & infantry soldiers; & gonn soldiers of dragoons, when mounted when serving on foot.		Pay of dragoons, when mounted when serving on foot.			
	Pay per month.	Pay for 3 years.	Pay per month.	Pay for 3 years.		
To the sergeant major, quarter-master sergeant, chief musician, and chief bugler—each	\$16	192	576	\$16	192	576
To the first ser <sup>t</sup> of a company	15	180	540	15	180	540
Ordnance sergeants	17	204	612			
All other sergeants—each	12	144	432	12	144	432
Corporals	8	96	288	10	120	360
Buglers	6	72	216	9	108	324
Musicians	6	72	216			
Farmers and blacksmiths	10	120	360	10	120	360
Artificers	10	120	360			
Privates	6	72	216	8	96	288

VIII. The public interest no longer justifies the practice of granting discharges to soldiers of the army, before the expiration of their enlistment. The term of service being now limited to three years, it is required that every citizen of the United States who voluntarily enlists, will enter the army with the view to honorable employment, and a fixed determination to serve out the full period of his engagement.—Accordingly, the granting of discharges to soldiers prior to the expiration of service, by way of indulgence,—and, application for such discharges, are hereafter prohibited. Recruiting officers are commanded to explain these points fully to the recruit, before he enlists, and they are charged to make him distinctly understand, that if he should join the army, he must serve the full term of his engagement.

BY ORDER OF MAJOR GENERAL MACOMB.  
R. JONES, adjutant general.

And to improve the condition of the non-commissioned officers and privates of the army and marine corps of the United States, and to prevent desertion.

SEC. 1. Be it enacted by the senate and house of representatives of the United States of America in congress assembled, That, from and after the passage of this act, all enlistments in the army of the United States, shall be for three years; and that the monthly pay of the non-commissioned officers and soldiers shall be as follows, viz: to each sergeant major, quarter master sergeant and chief musician, sixteen dollars; to the first sergeant of a company, fifteen dollars; to all other sergeants, twelve dollars each; to each artificer, ten dollars; to each corporal, eight dollars, and to each musician and private soldier, six dollars; and that all enlistments in the marine corps, shall be for four years; and that the monthly pay of the non-commissioned officers and soldiers in said corps, shall be as follows, viz: to each sergeant major and quarter-master sergeant, seventeen dollars; to the drum major, file major, the orderly sergeants of posts, and first sergeants of guards at sea, sixteen dollars each; to all other sergeants thirteen dollars; to each corporal, nine dollars; to each musician, eight dollars; and to each private, seven dollars.

SEC. 2. And be it further enacted, That one dollar of the monthly pay of every musician and private soldier, shall be retained until the expiration of the two first years of their enlistment, when each shall receive the twenty-four dollars retained pay, which shall have so accrued: provided, he shall have served honestly and faithfully that portion of the term of his first enlistment.

SEC. 3. And be it further enacted, That every able bodied musician or private soldier, who may re-enlist into his company or regiment, within two months before, or one month after, the expiration of his term of service, shall receive two months' extra pay, besides the pay and other allowances which may be due to him on account of the unexpired period of enlistment.

SEC. 4. And be it further enacted, That every able bodied musician or soldier, who shall re-enlist into his company or regiment, as specified in the third section of this act, shall receive his full pay, at the rate of six dollars per month, without any temporary deduction therefrom.

\*Being five dollars, in addition to his pay in the line, as authorized by the act, approved, April 5th, 1832.

SEC. 5. And be it further enacted, That no premium to officers, for enlisting recruits, nor bounties to recruits for enlisting, shall be allowed after the passage of this act.

SEC. 6. And be it further enacted, That no person who has been convicted of any criminal offence, shall be enlisted into the army of the United States.

SEC. 7. And be it further enacted, That the seventh section of the act, entitled 'an act making further provision for the army of the United States,' passed on the sixteenth May, one thousand eight hundred and twelve, be, and the same be hereby repealed so far as it applies to any enlisted soldier, who shall be convicted by a general court martial of the crime of desertion.

Approved, March 2, 1833. ANDREW JACKSON.

THE DANGER OF TEA DRINKING.

From the London New Monthly Magazine.

The South Carolinians are famous for their fervent eloquence; the tariff, combined with the heat of the climate, is the source of much inspiration. Gen. Hamilton, at a late meeting at Charleston, made a speech which was received with rapturous applause. Among other things he said, 'he had himself made an importation, having used a shipment of rice to the Havana, and ordered a return cargo of sugar. He would allow his importation to go into the custom house stores and wait events. He would not produce unnecessary collision; but, if our hopes of a satisfactory adjustment of the question were disappointed, he knew that his fellow citizens would go even to the death with him for his measure.' He was interrupted by an unanimous burst of accord. 'Go to the death for sugar!' In the beginning of the revolution, the quarrel with England was about tea. The Bostonians went even to the death for tea! It is now a tax on sugar that is to produce that further split in this great continent. It is curious to think, that that great country should always be so afraid of greenbacks about a cup of tea; that a very combustible material. It's hazardous, some might say, on the subject at home, and have put it under a board of control. In the shape of slavery, it has kept this country, and its tea, in hot water for thirty years. Pope speaks of a lady who never took a dish of tea without a stragasin; and it seems she was in the right, for it appears a very dangerous thing. America has fought an idle war for the sake of tea first, and eventually to do the same for sugar to put into it; while the ill blood that has been made here, and the black blood that has been spilt in the colonies, altogether prove a cup of tea to be a cup brimming with strife and division. Its effects may be observed on old maid: tea and scandal are always coupled together; but when nations get to their cups the consequences are more serious. The Bostonians threw some burning shovels into the bay, and by having made that enormous cup of tea in the bay with salt water, hence, as unknown for many years. Now we shall have a series of combats among headcacks of sugar, more inflammatory than barrels of gunpowder.

MILITARY CELEBRATION IN SOUTH CAROLINA.

From the correspondence of the Portland Daily Advertiser.

It is April-fools day, and I have been to see the militia; they are fool, and have been exceedingly amused, though the rain has been pouring down in torrents, and the mud and slush are over our shoes. The militia have had, and are yet having a grand parade. The volunteers of Charleston have turned out, in full uniform—and with all the show of war, war, horrid war. The truth is they are becoming crazier and crazier. Their late success has made them fully mad—and for aught I see, in a short time, Uncle Sam will have to handcuff the mad and lock up the boys.

This morning, according to order from brigadier Gen. Hamilton, the volunteers of Charleston, militia volunteers, who were to have fought like tigers in the event of war, and who are good looking fellows enough, but who probably have gun powder no better than Yankee—assembled to the number of—about five hundred! There was the republican artillery, with brass pieces—the cadet artillery—Jefferson artillery—(also for Jefferson)—the Pinckney artillery, the Scotch infantry, riflemen, and I know not how many other companies of the 39,000, who were preparing to flood the whole United States of America, all arranged up and down, meeting there, cannons, ordnance and servants, by 12 A. M. So early! An Hamilton, emperor of the nation of South Carolina, the great god of war in this quarter—a Bonaparte kind of man by the way, with black whiskers, not tall, but compact and stout bodied, rode up and down the ranks on a fine bay charger. He had on two epauletts, yellow plumes, and blue cockade, and drove a horse as well as any Virginia horse race. Among these came along and the shouting, like fifes and drums, and trumpets, and the waving of colors, and swords, his excellency, governor Hayne, followed by five aids, all in buff kermeser breeches, well sworded, well epauletted and well horsed. The line of march was soon formed, and they, the military, in the middle of the street, and the lords of Carolina on horse, and we the people, and they the slaves on foot, stood on our way to the parade, there to talk of liberty and death at Carolina. During all the nothing happened except some of the horses attached to the heavy ordnance threw off the negroes from their backs into a soft mud bed, and some of the gallant cavaliers in uniform had hard work to bridle up their snorting steeds, terrified as they were by the music of the black band, and the glittering parade of great guns and little guns.

Arrived at the citadel into which marched the military rank and file—and there we the people, oversetting and nullifying the state guard by the way, who in vain attempted to keep us out. The citadel had lost the answer which over-arched the area. The medallions were all there. The palanquos were all there. The imitation flags were also there. The area below was pretty well occupied with the military. Uniforms of all colors handsomely variegated that part of the house. The ladies bordered the galleries, and we, the people, did as we could, among the multitudes in the portico. Soon governor Hayne came forth with a banner which he carried high, over-shouldered by two tall palanquos. His five aids came forth with him, one bearing in his hand a flag.

Governor Hayne then addressed the audience for about fifteen minutes, or rather his "fellow soldiers" as he termed them. He told them that South Carolina had effected the late change in the tariff—that she had stood alone, and never quailed, when the south had deserted her—when a part of her citizens had betrayed her, and when the whole union seemed to be preparing war against her. She had done her duty. She had beaten off the myriads of men. She had destroyed the American System—had given it its death blow, and had achieved a glorious victory over tyranny and oppression, over the men who had been taken from her *her property to pay their taxes*, and who would have added murder to robbery, by sweeping her cities, despoiling her fields, and driving her people from their homes, taking the flag from the hands of the aid, he shook them down, and displayed the arms of the state, and Carolina's palmetto—and large gold letters engraved upon it—"liberty, it *cannot be preserved*," (though a hundred black slaves were gaping about)—and after making some fine remarks on the value of the gift, as the highest honor he could bestow, banded it to a staging some feet below him, to be again given to the aid, as a commender of the volunteers of South Carolina. During this speech, which was delivered with gov. Hayne's usual eloquence, the volunteers were constantly hurrahing, clapping, vociferating and thumping their muskets on the floor.

General Hamilton received the standard from the executive, whom the state had made its organ, said that he valued it dearly, but valued it more presented by such hands—and after canonizing the union, and exhibiting charity, Carolina attachment to liberty, Carolina activity, and calling his old friend gen. Jackson, whom he made president, "an infatuate de-pot," who would murder Carolina's sons and whose myriads were ready at his command to make the streets of Charleston run blood—avowed, that Carolina had not a gun, nor a magazine of gun powder, nor a piece of ordnance mounted when the tariff was nullified; yet in five weeks she had raised men, enough to take the capital, and powder enough to blow it up for Jack-son! Men, girls and boys clapped this sentiment. Hurrah for Carolina! Hurrah for Hamilton!

General Hamilton then handed over the flag to one ensign Froot, who received it and made a speech which I could not hear.

When general Hamilton waved the flag, the volunteers clapped beyond all calculation. He and Hayne were both received with great enthusiasm. They are commanders-in-chief of the hearts of the nullifiers, as well as of their forces. I could not but note, that when general Hamilton avowed he had men enough to take, and powder enough to blow up the capital, a new torrent of rain immediately poured down on his bare head, for his cap was off, as he addressed the soldiers, but I did not see that it cooled the fire within, for not long after he said, "all the land our enemy could stand upon in Carolina, was laid enough to make his grave."

This afternoon we are to have a salute of a hundred guns near the battery. The military with general Hamilton at their head, are returning from the dinner at the citadel, and if the rain has not sufficiently cooled their courage, will finish off the day in as fiery mode as they have begun. Truly the nullifiers are odd men. I know not what to make of them. They have heads, ears and bodies like the rest of us—and are no monsters in form, but they talk so boldly and act so madly, that I can't but think it would be a good plan to induce the union men to go to Alabama and Mississippi, and settle on government lands, and then make this "the Bedlam of the union, a house for mad politicians, and give gen. Hamilton the command. I thought I have been here but a fortnight, I have seen so much of arms, and heard so much of war, that I sigh for a land of peace.—Charleston is too much of a camp for me.

B.

#### MANDAMUS FROM THE SUPREME COURT.

From the N. Y. Commercial Advertiser.

The following is a copy of the mandamus *ex parte* Martha Bradstreet, issued by the supreme court of the United States. It is presumed to be the first of its nature ever issued by that tribunal, and as such may be interesting to the gentlemen of the legal profession.

United States of America, ss.

The president of the United States of America to the L. B. honorable Alfred Conkling, judge of the district court of the United States for the northern district of New York, greeting:

Whereas, one Martha Bradstreet hath heretofore commenced and prosecuted, in your court, several certain real actions, or writs of right, in your court lately pending between the said Martha Bradstreet, demandant, and the following named te-

nants, severally and respectively, to wit: Apollis Cooper, and others. [Here follow the names of many other persons.]

And whereas heretofore, to wit, at a session of the supreme court of the United States, held at Washington on the second Monday of January in the year one thousand eight hundred and thirty-two, it appeared upon the complaint of the said Martha Bradstreet, among other things, that at a session of your said court lately before holden by you, according to law, all and singular the said writs of right then and there pending before your said court, were, by the orders of your said court, upon the several motions of the tenants aforesaid, dismissed, for the reason that there was an agreement of the year one thousand eight hundred and thirty-two, in the several causes mentioned, in the lands demanded by the said demandant, in the several causes filed and exhibited by the said demandant against the several tenants aforesaid; which orders of your said court, so dismissing the said actions, were against the will and consent of said demandant.

Whereupon the supreme court, at the instance of the said demandant, granted a rule requiring you to show cause why you had, among other things, why a writ of mandamus from the said supreme court, should not be awarded and issued to you commanding you to reinstate and proceed to try and adjudge, according to the law and right of the case, the several writs of right aforesaid, and the mises therein joined: And whereas, at the next session of the said supreme court, held at Washington on the second Monday of January, in the year one thousand eight hundred and thirty-three, you certified and returned to the said supreme court, together with the said rule, that after the mises had been joined in the several causes mentioned in the said rule, motions were made therein, on the part of the tenants, that the same should be dismissed, upon the ground that the court respectively contained no allegation of the value of the matter in dispute, and that it did not then appear, by the pleadings that the causes were within the jurisdiction of the court; that in conformity with what appeared to be the uniform language of the national courts upon the question, and your own views of the law, and in accordance especially with the several decisions in the circuit court, for the third circuit, [see 4 Wash. c. c. rep. 484, and lib. 631] you granted their motions:—And assuming that the causes were right so dismissed, in following of course, that you ought not to be required to reinstate them unless leave ought also to be granted to the demandant to amend her counts: And whereas, afterwards, to wit, at the same session of the said supreme court last aforesaid, upon consideration of your said return and of the cause shown by you therein against the said rules being made absolute and against the awarding and issuing the said writ of mandamus, and upon consideration of the arguments of counsel, as well on your behalf, showing cause as aforesaid, as on behalf of said demandant, in support of said rule, it was considered by the said supreme court, that you had certified and returned to the said court an insufficient cause for having dismissed the said actions, and against the awarding and issuing of the said writ of mandamus, to the rule aforesaid; the said supreme court, being of opinion, and having determined and adjudged upon the matter aforesaid, that in cases where the demand is not for money, and the nature of the action does not require the value of the thing demanded to be stated in the declaration, the practice of the said supreme court and the courts of the United States is to allow the value to be given in evidence; that in pursuance of this practice, the defendant in the suits dismissed by order of the court, in the said district court, had a right to give the value of the property demanded in evidence, either at or before the trial of the cause, and would have a right to give it in evidence in the said supreme court, consequently that she cannot be legally prevented from bringing her cases before the said supreme court; and it was also then and there considered by the said supreme court, that the peremptory writ of the United States issue requiring the said demandant you, the said judge of the said district court, to reinstate, and to proceed to try and adjudge according to the law and right of the case, the several writs of right, and the mises therein joined, lately pending in your said court, between the said Martha Bradstreet, demandant, and Apollis Cooper, and others, the causes aforesaid: Therefore, you are hereby commanded and enjoined, that immediately after the reading of this writ, and without delay, you re-instate, and proceed to try and adjudge, according to the law and right of the case, the several writs of right, and the mises therein joined, lately pending in your said court, between the said Martha Bradstreet, demandant, and the said Apollis Cooper, and others, the tenants herein above named; so that complaint be not again made to the said supreme court, and that you certify before the said supreme court, and give due execution of this writ, to the said demandant, to be held on the first Monday of August next. Hereof fail not to your peril, and have then this writ.

Witness the hon. JOHN MARSHALL, chief justice of said supreme court, the second Monday of January, in the year of our Lord one thousand eight hundred and thirty-three.

WM. THOMAS CARROLL,

clerk of the supreme court of the United States.

#### CASE OF TOBIAS WATKINS.

We borrow the following neat, and, no doubt, faithful abstract from the Baltimore American of Wednesday last:

The National Intelligencer of yesterday contains the opinion of the United States circuit court for the district of Columbia, in the case of the U. States vs. Tobias Watkins. It occupies nearly five of the spacious columns of that paper, but the particular points of the

decision are few and easily abstracted for the use of the general reader. The reasons and authorities cited are for the lawyer alone.

Watkins was sentenced, on his conviction in August, 1829, to three terms of imprisonment, of three months each, making nine months in all, and to pay fines to the amount of \$3,050. The court did not order him to stand committed until the fines were paid, leaving the United States to the civil process of writ and execution to recover the amount. Writs of execution against the goods of the defendant (*vs. jns.*) were issued and returned without success (*nulla bona*); and then in February, 1830, writs of execution against the body (*vs. em.*), were issued, returnable at the May term. The writs were never returned, and the defendant remained in prison. Nothing appeared on the records until January 10th, ult. when the papers were filed by the late marshal, endorsed "Capt.," delivered over to any successor in office."

On the 14th of January last, the defendant sued out a writ of *habeas corpus* in the supreme court of the United States, as heretofore published. The court granted the rule, and an argument made it absolute, and granted the writ. The defendant was accordingly discharged, but was immediately arrested upon new writs (of *ca. sa.*), without purporting to be *alioquin* (writs requiring the issuing of the former writ unsuccessfully), and without having revised the judgment by *scire facias*, although several years have elapsed.

Upon the return of these new writs, the motion was made to commit, which was resisted by the counsel for Watkins, upon the following technical grounds.

1st. That the defendant could not lawfully be arrested and held in custody upon these writs, after having been taken and discharged upon the former writs.

2dly. That these writs ought not to have been issued without previous *scire facias*, more than a year and a day having elapsed between the issuing of them and the next preceding writs.

3dly. That the fines were excessive, and amount to a sentence of perpetual imprisonment.

The court decided in favor of the defendant on the first point, which made the discussion of the other two unnecessary.

The opinion of the court placed the discharge of the defendant upon the general principle that no man should be arrested twice for the same cause. Watkins having been arrested on a *ca. sa.* and discharged upon the return of the *habeas corpus* was legally out of arrest; the only exception to the general rule being a case of *escape*, in which, by legal construction, the prisoner is still under lawful arrest. The United States might have had the full benefit of their judgment and execution if the marshal had duly returned the first writ of *ca. sa.* and the counsel had appeared for the United States, and moved the commitment. But having neglected to do so, they are excused, and the return of the prisoner beyond the return day of that writ was illegal.

An objection was made in behalf of the United States that this rule applies to civil cases, and that the present being a criminal case was not within the rule.

The court ruled, that the process which the United States sued out to recover the fine, is founded upon the law and practice of Maryland adopted in the district. That law, in granting such writs for the recovery of fines, requires that "such proceeding should be had thereon, as in cases when similar writs are issued on judgments obtained in personal suits." The United States, therefore, proceed civilly in the recovery of fines, by the express grants. The supreme court decided on the application for the *habeas corpus* that the United States are bound, by the Maryland practice, to proceed civilly.

For these technical reasons the motion to commit was overruled, the writs ordered to be quashed, and the defendant Watkins discharged.

In this abstract we have, as the reader will observe, noticed only the leading points, not precisely in the order of the opinion, but briefly condensed for the sake of perspicuity. The court were unanimous in the opinion.

#### COMMODORE TUCKER.

For the following interesting sketch of this veteran, lately deceased, we are indebted to a Boston paper.

Died—In Beeman, Mo. Com. SAMUEL TUCKER. He was born in November, 1775, at S. in 1801. At the age of 11, he was placed by his father, a respectable ship master, on board of the Royal George, a British frigate. At 17, he performed one of the most heroic acts of his life, in rescuing a schooner and crew from a Saline and Algerine frigate. In rescuing this vessel a day's sail from Lisbon, he was compelled to force the cowardly master (who was intoxicated at the time) below; and as Tucker's brother-in-law, the command devolved on him; but he fearing to take the helm, our young hero seized it himself, luffed up under the bow of the windward frigate, being between the two, and having previously arranged additional sail, and doused the signal lantern at the yard arm, he was for some time exposed to a shower of grape within almost pistol shot. But by a series of tacking and retacking, the cool courage and superior seamanship of Tucker, brought both crews and vessels safely within the harbor of Lisbon the next day. No sooner was he anchored, than he went below, and with an apology for the course he was compelled to pursue, gave up the vessel to her lawful commander. But this cowardly and ungrateful man, placed him under a false pretence, on board of a British frigate

then in port. The captain of the frigate was not in learning the true particulars of the case, and the result was, that the commander of the frigate took the first opportunity to reward Tucker's merit by promotion, and from this he attained the rank of one of the most accomplished ship masters in this country.

In the British service he studied the naval tactics of the day with great success, and his knowledge of their system gave him great advantage over them, which he put to use in a revolutionary war, he sailed as master of the ship *Phoenix*, from Boston for London, and not long after his arrival, leaped the commencement of hostilities, and the news of the *Bunker-hill* fight. Sometime before his departure from London, as he was one day conversing with an American captain, (Folger) he saw a number of boxes of arms, &c. directed to him, and the same officer inspecting these shipments, Tucker observed in his hearing, that "he would go 100 miles haterdoff if those arms could so far mistake their direction as to arrive at Cambridge instead of Boston." Not many days after this, he was offered the command of a British armed vessel, or a commission under Gage, which he indignantly refused.

Late in September, 1775, he took passage in a ship belonging to the celebrated Robert Morris; and to his great presence of mind and superior seamanship, was owing that he was able to live in a tremendous gale home, was Tucker indebted for that introduction to Mr. Morris, which secured to him ever after, the active patronage of that distinguished statesman. He reported himself to the camp of Washington, at Cambridge, and there received a commission as lieutenant under his friend Col. Glover, even before he visited his own family. While at Cambridge he had the opportunity to observe a singular coincidence. The very boxes of arms, &c. that he saw in London, marked "Boston," had been captured by captain Manley off Cape Ann, and were then actually before his eyes.

He had been at home but a few weeks, awaiting the orders of his commander, when, as he was amusing himself by catching some snipe through holes in the wall, he saw a man, who was an officer in full dress rode up in great haste, and inquired of him "if he knew where the hon. Samuel Tucker lived?" The hon. Samuel Tucker, (muttered he, with much emphasis on the word honorable,) it must be one of the family in Salem. The officer replied, that could not be, as he heard Col. Glover direct Gen. Washington to that part of Marblehead near where they now were. "My name is Sam Tucker," was the reply, "and I am the only Sam Tucker hereabout; so, sir, I think there must be some mistake in the name." The officer began to suspect that he had found his man, which Tucker as resolutely denied; and after a most amusing dialogue, on *personal identity*, Tucker sued for a truce, by inviting the officer into his house, and after a glass or two of *old particular* and a cold slice, the officer, without orders, admitted of a glass, left the package and took French leave, knowing from some circumstance concealed from Tucker, that he had found the rightful owner. Unwilling to break the seal of so important a package, Tucker in the evening invited his friends Col. Orne and Mr. Gerry to meet him, to whom he communicated all the circumstances. Col. Orne without hesitation opened the package, and found Tucker's first commission in the navy signed by Gen. Washington, with his private seal attached, with two blank commissions for his lieutenants! These commissions was to the command of the *FRANKLIN* (with a *v* instead of an *i*) remarkable for its brevity and unostentatious appearance, and is now in possession of the family, with many other valuable papers from Jefferson, Adams, and the other distinguished men of that day. Not long after this, Manley being sick at Beverly, Tucker received a commission as commodore, signed by Saml. Adams as chairman of the naval committee, and others. This is said to be the first written commission as commodore, in the gallant little navy of our revolution. No commander was more successful than Tucker in all the various situations in which he was placed, and although he was engaged frequently with vessels of superior force, he always conquered, which I will not now permit me to enumerate the battles he fought, some of which with a courage bordering on desperation.

The war left him in almost circumstances, and it was then thought an honor to attend the levees of this gallant officer. Under such circumstances he was too generous and patriotic to press his claim on government; and although the justice of it has since been acknowledged, that at least one secretary of war, it remains unpaid. With a liberality and carelessness characteristic of an old soldier, he loaned his name to his friends for large sums and soon found himself stint of his property.

Although a former secretary of war had reported the sum of 1,200 dollars a year to be his due from government, he remained without a cent from government, until a few years since, when he received 225 francs monthly, for at least one secretary of war, which was partially wiped away, by a annuity of \$500 per year settled on him by government.

The Portland Advertiser, after noticing the death of the "though old commander," on the 10th March 1833, says—

Two anecdotes of captain Tucker, I have heard from good authority, and suppose them to be authentic, which I submit to your disposal. When Mr. Adams was sent in France, in 1777, to negotiate a treaty of alliance with that nation, capt. Tucker was employed to convey the ambassador in the public ship which he commanded. The captain had positive orders to make no delay for the purpose of taking any prizes from the

enemy, and run no risk by any conflict on the passage that he could avoid, but to convey his passenger with as much expedition and safety as possible. British vessels were frequently seen on the passage, which would make fine prizes, and were suffered to pass unmolested. The officers began to importune the captain to improve his advantage; but he could not disobey his orders. At length a fine English ship appeared at a distance in good weather, and the officers desired the captain to go below, and they would take charge of the ship. Having got the command they have down for their expected prize. The enemy's vessel made no attempt to escape, but as the Americans approached, suddenly opened her port-locks and prepared for action. It was an iron ship, and of equal size with the American. An officer went below and informed the captain they had got into difficulty and must have his assistance. Tucker came on deck, saw their situation, and gave orders to prepare for action. He then went to the cabin and told Mr. Adams that they were under the necessity of an encounter, and that he must keep where he was. The convoy chose to go on deck. Tucker told him to stand by, and to be ready for action. He then ran to the deck and speedily prepared for action. As the ship drew near each other, the enemy fired a broadside which took off one of Tucker's upper spars, and it fell suddenly upon the deck. The captain looked at the spar, and very near where it fell, stood Mr. Adams; he had found a gun and with his knife was fixing the flint. The enemy, seeing they had not disabled the American, had a second time begun. Tucker had fired a shot. He immediately hailed them and directed an officer to come on board. The officer came, and looking round, says, "If I had known you had been no stronger we would not have submitted so." "Very well," says Tucker, "we take no advantage, go back and we will try it out." "If I have such news to deal with," said the officer, "I will let it go to you." Captain Adams, in possession of his valuable prize, and arrived safely in France.

At the time of our difficulties with the government of France, in 1796 and '99, when our infant navy rose suddenly into existence, there were numerous applicants for navy appointments. The most of them persons who had been in the naval service during the revolution. Captain Tucker, with characteristic modesty kept at home. He was well known to be a good officer, and that president Adams was his friend. A short time before the principal naval appointments were made, it was published in the newspapers at Philadelphia that captain Tucker was dead. Announced in the usual manner, and no one questioned the fact. The principal officers of the navy very soon received their appointments. It was afterwards found that captain Tucker was alive, and an order was offered him. But it would place him below those who had been his inferiors in rank; and he refused to accept it.

#### FINANCES OF PENNSYLVANIA.

Report of the committee of ways and means to whom was referred so much of the Governor's message as relates to the subject of finance. Mr. Read, chairman. Read in the house of representatives, March 18, 1853.

The committee of ways and means, to whom was referred so much of the executive message as relates to the subject of finance, report:

That they have had the subject under consideration, and have not failed to perceive, that under existing circumstances, it is a subject of all absorbing interest to the community. The committee has also noticed, that in reference to this subject, much misapprehension and error is pervading the minds of many citizens of the commonwealth; that being a subject too abstruse and complicated, to be fully investigated in the time that can be spared from the ordinary avocations of life, by the great majority of the people, the timid politician and the cursory observer have taken such an indistinct view of its outlines, as to alarm themselves and their neighbors; while the interested and designing politician has seized upon it as a political lever, to move the passions and raise a general panic. The subject of finance, not having been generally understood, and often having been wilfully misrepresented, some dependency has been felt, and some fears have been and perhaps are entertained, of state insolvency, or at least of impaired credit and perplexing embarrassments.

The executive department informs us, that the treasury at the present time, "exhibits a state of prosperity highly propitious to the credit of the commonwealth," and "dispenses with the necessity, at present, of firming plans for the future increase of the state revenues." And your committee cannot but congratulate the house, upon the unexampled prosperity of the financial condition of the State; that the requisite loans are obtained, at a higher premium than has ever been received by the similar operations of any state or country; and upon the immeasurable benefits, which are reasonably and confidently anticipated to result in the community, from the expenditure of large sums of money in public improvement. To correct the deleterious effects of misapprehension, misrepresentation and error upon a subject, though not generally understood, yet universally and personally interesting to every citizen of the state—to show that there is no foundation in fact, for apprehension and despondency, and to correct the errors float in reference to this subject—in corroborate the sentiments expressed by the fiscal department—to compare the resources of the commonwealth with the liabilities incurred, and thereby exhibit the solid foundation on which the public credit is based

—and to justify the congratulations tendered, by demonstrating the truth of the position, that the national wealth of Pennsylvania has not been diminished, but on the contrary, has been increased and permanently secured, (provided the original design be consummated) by the expenditure, or rather, by the investment of large sums of money; have been embodied in the purposes of your committee, on the present occasion. In what degree these purposes and intentions have been realized, is most respectfully submitted to the house, and to the country.

As the ordinary revenues of the state, independent of the additional supplies provided by the act of 1830, are more than sufficient to meet the ordinary expenses of the government, it is not deemed necessary by the committee to consider the subject of finance, in any other point of view than, 1st, with reference to those measures which have induced a resort to a system of loans, for the purpose of maintaining the character and dignity of the state in its national capacity, and of increasing the wealth and promoting the prosperity and happiness of its citizens in their individual capacities. And, secondly, in reference to those measures rendered necessary to secure the payment of the interest on those loans.

Much difficulty has occurred in the science of political economy for the want of technical terms, and undisputed definitions. The term wealth, for instance, has been applied to states or nations, and has been understood by the great mass of mankind in the same sense in which it is used when applied to individuals. It is not clear, however, how two things can be the wealth of a nation and the wealth of an individual. He therefore who talks about national wealth without making the proper distinction, will just as certainly come to an erroneous conclusion as he who leaves out one term in a mathematical calculation. It has been perhaps unfortunate that the term wealth was ever applied to a nation, or that some other term had not been introduced more appropriate to the subject of national wealth, or to the term individual wealth. But as we have only one word for two distinct ideas, it becomes necessary to the correct understanding of a subject requiring its use, to give clear and distinct definitions of its meaning, when used for different purposes. *Individual wealth is such an accumulation of property as will enable a man to procure the necessities and comforts of life without his own labor, or the labor of his family.* A man is termed wealthy, while no man, who is obliged to cultivate his farm, superintend mercantile operations, or exercise his trade or profession, whatever may be his ability to acquire property, can be so denominated. Individual wealth may consist of lands, money, or other property; but in order to constitute wealth, it must be convertible into the necessities and comforts of life, or into the pleasure of the individual.

If a man has millions of acres of land, which he can neither sell nor rent; or if he is master of the mines of Mexico, and can neither loan his money nor exchange it for the necessities and comforts of life, he is absolutely destitute of wealth. So he may, by means of a profession or otherwise, possess the ability to acquire those necessities and comforts in the greatest profusion, yet if his income does not accumulate so as to enable him to retain or purchase, or sell, or otherwise dispose of, an equally destitute of wealth. Thus we have a correct definition and perception of the term, as applied to an individual. In this sense of the term, a nation (considered as it should be, a unity, with a unity of rights, possessions and interests), cannot possess wealth. No nation ever has accumulated, or ever can accumulate so much property, as would furnish it with the necessities and comforts of life, for a month, or a week, without industry. A nation cannot sustain existence, as such, without labor; it cannot rent or sell its territory without committing political suicide; and if it had mountains of gold and silver, the shipping of the world constantly employed, could not import the necessities and comforts of life required, nor would the surplus productions of all other nations constitute the necessary supplies. It is evident, therefore, that a nation must sustain itself by its labor, its active industry, or it must cease to be. It cannot, for the shortest period of time, rely upon accumulated treasure; it cannot possess wealth, as that term is applied to an individual. What then is national wealth? *It is an capacity to acquire, by its own exertions, the necessities and comforts of life.* It is rather a faculty, than a possession. It does not depend on the great or small amount of property, or on the number (the representatives of necessities), that may be deposited in the public treasury, nor does it depend on the accumulation of surplus productions, as that surplus can never bear any comparison with the wants of a nation or state. It may be affected in some degree by salubrity of climate and fertility of soil, but it cannot chiefly depend on these; nor else why do we see Holland, (originally a desert and unproductive manure), overflowing with national wealth and prosperity, while Spain, with the finest climate and most luxuriant soil, is poor and weak, and wrecked in a national point of view? Why do we see New Hampshire with its long winters, its rugged climate and its sterile granite surface, enjoying a high degree of national wealth, while Georgia and the Carolinas are groaning under the pressure of national poverty and threatened bankruptcy, notwithstanding their advantages of climate and productiveness of soil? It is the difference in national industry, it is labor, the employment of the bone, the sinews, the faculties of man that has produced this difference of condition. What has multiplied the population, enhanced the value of land, increased the agricultural productions, doubted the necessities and comforts of life, and trebled national wealth and resources in the states of New York and

Ohio, but the new impetus given the active stimulant applied to national industry, by the loaning and expenditure of large sums of public money to the construction of valuable improvements thereby aiding and fostering individual enterprise.

National industry may be more materially affected by measures of government, and before we determine what effect any measure may have, in respect to national wealth, we must institute the inquiry, what will be its influence on national industry? The same measure may promote both individual and national wealth, but not necessarily. The encouragement of lotteries, of the manufacture and distribution of ardent spirits, or of a slave trade, would be more materially affected by national wealth; while the consequences to national prosperity or deleterious in the extreme. This results from the purifying influence of these and similar pursuits on honest industry, the cultivation of the earth, and the development of its exhaustless treasures. The sentence has been pronounced, that "man shall eat his bread in the sweat of his brow," and if some individuals have escaped the penalty, no nation can avoid the sentence. The earth is the only fountain, labor, mental or manual, the only cause of national wealth; it does not depend on local situation, luxuriance of soil, the possession of capital, or surplus productions, as has been shewn.

It follows then as a sequence, that whatever measures promote the industry, necessarily increase the national wealth of Pennsylvania. National industry does not consist of individual improvements, or otherwise, and thereby increases industry to the amount of a million and a half, she is the gainer by half a million, notwithstanding the removal of the specie from her vaults. That native industry has been promoted and increased in this state, by an amount which is represented by many millions of dollars, by the construction of our public works, no one will pretend to deny, and it is admitted, that the great labor being performed on those works, the erection of a home market perceptibly augmented the question of mechanical and agricultural industry in the commonwealth. Thus it would appear that our works, even now while in an unfinished state, have actually increased the wealth of the state, notwithstanding the amount of debt. Even war, with all its exhausting and lamentable consequences, and often does augment the wealth of a nation, by administering a powerful stimulant to industry, although the money expended perishes in the using, and leaves naught behind but the monument of folly or ambition. The English were furnish striking examples of this truth. Industry is promoted by the additional demand for labor, by calling into action the dormant energies of the nation; for every nation possesses a vast amount of unexpended labor, or in other words, a vast number of people who are idle a part or the whole of their time. But your committee are not the advocates of war for this purpose, being well aware that the needless evils of a belligerent attitude greatly overbalance the benefits of increased industry and national wealth. Not so with expenditures for public improvements; these are attended with a small expenditure, with none of its disadvantages; and hence there is not an instance on record of a public improvement without the augmentation of national wealth, that is, an increased capacity to acquire the necessities and comforts of life.

Nothing can be clearer, than that independently of the labor of construction, and the incalculable amount of active industry created in the development and distribution of our mineral treasures, agricultural and mechanical labor has been increased, an amount sufficient to produce the necessities of life for so many laborers as have been actually employed on those works and in the coal trade. Because the necessities of life have not become scarce, and if they bear a higher price, this is not attributable to scarcity, but to the increased facilities of sending them away for foreign consumption. If therefore follows that there has been a greater production, and consequently Pennsylvania has increased her national wealth. The better access to foreign markets will continue "in all time to come" to stimulate the farmer and mechanic, to extend cultivation and multiply productions, presenting new and strong motives to employ idle men and unexercised strength, in all places abundant. And the patriot luxuriates in the anticipation of the countless blessings to result from the plentiful exertions. National wealth consists in the production, not in the accumulation of the necessities and comforts of life, no some writers have supposed—indeed the direct and palpable effect of accumulation is to encourage idleness, paralyze industry and decrease a nation's wealth, always, and under all circumstances, depending on the amount of labor, compared to the number of persons to be sustained. National wealth is not necessarily affected by the existence of a national debt, the proceeds of which are loaned, or sent to flow in a different channel, but cannot diminish its amount, unless it becomes so enormous, as is the case with the English debt, that the expenses of collecting the interest from one portion, and distributing it to another portion of the citizens, becomes oppressive to the people. In any other case, national wealth and prosperity are no more affected by the existence of a national debt, than the pocket of an individual, by withdrawing his funds from one bank and depositing them in another. Your committee does not adopt the maxim that "a national debt is a national blessing," the maxim is not true in the abstract. A national debt may be a great national curse, but it is not necessarily so. A government or nation, or state, is an artificial being, created for the benefit, and intended to concentrate the energies of the people, to exert in fact, the mere creature of an indefinite number of human beings, and bound

to promote the interests of the principal, from whom it derives its existence. It might as well be contended that an individual can in no case promote his own interests, by a transaction necessarily incurring a debt, as that the agent of the people cannot, under any circumstances, advance the general interest of society, by measures resulting in a state debt. It is of no importance what amount of liability is incurred, by the corporate artificial agent, provided it promotes the prosperity and happiness of the people. Any debt contracted by a state, within the compass of its resources, and the proceeds judiciously expended in bettering the condition of the people, by erasing domestic, or any other commencing, advances for the improvement, and in stimulating national industry, is a national blessing; more correctly speaking, *the concomitants of the debt are national blessings*. Such in the opinion of the committee, is the state debt of Pennsylvania.

Some have been alarmed at the idea of "bequeathing to posterity an onerous public debt." This idea, as it is commonly conveyed, is a mere chimera of the imagination. The thing is utterly, naturally impossible. The credit side, as well as the debit side of the account, must descend to a subsequent generation. The effect of a national debt may be, to require one portion of posterity to pay a sum of money, or the interest of it, to another portion of posterity. If the money is to be paid by our descendants, an equal sum is to be received by them. If the money is expended, in any permanent improvement, the consequence of our descendants who may be required to pay will have received a valuable consideration, and will therefore be indebted; and those who receive will be of the same generation, and will have inherited the boon from the same age which transmitted the liability to pay. Where, then is the injustice complained of? There is not the slightest. To require future generations to pay for as to our debt, is permanent, and the same as a unity, and the liability of one integral part to pay to another, cannot, in the slightest degree, affect the wealth of that unity.

Your committee are anxious further to remove the prejudices that may, and undoubtedly do exist on the subject, by considering it in a strictly pecuniary point of view, and by presenting the public securities merely as an investment, isolated from all other benefits anticipated from their use, by the exact operation of the state, the effect on national industry, the enhanced value of real and personal property, and increase of individual wealth. In doing so, however, your committee will take it for granted that the original design of the fathers of our improvement system, is to be carried into effect; that the waters of the Delaware and Susquehanna are to be used. The "great impetus," it has been said, was given to the "splendid project" by the exact operation of 1825. But what gave the first impetus to the spirit of improvement in Pennsylvania? What roused the people on the subject? What induced their primary movements—the election of delegates to assemble in convention? The notorious fact, palpably visible to the most superficial observer, that while the enterprise of New York was projected and being executed in New York, Ohio, Maryland, New Jersey, and many other states, it would be utterly impossible for Pennsylvania, (possessing as she did, wealth and resources beyond any state in the union), to maintain her high character and "noble bearing," in the sisterhood of the states, if she longer neglected to join in the march of improvement. Penetrated with these views, and instructed by the people, with scarcely a dissenting voice, the delegates—the sages of the commonwealth—met in convention at Harrisburg. In that convention, comprising, as is universally acknowledged, the collected wisdom of the commonwealth, was conceived the spirit of improvement which had agitated and moved the people—was digested and arranged, a system of improvement highly interesting to the state, and without which, she must have gradually sunk into obscurity and contempt; must have become, comparatively speaking, a dreary and desolate waste, in the midst of rich, flourishing and happy republics. It was more a matter of necessity, than choice, that urged Pennsylvania into these measures. The convention of 1825 saw, with a prophetic vision, the proud monuments of a nation's glory—the splendid improvements—springing into being along our borders, in the north and the south, to the east and the west; the direct tendency of which must be, to paralyze our national industry, to cramp our energies, to reduce the value of our lands, to prevent the settlement of our forests, to entice away our citizens, and in a measure, to depopulate our country; unless these injuries, these appalling results could be counteracted by corresponding improvements in the physical and political condition of Pennsylvania. It was not a spirit of envy, but a sense of necessity, and a glorious vision, and a necessity of self-preservation, that actuated the convention in its examination of the premonitory symptoms of disease and decay in the body politic, and induced the search, the discovery and the recommendation of the only antidote that could restore us to political health and vigor. That antidote to premature decay and national dotage, was nothing short of the construction of a river, uninterrupted, of which must be, to parallel the river Delaware and Lake Erie, "by the best and most feasible route."

That such was, in truth and in fact, the object designed by the original projectors and friends of the internal improvement system of Pennsylvania, your committee need not stop to demonstrate; other, than by a reference to the proceedings of the convention, to the responses of the people, to numerous acts of assembly on your statute books, and to the records and documentary evidence on the subject, in the legislative archives,

and Pennsylvania library. This policy has been approved and sustained by successive legislatures, coming fresh from the people, down to the present time—temporarily suspended, it is admitted, by sectional feelings and local prejudices, but in the main adhered to and cherished by the sovereign people. And especially too, when we reflect and are satisfied, that the motive and the necessity which now urge us on to the final completion of the works originally designed, are stronger, and more imperative than those which first awakened our slumbering energies, and which, at the dangerous conjuncture of the war, continued inaction. When we reflect on the amount of treasure already expended, which must be accounted as measurably lost, if the improvements are to terminate with the present contracts, and the system to be abandoned; when it is recollected that such abandonment would perpetuate an onerous system of taxation on our citizens, without the hope of relief or mitigation; when we anticipate the deeper mortification we should feel at the taunts and sneers of our neighbors, after having abandoned our boasted system of rival improvements, than we should have experienced if we had never been roused from our lethargy. When it is remembered, that a few of the public spirited citizens of Philadelphia, have within the last few years, expended more than eight millions in public works, and that the great state of Pennsylvania, possessing, as she does, tenable property to the value of more than three hundred millions, cannot shrink from an expenditure treble the amount of that of one of her towns; that our improvements, when finished, are to extend to the remotest corners of the commonwealth, and to unlock the agricultural and mineral treasures of every portion of her territory; that the means and the demand for mineral coal outrun the supply, and will continue to do so for half a century to come; that Pennsylvania must furnish that indispensable article of life to nearly all the states in the confederacy, and to the British dominions on the north, that the coal beds of Pennsylvania, without the means of sending them to market, are valueless from their inexhaustible abundance; that, in fact, for the wants of the world, those Black masses are convertible into gold and silver, and what is still better, the necessities and comforts of life, becoming in fact, bottomless reservoirs of individual wealth, and never failing fountains of national resources. That the investment of capital in canals is no longer a matter of experiment, that the experience heretofore made in the state of New York has been successful, even beyond the wishes of its most sanguine friends, without the advantages, to any considerable extent, of mineral wealth, for freight, which Pennsylvania possesses in a pre-eminence degree. That the Erie canal, during the progress of its construction, encountered an opposition, more determined, than has ever appeared in Pennsylvania in reference to her works; that within three years after its completion every species of enterprise and every resource, exhausted the need of applause accorded to the authors of that splendid monument of patriotic perseverance in well doing. That that improvement, the first year after it was finished, produced \$805,732 34 in the item of tolls, and in the sixth year, \$1,323,502, being an annual average increase of eleven and two-tenths per cent, furnishing the most incontestible evidence, that a few years operations will not only refund the cost of construction, and extinguish the state debt, but pour into the treasury millions of revenue, to be applied to future improvement, either physical or mental; a sum undoubtably sufficient, if applied to the latter object, to educate every child in the state at the public expense. When, too, it is recollected that the infant state of Ohio, within the memory of the middle aged among us, a desolate and apparently an impenetrable wilderness, the silent and undisturbed abode of the wolf, the panther, and the red man of the forest, has since the adoption of the policy of New York, doubled her population, tripled the value of her lands and agricultural productions, and quadrupled her national importance and political influence, treading, as she does, upon the heels of the "key stone state."

When we recur to the Schuylkill navigation, an improvement located in our region, and the therefore a claim to the anticipated fruits of the Pennsylvania canals than the improvements in our sister states, and contemplate the astonishing results of an investment there, of between two and three millions, and the annual average increase of tolls being thirty-six per cent. and the stocks of the company steadily rising in the market to one hundred and four per cent. above the original value; when we call to mind the numerous successful operations of the Inverness division, during the short period of its operations, in consequence of its connection with the mining business of the Lehigh coal company; when we examine the facts in relation to the Delaware and Hudson canal company, another improvement designed for the development of our mineral wealth, and find that it transmits daily six hundred tons of coal, annually distributing among our citizens six hundred thousand dollars, drawn from the bowels of a barren mountain; that the company is only prevented from distributing treble, nay, ten times that amount of the "necessaries and comforts of life" by a deficiency of water for its canal, and the limited capacity of a rail road section, in its improvements; the company's stocks eighteen or twenty per cent. above par, and still rising, with a fair prospect of rivaling the success of the Inverness division, and profit. When your committee take into consideration the former exemption of the people from the burthen of direct taxation; that for thirty years previous to the late revenue acts not a furthing had been required by the government; that when the general government

made a requisition of more than three hundred and ten thousand dollars, the amount was promptly supplied from the state treasury; and the people were not required to refund it; that most of the states of the union resort to direct taxation for the ordinary expenses of government; that Pennsylvania has on the contrary, from her ordinary revenue borne all the expenses of state government, met the requisitions of the United States, and appropriated more than half a million of dollars to roads, bridge and other local improvements; that the taxes imposed by the acts of 1828 are little more than nominal; that the late taxes of Ohio, or New York, or any other state engaged in a general system, for the improvement of its condition; that the impositions are but temporary, and for the purpose of sustaining a work of incalculable importance to the community; that our debt is in fact an investment, and not an expenditure, like most national debts, incurred in unnecessary wars and bloody crusades against the rights of many; and therefore that the money raised under our revenue laws should be viewed in the light of a trifling rent, or consideration, paid, for the use of a valuable improvement, and the expenses of collection only should be set down to the account of taxes or burthens imposed on the people by way of temporary loan, to be repaid "an hundred fold;" and finally, when we perceive that the cautious lynx eyed capitalist, whether domiciled in England or in America, has placed the most unshaken confidence in the responsibility of the state, and the sound policy of its investments, as is evinced by the avidity with which our loans are sought, knowing, as he must, that the resources of Pennsylvania are inexhaustible and inexhaustible, your committee presume it will be justified in assuming, that the objects now designed to be carried on to completion—the canals of the western are to be executed.

If we are indeed mistaken in this conclusion, if our improvements are not to be pushed beyond the ground already broken, if we have toiled so long, and expended so much, to recede and create the scorn and ridicule of the adjoining states, to construct a local improvement, to accommodate a neighborhood business, if in truth the transportation system to be adopted, is not one which we have been engaged in a most unprofitable project; if we have entailed perpetual taxation on ourselves for no adequate purposes, no corresponding benefit; then, have we sold our birth right, wasted our inheritance, with no redeeming security, against sure humiliation and deep repentance. Then have all the exertions of our patriots disappeared like the morning dew, and all the splendid prospects of Pennsylvania vanished, like the baseless fabric of a vision." In that event, this report will be found decidedly erroneous in many of its bearings. It has been calculated in a different manner. The subject has been viewed in a different aspect. Notwithstanding the opposition raised by the terrors of the weak, the apprehensions of the timid, and the conclusions of the factious, your committee cannot adopt the policy of inaction, and every resource, foregone in the march of improvement, will hesitate, falter, and finally retrograde, in a course of policy essential to the prosperity, the character, and the best interest of the commonwealth, and strongly engrained on the affections of the people.

In estimating the debts due the commonwealth for lands, it is difficult to find any certain data on which to found a calculation, and we have been obliged to adopt what is believed to be a medium of all the former estimates. The revenues derivable from that source are rapidly diminishing, and it is feared, will shortly disappear, if indulgence be much longer extended to the holders of unpatented lands. And it would seem partial and unjust, further to extend indulgence to the wealthy sections of the state, where the lands have been enjoyed from forty to eighty years without the payment of the purchase money, the lands in the mean time having greatly advanced in value. When by subsequent laws, the citizens of the newer and poorer counties have been required to pay in advance for their lands—especially as the citizens of the new counties are now taxed to supply that deficiency in the treasury, caused by withholding the purchase money of the lands in the old and rich counties.

The estimated value of the public improvements, in a tabular statement A, may startle at first view, but the committee indulge the hope, that when the tabular statements B and C are examined, and the principles upon which they have been formed are subjected to the most rigid test, the estimate will appear to be a safe one, resulting from fair comparison and arithmetical deduction.

The completion of the state improvements, would, it is believed, entail an additional impetus to national industry and active business, as to render your turnpike stocks, after that event, an available source of revenue, and increase rather than diminish the receipts from the roads. Such undoubtedly has been the effect of the construction of the Erie canal, parallel and near to the great leading turnpikes of the state of New York. Pennsylvania possesses abundance of mineral wealth, those roads and ponderous substances, the best calculated to furnish employment for canals, while the state of New York possesses comparatively few, and the committee, for the purpose of satisfying the Invidious, and submitting a safe estimate, have discarded this advantage, together with the difference in extent of our canals over those of New York, as also the discouraging effects of the unusual ice flow of the last season, and have instituted a comparison in the tabular statement B, between the actual operations and tolls, of the improvements of the respective states.

It will be perceived, in those statements that the estimated tolls the first year after the completion of the Pennsylvania ca-

nals, are \$905,732 00 which sum is found by the following mathematical process. The aggregate amount of tolls actually received on the New York canals for the three first years in which tolls were charged and while those canals were in an unfinished state, was \$93,896 11. The aggregate amount of tolls actually received on the Pennsylvania canals for the three first years in which tolls were charged, and while those canals were in an unfinished state, was \$120,503 30. The amount of tolls actually received on the New York canals, the first year after they were finished was \$759,759, thus we have three given terms to find a proportional fourth term, by a familiar arithmetical process. As the aggregate receipts of the three first years are to the amount in the first year after the New York canals were finished, so are the aggregate receipts of the first three years on the Pennsylvania canals to the amount that will be received the first year after those canals shall have been finished; which is the forecasted sum of \$905,732; thus we have made the first term in the statements B and C; then adopting the average annual increase of the New York Canals, and the eighth year's operations after the completion of the Pennsylvania canals will produce \$1,608,386. A sum more than sufficient to meet the interest of thirty millions. The same legitimate comparison with the Schuylkill navigation, a coal region improvement, as exhibited in statement C, produces a result almost incredible, and yet we have not been able to detect any error in the principles which have led to the flattering conclusion.

By a reference to statement D, it will be perceived that the estimated balance in the treasury on the 31st day of October, 1833, amounts to \$187,791 23; this is upon the supposition that all the loans of the present session shall have been called in before that day. Should this not be the case, the balance will be less by the difference between the interest and the premium on that portion of the loans not called in. And should further indulgence be extended to the holders of unpatented lands, as proposed by a bill now pending for that purpose, it is feared that the condition of the treasury will be injuriously affected by the measure.

STATEMENT A.

Whole amount of the state debt, including the loans and subscriptions for Union canal stock of the present session, to the 13th March, 1833.	
Loans for canal and rail road purposes	\$18,405,661 88
Loans not pertaining to canals and rail roads	1,810,000 00
Debts due to bridges, turnpikes, and miscellaneous objects	229,936 76
Union canal subscription, bearing an interest of 4 per cent.	200,000 00
	\$20,675,628 64

Public property of the commonwealth.

Bank stock	\$3,108,700 00
Turnpike stock	2,950,100 00
Canal stock	400,000 00
Bridge stock	430,800 00
Due to the state for lands, (estimated)	2,000,000 00
Present value of the Pennsylvania canals and rail roads, on the supposition that they are to be finished, agreeable to the original design, (estimated)	25,000,000 00
	\$31,989,600 00
Deduct the public debt	20,675,627 64

Property of the commonwealth, above the amount of the public debt	\$11,313,972 36
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STATEMENT B.

Statement showing the estimated increase of tolls on the Pennsylvania canals and rail roads, for the first seven years after they shall have been completed, calculated from the actual operations of the New York canals, for six successive years, commencing with the year 1825, (the first year after they were finished), and ending with the year 1831, both inclusive, the average annual increase being eleven and two-tenths per centum.

[New York canals.]	Pennsylvania canals and rail roads.	1st year after finished
\$750,759	\$805,732	1st year after finished
818,759	910,477	2d
897,263	963,374	3d
771,885	929,642	4th
1,009,942	1,111,730	5th
1,233,892	1,290,712	6th
	1,416,291	7th
	1,608,286	8th

STATEMENT C.

Table, showing the estimated increase of tolls on the Pennsylvania canals and rail roads, the first six years after they shall have been completed, calculated from the actual increase on the Schuylkill navigation, during the six successive years ending with the year 1832, the annual average increase being 36 per cent.

[Schuylkill navigation.]	Pennsylvania canals and rail roads.	1st year after finished.
\$41,108 77	\$805,732	1st year after finished.
54,143 74	1,095,735	2d
87,111 03	1,499,261	3d
123,669 00	2,025,782	4th
148,175 05	2,756,423	5th
191,005 91	3,718,745	6th
210,152 78	5,098,293	7th

STATEMENT D.

An estimate of the receipts and payments at the treasury, during the present fiscal year, ending on the 31st October, 1833.

	Receipts.
Permanent loans	\$3,068,680 00
Premium on do.	514,994 14
Lands and land office fees	70,000 00
Auction commissions	16,000 00
Auction duties	120,000 00
Dividends on bank stock	128,000 00
Dividends on canal, bridge and turnpike stock	93,800 00
Tax on bank dividends	43,800 00
Tax on offices	12,000 00
Tavern licenses	58,000 00
Retailers' licenses	70,000 00
State maps	200 00
Pamphlet laws	80 00
Collateral inheritances	65,000 00
Militia and exempt lines	1,500 00
Canal tolls	200,000 00
Tin and clock pedlers' licenses	3,500 00
Escheats	1,000 00
Tax on writs, &c.	20,000 00
Old debts and miscellaneous	1,800 00
County rates and levies, 1832	194,244 00
Tax on personal property, 1832	28,861 00
Fees of the secretary's office	500 00
County rates and levies, 1833	70,000 00
Tax on personal property, 1833	11,000 00
Grand bank bonus	25,000 00
Western bank of Philadelphia do.	25,000 00
Manufacturers and Mechanics bank of Northern Liberties	15,000 00
	\$5,220,150 14
Add balance in the treasury on the 1st November, 1832	117,167 16
	\$5,437,328 30

Payments.

Commissioners of the fund for canal and rail road purposes	\$3,128,680 00
Ordinary repairs on canals and rail roads	150,000 00
New works and improvements on old lines	280,000 00
Damages by canals and rail roads	100,000 00
Interest on loans	726,150 18
Turnpikes, roads, bridges, &c.	44,292 67
Expenses of government	210,000 00
Militia expenses	20,000 00
Court martial expenses	500 00
Pensions and gratuities	27,000 00
Education	4,000 00
Penitentiary at Pittsburgh	21,000 00
do. at Philadelphia	69,045 00
Conveying convicts and fugitives	2,000 00
Miscellaneous	6,000 00
House of refuge	5,000 00
To refund canal treasury	133,897 16
	\$4,949,525 01
Receipts for the current year brought forward	\$5,437,328 30
Deduct payments	4,949,525 01
	\$487,791 29

It only remains, to explain the reasons of the delay till the present time, of this report. It has heretofore been desirable to have an early report from the committee of ways and means, that the legislature might act with a full knowledge of the state of the finances. But since the passage of the act of the 16th March, 1832, "requiring the state treasurer to make an annual report on the subject of finance," the reasons for an early report, from the committee, have ceased to operate. In pursuance of that act, the state treasurer made a full report, on the 6th day of December last, giving an account of the fiscal operations of the government, more in detail, than could have been done by the committee, at the commencement of the session. That report, however, did not anticipate the new liabilities, that might be incurred, during the present session. A report from the committee, not embracing the important acts of the legislature, subsequent to the treasurer's report, would have been an idle ceremony, as it would not have furnished any additional light on the subject. Since the passage of the act of March last, it is expedient to delay the report of the committee till near the close of the session, in order that the large appropriations of the current session may be taken into consideration. The committee have embraced in this report the liabilities incurred by the legislation of this session down to the 13th of March, instant, together with one important bill, which has not yet passed, to wit, bill No. 297, as it passed the house of representatives, authorising the loan and appropriation of \$500,000. The probability is so strong of its passage in some shape not materially varying from the said sum, that it was thought advisable to include it in the estimates.



# NILES' WEEKLY REGISTER.

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THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

Q—The large supplement to the last volume is finished—and will be forwarded immediately. A few copies yet remain, at the service of subscribers to the REGISTER, at one dollar each.

We expect to send out the title page and index for the last volume, with the next number. It has been delayed, that the contents of the supplement might be added in their proper places.

Q—We have been, and quite unexpectedly, led into the making of a long article on nullification, in its principle and practice, and particular application. On first taking up the article from the "Telegraph," we designed to dismiss it with a few brief observations; but our pen got "a running," and it did not seem easy to stop it. So we "let it go a-head!"—thinking that, perhaps the present was as good a time as any other to say certain things which we had intended to say, at a future period, and on another occasion. The general direction of the argument, however, does not appear to have much practical utility, at present, and will not be pursued. We shall not now go into a regular discussion of the points stated, or made, much as we desired it with the senior editor of the "Richmond Enquirer" some few months ago, under special considerations and peculiar circumstances—from which Mr. Ritchie "backed out," and, as we thought, rather unhandsonly. But that was his own affair. The time may come, and the existing condition of circumstances be so changed—that we shall be willing to take up that gauntlet which Mr. Green offered—after Mr. Ritchie had both accepted and retired from that which we had thrown down: but of that time, and those circumstances, we must judge for ourselves. Without any interest at stake, personal or partisan, in this matter—without a subscription to the opinions of any man, or set of men—and in a conscious independence of all men, except in the fitness of things, as apparent to our own understanding, we have devoted ourselves to a promotion of the industry of the laboring people of the U. States. These have a greater interest in this subject than we; and if the working man "goes supperless to bed," the sin lies not with us—the wrong is not of our making. We have had "no part or lot in this matter"—either in private practice or public performances of what we thought duty. We have not yet said, however, that,—when there shall be a "moving of the waters," by the spirit of truth—when a love of "the light" shall supersede a devotion to idols, and privation reform the affections of men by operating on their bellies—we shall refrain from again giving up our heart and soul, with every rightful effort of body and mind, to the cause of our fellows—THE PRODUCTIVE LABORERS OF THE UNITED STATES.

Q—The treasury instructions establishing, (if not exacting), the tariff law of the United States, are inserted in a subsequent page. Among our most decided objections to the act of the last session, was the power which it placed in the hands of the secretary of the treasury—whoever he may be, and for eight years to come—if the act remains undisturbed; rendering that officer, under direction of the president, commander-in-chief over the tariff, whether regarded as a matter of protection, or a thing of dollars and cents only, receivable at the treasury—a power which, we think, congress ought not to have parted with: for if the secretary has, or hereafter shall, exert that power wrongfully—great injury may arise before a corrective can be applied. We have no personal allusion to the present secretary of the treasury, nor fault specially to find with his proceedings now before us—but would not have consented to the investment of so great an amount of public authority, and private influence, in any individual; and to relinquish, as it were, a holding of the nation's purse-strings.

Mr. Mc Lane has put down all speculation as to the operation of the law, and his opinion is in conformity with the generally accepted meaning of the act. The

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sum of the reductions is to be calculated on the reported, or ascertained, real value, or foreign cost, of every article, and the *minimum* principle and *specific* duties are subject to those rules which every one saw was applicable to simple *ad valorem* articles. This will dissipate the fancied security of some engaged in particular branches of manufactures—and surprise others who seemed to entertain a "notion" that the specific duties were preserved. We could not see any reason for hoping or expecting either of these things. As a levelling system had been resolved on, we supposed that all the duties would be cut down on the *same principle*—though some articles will bear a reduction much better than others; some thrive the better for it, (at the cost of consumers, because of a reduced competition), for a while to come, and others more speedily be given up to "our workshops" in Europe.

It will take a goodly number of clerks, we suppose, to figure-out the amount of the duties according to the treasury instructions; yet always having been in favor of specific appropriations and specific duties, we wish that a specific manner of applying the law had been established by the makers of the law. But "what has been done cannot be undone." It is probable that the act, because of its own imperfections, will come up for consideration, explanation, &c. at the next session; and if so, we hope that time may be allowed to ascertain and prescribe the particular duties which shall be payable on particular articles. We apprehend that the public safety, as well as individual security, are considerably involved in this matter; and, when encountering an evil, as we believe that this law is, it is important that all its metes and boundaries should be clearly before us. Established by law, and not liable to construction, misconstruction, or reconstruction, as the case may be, at different times, under different views of things, and by different secretaries.

The *modus operandi*, under the instructions, we suppose, will be thus:

1st. As to articles subject to a *minimum*, such as cotton yarn and cloths, certain kinds of woollens, &c.

The *minimum* of white cotton goods is fixed at 30 cents the square yard—and the duty is 20 per cent. on this value—that is, 6 cents the square yard. The foreign actual cost, let us say, is also six cents. The duty then is at the rate of 100 per cent. on the foreign cost. As it is only the duty over 20 per cent. which is to be acted on, one-tenth of 80 per cent. or 4.8 mills of the duty on a square yard, will be the amount of the *first* reduction, and so on, until the duty shall sink to 20 per cent. equal to one cent and two mills on the square yard, if costing six cents—and in that proportion.

2d. As to *specific* duties—a numerous class of articles.

The duty on a ton of bar iron manufactured by rolling, is 30 dollars—and such iron, of an inferior quality, has been often sold in England for 50 dollars. The present duty is 100 per cent.—80 per cent. or 24 dollars the ton, is then subject to the reduction, and the first fall in the duty, (one-tenth), will be 240 cents per ton. At the end of the period, the duty will be six dollars per ton.

3rd. As to duties which are both *specific* and *ad valorem*.

Wool costing more than 8 cents per lb. pays a duty of 4 cents per lb. and of 40 per cent. ad. val. If its foreign value is 20 cents, the present duty is 12 cents per lb. or 60 per cent. ad. val. The excess duty for reduction is 40 per cent. equal to 8 cents per lb. and the tenth is 8 mills. The ultimate amount of the duty on such wool will be 20 per cent. or 4 cents per lb.

It is hardly necessary to speak of the simple *ad valorem* duties, for no doubt has existed as to the operation of the new law upon them.

Every particular package or parcel of goods,\* will be subject to *particular* calculations on its cost. The duty

\*Aye, or piece, if subject to be entered for exportation, and repayment of duty, by drawback.

on sugar, for example, which costs 5 cents per lb. and now paying 50 per cent. ad val. will have its first reduction in one-tenth of 30 per cent. which, at  $\frac{2}{3}$  cents the present duty, will be  $\frac{1}{3}$  mills per lb. and the final duty on such sugar be one cent per lb. If the sugar costs  $\frac{2}{3}$  cents, the duty being the same, the rate is one hundred per cent. 80 per cent. is then the excess, and the first reduction will be 2 mills per lb.—and the ultimate duty only half a cent per lb.

—**Q.**—We publish a sensible report on currency, capital, interest, &c. recently made to the legislature of New York—and recommend it to the careful examination of those who desire to investigate elementary principles of important things. It would appear to us that, notwithstanding the "safety fund," &c. the state of the currency is not such as it should be in the state of New York. It might be considerably "reformed," perhaps by forbidding the issue of bank notes, or bills, or any thing in lieu thereof, for a less sum than three dollars, as a preliminary step—to extend to five dollars, in a year or two thereafter; and then ceasing to manufacture new banks, the law should interfere and prevent excessive issues by the old ones. A sudden contraction of the currency always causes the ruin of many worthy men, and sometimes produces general distress; and, as contractions will occasionally happen, the safety of the people is best assured in restricting the currency—which restriction will increase capital, whenever there shall be profitable employments for it.

—**NULLIFICATION.** The United States Telegraph of the 25th ult. had the following extract and remarks:

It will be seen by referring to Mr. Calhoun's letter, and the speeches of gov. Hayne and gen. Hamilton, that an exercise of the "right of nullification," by the state of South Carolina, having caused the recent adjustment of the tariff, is hereafter to be held as the "rightful remedy," in either of the twenty-four states, for the redress of any real or imaginary evil arising out of the laws of the United States, or the decisions of the supreme court.

And though nullification has not been formally acknowledged in congress, as the "rightful remedy," it certainly has been respected as an efficient one.—*Niles' Register.*

Is the editor of the Register really ignorant of the principles of nullification, or does he intentionally misrepresent them? We are loth to believe the latter; but he ought to know something about them before he utters the sweeping denunciations which have appeared in the Register. The advocates of nullification have never pretended to consider it as a means of obtaining redress, for "any real or imaginary evil arising out of the laws," &c. It is only in cases of violations of the constitution, usurpations of power, not granted, and pervasions of granted powers, that we contend the nullifying powers of a state can be rightfully exercised.

If abuses which do not extend to pervasion, exist in the exercise of granted powers, the remedy is in the ballot box. If redress cannot be obtained through that, it remains for the people of the state or states to decide whether they will submit to the oppression or will secede. They would have no right to nullify the law. They would be bound to submit the requisitions of the law as long as they remained members of the union. If the oppression be too grievous to be borne, they have no redress but secession—unless the preparatory steps for secession should induce the majority to relax in their oppression.

It is true that there may be cases in which the abuses of even a granted power may be of such a nature, as to justify a state in nullifying an act of congress. Thus, when powers granted for the attainment of one object, are perverted to the attainment of another object, not contemplated by the framers of the constitution, nor deducible by fair construction from it.

If the editor of the Register has not accurately comprehended the doctrine of nullification—he seems fully convinced of its efficiency. This is by far the most important part of it.—And although congress may not have acknowledged it as the "rightful remedy," yet as they have "respected it as an efficient one," we are well satisfied of the state of the case—having full reliance upon the prudence, patriotism and good sense of the people, that they will not have recourse to it, but when it would be "rightful," as well as "efficient." If this be not a safe reliance, let us at once establish a race of kings, to save the people from themselves.

The clamors against nullification are useless. He is little acquainted with the nature of political institutions, who does not see that nullification has become a principle of our government. It is useless to attempt to dignify it. The people know it and feel it. It is a principle that necessarily lies dormant until there is a necessity for its action. It then rises with the strength of a giant, and with the energies of an oppressed people. It summons until oppression calls it forth. The Virginia and Kentucky resolutions gave it birth—the ordinance of South Carolina matured it. And the people, whether at the north, south, east, or

west, will always recur to it, to resist unconstitutional oppression.

—**W.**—We give to the editor of the "Telegraph" the benefit of all his remarks on our brief paragraphs, and shall make some observations upon them—not intending, however, at present, to enter into a consideration of several subjects which are held ready for discussion, when the utility of an argument concerning them shall become more apparent than it is now.

Though we never kissed the "black stone" and swallowed the president's proclamation "whole," we gave a hearty consent to the general principles of that paper, because that they were really our own—having, for years, apprehended more danger from the factiousness of states than on account of an increased, or consolidating, power in the federal government; though free to confess, that several things happening in the last four years have induced us to apprehend the existence of a greater central dominion than we had supposed was admissible—or would be endured. Still, there are parts in the proclamation which go much beyond that political heresy which we ("genuine democrats of '38"), imputed to the old "federal school," and not at all necessary, in our humble opinion, to a broad and conclusive argument against nullification, as expounded by its advocates in South Carolina and elsewhere. But we have fallen upon strange times. A little while ago, and no persons in the United States proceeded so far in expanding the powers of the general government, as some who now are the most prominent in contracting these powers, and contending that each state is a "sovereign" interpreter of the rightfulness of every proceeding of that government—for to this extent the doctrine of nullification reaches, else the claims made in favor of state "sovereignty" are as well scandalous as they are perulie. And more recently, only two years since, others who have gulped down the "entire proclamation—as young robbers swallow all things which are offered—in authority, or "by authority," or on their "allegiance," abused Mr. Webster with "rank federalism," because of his speech on Mr. Foot's resolution, and extolled Mr. Hayne for his correct and "truly republican" constructions of the constitution; and yet it is found that almost every generally accepted principle hid down in the proclamation may be clearly traced in Mr. Webster's "federal," or "blue light" speech, as many of the "coliar presses" bawled out that it was—concerning which we have many curious articles in "pickle," and shall produce some of them—when necessary.

We neither understand the metaphysics nor the mathematics of NULLIFICATION. We are "ignorant" of both. But beg leave to think, that we have looked as long at practical things, and, perhaps, may have as good a judgment concerning them, as the editor of the Telegraph. At any rate—we cannot elect him our school-master. He says—"The advocates of nullification have never pretended to consider it as a means of obtaining redress for 'any real or imaginary evil arising out of the laws,' &c. It is only in cases of violations of the constitution, usurpations of power, not granted, and pervasions of granted powers, that we contend the nullifying powers of a state can be rightfully exercised." What more is needed to the argument? A "sovereign" state decides on the constitutionality of a law—and may call its passage either an "usurpation" or "perversion" of power, at its own discretion—for the "sovereign" admits of no superior. And whether the act of the "sovereign" be on account of "a real or imaginary evil," the right of action is the same, and unimpreschable! Even конюх сканк has nothing to do with this matter—has no influence over it! To speak to the case in point—not more than four or five of the states consider the tariff law to be unconstitutional, and twenty-three, out of the twenty-four, repudiate the doctrine of nullification—casting it

\* The proclamation was very troublesome to our old friend, the editor of the Richmond Enquirer—but, at last, he seems to have "taken" it, and become very moderate about state-rights. When the proclamation had just issued, some Federal editor thus happily described the state of the case—"Mr. Ritchie handles the proclamation as a hungry man would a hot roll which he had stolen, and which he was anxious to swallow, but which, as he felt it burning in his hand, he was afraid to put it in his mouth, while he feared detection, if he did not hide it effectually."

off as a political leprosy; so it is also with a large majority in congress, and, perhaps, in the unanimous judgment of the supreme court: yet a protecting tariff is unconstitutional, and nullification the "rightful remedy," because—so South Carolina will it! And the state being "sovereign," is under no legal obligation either to comply with the wishes of a majority of the states, or submit herself to the common sense of mankind! The "sovereign" is absolute. And if, in the late war, the United States should again levy a tax upon coaches—South Carolina may pass an "ordinance" changing all her "coaches" into wagons, and thus nullify the act. What is it to her that every lexicographer makes a wide difference between "coaches" and "wagons"? It is in the power of the "sovereign" to render "fleas into lobsters,"—though Sir Joseph Banks, after "philosophically" boiling a pot-full of the latter, certainly ascertained that "fleas are not lobsters!"

Such is the power of the states—in nullification! We do not mean to speak lightly on the subject. If the third clause of the eighth article of the constitution, which gives congress power to "regulate commerce," does not authorise the enactment of protecting tariff laws—the power so long exercised, (and still in action), imposing discriminatory duties on tonnage, or prohibiting the coasting trade to foreign vessels, is surely unconstitutional, and ought to be "nullified!" The rule which applies to goods is applicable to the ships which carry them. We defy the whole host of metaphysicians to draw a line between them,—and the entire tribe of "philosophers" to present a clause in the constitution which either separates these branches of domestic industry, or prefers one over the other. There is no such clause. If the grant of a full power, to "regulate commerce," does not contain subordinate, or incidental powers, as some of the state-rights men seem to contend, a South Carolina planter may employ a Bermudian vessel to carry his cotton from Georgetown to Charleston, or New York, and bring back to him wines and negro cloths, rice horses and cotton bawling; and as the power to prohibit such employment of foreign vessels is not stated in the constitution, such prohibition may either be called an "usurpation" or "perversion" of power. This, however, is not now affected. But the same clause that protects, or prefers, American navigation, protects or prefers American manufactures—and the power granted is natural and unalienable, in both cases. Without it—the United States has no sovereign authority. If the power of self-defence is denied—there is no other worth insisting upon; and the government of this great republic is placed in the condition of a negro's dog, which DARES not return even a snap for a bite, when assailed by a white man's cur. We say,—that the power to encourage and protect the navigation of the United States, which has been mightily exercised from the beginning of this government, and, in a very important part, to ABSOLUTE PROHIBITION—has the same, and no other, constitutional authority than that which is given to encourage and protect the manufacture of mouse traps. Both are derived from the full power just above stated. The right to tax foreign ships entering our ports, to any amount, for the encouragement of ship-building in the United States, is universally conceded—but the right to tax foreign products and manufactures, that other American products and manufactures may be substituted for them—is "nullified!" Neither ships nor mouse traps are mentioned in the constitution. They are both articles of "commerce," and the right to regulate the importation, or introduction of either, is precisely the same. For a long series of years, we taxed all foreign vessels one dollar per ton on their entry, our own being admitted on the payment of six cents. Ships are only the agents of "commerce," and so are camels and mules. Navigation has less to do with "commerce" than agriculture; and is, by

[Nothing like a correct estimate can be made of the internal commerce of the United States—but the first sales of the products of the land, rendered valuable by labor variously applied, including all sorts of commodities, with costs of transportation, &c. perhaps amount to not less than one thousand millions of dollars a year. This will not appear an unreasonable sum, we think, to those who shall reflect upon the subject, and will endeavor to grasp the multitudinous pursuits and products of land and labor.

If the manufactures of the United States have an aggregate value of 500 millions—we mean manufactures of houses and

far, the lesser interest; yet some years ago, when France imposed a duty of 18 dollars per ton on American vessels entering her ports, a law was passed, by the unanimous vote of both houses of congress, imposing a duty of 18 dollars per ton on French vessels entering our ports; and if France had also taxed-out our cotton, should we not have taxed-out French goods? But the case is "materially altered" when wheat, and not cotton—and English, not French, goods are concerned! We want no wire drawing about this matter—no attempts to shew the difference between the north and north-east side of every bristle on a "whole hog's" back, from the "saw to the tail!" We demand it, of our quoniam friend, Mr. *Obata Principis*, and present cotemporary, *Nova Ferrona*, "esquire"—and of gen. Green, who has stepped into the east-of-ship-slots of Mr. *Rutchee*, since the days of his abjection, decreed in the proclamation—to put their "finger upon that part of the constitution," (as Mr. H. used to say), which prohibits the coasting trade to foreign vessels—allows the imposition of discriminatory duties upon them and their cargoes—or authorises the employment of the American navy for the protection of American commerce—even at the antipodes, or in the Mediterranean, and at a greater expense to the public, in that sea, than is the amount of all the private profits which accrue to us from its trade. These powers, however, are natural results of the acknowledged independence of the United States, and are not disputed—still the right to nullify them cannot be questioned—for a sovereign state cannot err! A power to protect the labor and property of persons, engaged in any particular pursuit, is not given in the constitution; yet every citizen believes in the existence, and sees the perpetual action of such a power. It is only concerning its application, or a sheer question of expediency, about which individuals differ. On what principle is it, that the importation of slaves is prohibited? Because, as we suppose, thought to promote the "general welfare." May not the "general welfare" be as well promoted in excluding the productions of white slaves, as the persons of black ones? The constitutional rule which is applicable to the last, must hold good with respect to the first. South Carolina, in her wisdom, continued the importation of negroes to the latest moment that she could—and, down to 1808, the Charleston newspapers were filled with advertisements of cargoes of them for sale. The law which now prohibits the importation of slaves, stands precisely upon the principle which prohibits the coasting trade to foreign vessels, imposes discriminatory duties on goods imported in such vessels, or if from beyond the cape of Good Hope, or assesses other duties for the further encouragement of American industry; but it pleases South Carolina, in the power of her own individual "sovereignty," alone in her own might, to pronounce the latter class of duties unconstitutional! It is more lawful to protect home-manufactured Yuzee ships, than home-made Tankee "palmetto buttons!"

But if we had ever held an opinion that "nullification is a rightful remedy" for the redress of "real or imaginary evils," the carrying-out of the doctrine, in South Carolina, would have rendered it contemptible. We allude to the act of the convention nullifying the late law, "further to provide for the collection of duties on im-

ships, as well as of cotton and woolen cloths, and hob-nails—not less than 375 millions, or three-fourths of the annual aggregate, belongs to the agricultural or land holding interest, in one way or another, chiefly for subsistence and materials, or means, supplied—minerals and catfish, water-power, timber, wool, and a thousand of ceteras.

As many copies of this article will probably out-live a distinct recollection of the scurry political terms and politics of the day, it may be proper to observe, that, when a man calls himself a "whole hog," he intends to compliment himself—and if he adds, "from the snout to the tail," it means that he feels qualified for a seat in congress, and, perchance, a mission to represent the dignity of the United States at a foreign court. We once heard a person say, in the presence of his wife, "I'm whole hog, and so is my wife." But the lady, and such she really was, objected—she was not willing to be called a female hog. There is nothing new in this. We have been told that, in certain parts of Africa, after bumping the ground nine times, it is the pretension of politics to say, "your majesty's dog is crawling before you." We do not much admire this modern hogging or ancient dogging. But—*de gustibus non disputandum*: "precepts" must be obtained, and "punishments" avoided—if possible.

ports." The convention might as well have nullified the act of congress making compensation for "Amy Darden's stud horse"—for, having repealed her original ordinance, this law of the United States was rendered a dead letter to the people of that state—UNLESS A SOUTHERN KINGDOM OR CONFEDERACY WAS STILL CONTEMPLATED, or some other violent intent entertained, for further use, by persons that would "rather reign in hell than serve in heaven." It was an act of baby-spite—the prouting of a spoiled child, (except as above excepted), and redeemed nullification into the meanness of a besotted faction, or cast it into the "keeping" of the Catalines of the day. Let us look a little more closely at this subject. Every "Jeffersonian democrat," in the time of the embargo, supported a law much more extensive in its powers, and furious in its character, than is the act which South Carolina has nullified. Aye, and the first was a much stronger constitutional case than the last, in many respects. We shall refer only to a single point, because it is that which directly bears upon the general subject to which the "sovereign right of nullification," was first applied: but must previously state—that every man who regarded the embargo laws as unconstitutional was put down, by the "democratic party," and marked as an "old tory," "apostate whig," "British refugee" or "hireling," "monarchist," or the like.

First. There is no expressly delegated power in the constitution to lay an embargo. It is incidental, either to the power of "declaring war" or "regulating commerce"—for "the general welfare." Very few persons questioned the right of congress to lay an embargo, under the war-making power; and while it held the character of a war-measure, not much was said about its unconstitutionality. But being unlimited in its duration, and uncovered by a declaration of war—and continued until the American flag had disappeared from the ocean, the phases of the law were altered, and then it was supported by its friends under the clause which authorises the "regulation of commerce." An ardent discussion of constitutional principles ensued. The "federalists" said that "regulation" and "restriction," were not synonymous terms!—that, as with a view to the encouragement of American industry, the constitution having forbidden the imposition of a "tax or duty on articles exported from any state," it was absurd to suppose that a power existed to prevent all exportations, at discretion, and without limit! They insisted, that the positive denial of a power to tax exportations, shewed that the people, in adopting the constitution, had reserved for themselves an uncontrollable liberty over all exportations. But we, "the democrats," put the "federalists" down, as well through "king numbers" as by argument! We said, that the right to "regulate commerce" as should, (in our opinion), best promote the "general welfare," was undoubted; and there were not wanting many "sturdy democrats," who held forth concerning "our restrictive energies," and desecrated upon the great benefits resulting from the improvement of our country, and its advances in prosperity, because that it was being rendered independent of foreign nations for manufactured goods, &c. and, if we are not much mistaken, some of the messages of president Jefferson thus encouraged us to perseverance in the embargo law—which, as a war measure, or a regulation of commerce, or as a means of promoting the "general welfare," we made it out clearly was both constitutional and expedient! We well remember writing a pamphlet on these subjects, which was so well approved by the "democratic republican committee," that 10,000 copies of it were published to enlighten the people of Maryland! Such an edition was not a common thing in those days. Aye, and out of that pamphlet was obtained the chief matter for two great "embargo speeches" made in congress—without the least credit being rendered to the humble and obscure author of it—or any admission, that certain original statistical statements were borrowed!

Secondly. On the other hand: an express power is given to congress "to lay and collect taxes, duties, imposts and excises—to pay the public debt, and provide for the common defence and general welfare." There is no limit (now) to this power, either concerning the imposition of taxes, or the disposition of the funds produced by them; nor ought there to be—we speak on general principles. The power to raise a revenue necessarily involves a right to disburse it. Now in this power, or in that to regulate

commerce, or in both united, Mr. Jefferson and the "democrats"—the Gales', Macon's, and so forth—found authority for the seizure and condemnation of British goods imported, &c. though we were not at war with Great Britain! Britain had passed certain orders in council for the regulation of trade with the continent of Europe—and, like the poor worts, which, "if trodden upon may turn," there existed a natural right to meet regulation with regulation; to say nothing of our proud claims to sovereignty and independence! We prohibited commerce with Great Britain—we made a law to confiscate British goods when imported into the United States—because, mark the because—Great Britain had embarrassed our trade with the continent of Europe, and restrained us from sending our flour, cotton, fish, &c. to the various nations with whom she was at war. This was the "democracy" of Jefferson's administration; but now the more lofty "democracy" of the "chivalric and generous south," having an open market for its cotton, deems it unconstitutional to impose protecting duties, that iron and cloth may be manufactured in America, though the British duties, as to our flour, meats, fish, lumber, and every great staple, cotton excepted, are prohibitory in their operation! The power in congress to "regulate commerce" has been stricken from the constitution—by construction; and an exercise of that power may be rightfully "nullified!"

But let us look a little more at the constitution. We have just above said that the power "to lay and collect taxes, duties," &c. is now without limit—that is, it is a complete power, and as strongly granted as any form of words can express. And that it was so understood by the framers of the constitution, who had a full sense of the meaning of the phrase, "TO REGULATE COMMERCE," is indubitably proved from the following exception, (and the only one) to that power, and for a limited time:—"The migration or importation of such persons, as any of the states now existing shall think proper to admit, shall not be prohibited by congress prior to the year one thousand eight hundred and eight; but a tax may be imposed upon such importation not exceeding ten dollars for each person."—Cons. U. S. Sec. 9, Art. 1.

This article alludes to slaves—though the convention was ashamed to put the word into the constitution; and it was a concession to the wishes of South Carolina, perhaps, at the time—for she was the only state which persevered in the importation of live "wool and ivory" up to the period prescribed.

The introduction of this clause into the constitution, as well as the manner of its matter, is very remarkable. The importation of slaves was not to be prohibited until 1808, nor a tax of more than ten dollars a head laid upon them; the power then to prohibit the importation of every other article of merchandise (!), or to tax it at discretion, was instant and full on the adoption of the constitution. If there had been any doubt concerning the power to "regulate trade," to "promote the general welfare," this exception should have quieted it. So it was in the beginning of man. The fruit of the "tree of knowledge" being only forbidden to Adam, left no doubt of his entire discretion over all the rest of the fruits of "the garden."

While thinking, then, that the original pretence for nullification in South Carolina was lame, and weak, and

\*We shall, at some future day, fully shew the understanding of the people of the United States, when they adopted the constitution, on this subject. It was British regulations of trade which caused the revolution—and the idea of a federal government originated in the necessity of so "regulating trade," that the industry of the country might be protected—else why the splendid professions of mechanics and manufacturers, celebrating the ratification of the constitution? What had they, as classes, to do with the matter? Whence the professions of BASTIENNE, from which was sent the first petition to the first congress under the constitution, and it was for the protection of American industry—whence the impudence of the mechanics of CHARLESTON, who, almost simultaneously forwarded a similar memorial to the representatives of the new nation?

† And we solemnly believe only a pretence. It was a grasping at political power, or to arrest an apprehended change of the location of such power,—which, in our opinion, led to all the clamor in the south against the tariff. We do not believe that any "oppression" was really felt, because of the tariff. The gigantic advances made in the wealth of the cotton-growing states, stand opposed to this clamor. Lower Virginia and lower South Carolina are declining—but mightier causes than fifty tariffs are working out the poverty of these sections. On the

impotent—was obnoxious to the second nullifying ordinance as well as profligate as contemptible: that if there had been any seeming dignity in the "rightful remedy" assumed, the practice under it was better suited for an assembly of "black spirits and white," at a cross roads tavern,—than the convention of South Carolina. We think freely—and, if we speak at all, are apt to say what we think, in all possible plainness. We believe that we understand both the principle and practice of nullification—and, while yielding nothing to the argument in favor of that heresy, would resist, to the uttermost, the presumption of those who have embraced it,—say, who tell us that the contest has only just begun, who hold themselves up in a military attitude, and still threaten these United States!—though having obtained what they regard as a triumph; which they should not have obtained with our consent. If general Hamilton would have gone "to the death for his sugar"—he might!

The "play" of the editor of the "Telegraph" upon the admission made by us, that nullification, if not a rightful remedy, "has been respected as an efficient one," is not "worth the candle." We ought not, perhaps, to have used the word "respected"—for Mr. Clay, and others who supported him, had no sort of respect, in the ordinary meaning of the word, for nullification—such as regard, reverence, honor, awful kindness, or partial regard. We know that many who voted for Mr. Clay's bill, supremely despised nullification, in all its parts and parties. But "great effects from little causes flow." The soiling of a duchess of Marlborough's gown, once involved Europe in a general war! and simple matters of accident oftentimes make great men out of blockheads or knaves. Nullification has been "efficient"—but not because of its own power. A modification of the tariff, (which it was thought would prove acceptable to South Carolina), has been made. Had the new tariff not stood alone—it might well be said that nullification had been respected—"duly respected," as the Turk bows his head when the silken cord is presented in the name of the sultan, to strangle him; but the enforcement bill was also passed—and every body knows that no modification of the tariff would have been submitted to, at the last session of congress, had the enforcement bill failed. And the latter might have stood alone—but for the fear of an undue or indecent exercise of the powers which it gives to the executive.\* We feel nearly authorized to say that we know it was the latter consideration which powerfully influenced enough of the members, perhaps, to have defeated Mr. Clay's bill. And to the consideration just mentioned was superadded

other hand, look at Alabama, Louisiana, Mississippi, and even Georgia. The general amount of wealth, has, perhaps, been at least doubled in these states within the last eight tariff years. And see what is going on in Florida! A Savannah paper mentions it as an extraordinary crop, that col. Dummitt, of Tomoka, Florida, recently manufactured from one acre of sugar cane, four hogheads of sugar, averaging more than a thousand pounds each, and worth nine and a half cents per pound. The crop of this single acre will therefore bring three hundred and eighty dollars. Pretty well for Florida. Col. D's entire crop will amount to near one hundred hogheads.

And at this time too, it should be added, as a monument to the memory of the tariff law of 1816—though it lived not long enough to develop its blessings—that, in nearly every part of the United States, a general prosperity may be said to abound—which has no parallel. A greater show and bustle of business, may have been seen at particular periods—but safe and solid acquisitions of wealth were never before so extensively made, and in spite of unwise proceedings, on the part of the government, in many respects. The whole secret is in this—that the *confederate gives to industry* caused every person, as it were, to obtain constant employment, and at liberal wages; hence mighty circulations of values, and quick passages of money from hand to hand. Suppose there are two millions of persons to whom wages are paid for labor performed, and that the present average is only 30 cents per day—cast one half of these out of employment, or, because of excess of labor, reduce their compensation to 25 cents—and the difference of the values earned and circulated is in the enormous sum of seventy-five millions a year! We beseech reflecting men to examine into this matter. Here is the true cause of the general prosperity that prevails—and which ought to be sustained.

\*The enforcement bill was necessary, as the majority thought, to vindicate the constitution, and prevent such excesses as had been contemplated, and provided for, by South Carolina—but with that vindication, many believed, it was prudent, and for the reason stated, to withdraw from South Carolina every pretext for perseverance in her measures—and so practically "nullify" a present use of the enforcement law.

the operation of a generous spirit, which has not been handsomely returned by some in whose behalf it was exerted. On the expediency of the new tariff law—we frankly expressed our opinion to its honored author, a considerable time before he offered his bill to the senate. That opinion has suffered no change. On the contrary, every day's observation goes to confirm it. The reasons which induced us to oppose that bill are being rapidly developed. Partial evil may be general good—or temporary success lay the foundation of permanent adversity. But we shall not now discuss the questions involved in that law. Things are not ripe for it; and the course to be pursued on the general subject has not yet been determined. The occasion, however, is fitted to say—that this difference in opinion has not alienated any of those affections which, for more than twenty years, we have warmly entertained and steadily cherished, for one of the most honorable and highly-gifted men of the age—and perhaps also, the most cruelly calumniated and wickedly abused. We have known him long and well; but, while feeling all confidence in the purity of his motives, and paying as much deference to his judgment as any human being may rightfully ask of his fellow man—we must adhere to our own opinions until convinced that they are invalid. "Collared" persons cannot understand this. It is their duty to have both hands disengaged, that they may take off their hats, and hurrah on the right side or the left—as directed in "general orders." Tens of thousands were in this dignified and beautiful posture, (holding both hands up) while a doubt remained whether the president would approve or nullify the bill for rechartering the bank of the United States—and those who hurrahed most loudly because of the veto message concerning that bank, have also hurrahed most lustily for the proclamation, though the scope and bearing of these papers are about as much opposed as the "eternal" ice of *Chimborazo*, and the "eternal" fire of *Vesuvius*. Some "philosophers," we believe, contend, however, that the elements of heat and cold are the same. It may be so—for there are many strange harmonies in things that are apparently in opposition! And, as the instant sensation of ice and fire is pretty nearly the same, it is enough for politicians that a seeming affinity exists for the moment—the present purposes being accomplished, the "collared" gentlemen have served their turn required of them.

The last paragraph in the article quoted from the Telegraph needs no remark except to say, God forbid that nullification should ever become a "settled principle" in this republic! That it is not—we well know. Twenty-three out of the twenty-four states repudiate this heresy. Even Virginia, the parent and hot-bed of state-rights metaphysicians, has cast it off. It has an abiding place only in South Carolina—and, we think, will not long endure there either. It has, however, proved itself "efficient"—but not, (as above stated), in the operation of its own power. We like it no better for that, and we reject it in all its phases, and under all circumstances, and regard it as an abomination.

"A BUDGET OF BLUNDERS." We meet with the following in the "Washington Globe, credited to the "Georgia Courier":—

"Trick. It is asserted in Niles' Register, that into the bill submitted for Mr. Clay's, there was fortuitously inserted a section by which certain manufactures of iron imported pay less duty, than foreign iron itself. It was not read in the senate at all; Mr. Clay having answered Mr. Grundy that he had compared the two bills, and found them essentially the same! 'It was read by its title three times and passed, all in less than five minutes.' Then Mr. Duckerson discovered the fraudulent section, and complained of the violation of the compromise; but the senate refused to reconsider or strike out 17 to 8. [Georgia Cour.

It is not easy to apprehend how so many mistakes could be committed. The bill of which we spoke was not substituted for Mr. Clay's bill—Mr. Clay did not answer Mr. Grundy, nor say that he had compared the two bills—and we know further that Mr. Clay was not in the senate at the time. The latter parts of the statement in the "Courier" is true—but the bill alluded to had not any connection with Mr. Clay's bill, except that its provisions violated the principle of the "compromise" which had just been made, in the passage of Mr. Clay's bill. It is true that the bill, if it had been read in the senate, would not have passed that body—and that it became a law, if

not by "fraudulent" intention, in what may be esteemed [almost] criminal carelessness, and four o'clock in the morning legislation.

**AMERICAN HANKIN**—A valuable article, manufactured from cotton raised on the estate of Mr. Forsyth, one of the senators of the United States from Georgia, is offered for sale, in considerable quantities, by Mr. Nathaniel F. Williams, Baltimore. The cloth being of the natural color of the cotton, is said to be only changed for the better by washing. It becomes a little more lively, but does not fade. It is a valuable acquisition—and, as a joint product of southern agriculture and Yankee manufacture, we hope will meet with the protection of the American people.

**THE EXPENDITURE** of the government of the United States in the current year, we are informed, will amount to twenty-one millions of dollars—and it is thought that no great "surplus" will remain. A gentleman says it is within the range of possibilities that a loan may be asked of the bank of the U. States.

**"THE CABINET."** It is strongly reported that Mr. Livingston will soon retire from the department of state, to represent the United States at Paris—that Mr. McLane will succeed Mr. Livingston, and William J. Duane, of Pennsylvania, take Mr. McLane's place, as secretary of the treasury. It is also said—and said that Mr. Cass will leave the war department—and if so, several gentlemen are mentioned for his successor.

**RELATIONS WITH FRANCE.** It is stated in the Pennsylvania, that the bills drawn by the government of the United States on France, in pursuance of the treaty of indemnity, have been dishonoured. No why or wherefore is yet given. Perhaps the report is not well founded.

**UNITED STATES BANK STOCK.** The New York Daily Advertiser, of Monday, says—"The operations for deliveries of this stock have been so great recently, that those short are desirous of borrowing, and are willing to advance one hundred and ten per cent. without charging any interest rather than purchase at the present rates, which is an evidence that the stock is scarce."

**THE CHOLERA.** This disease is said already to have disappeared at Key West. It was making terrible ravages in Guatemala—the greater part of one of the battalions had died. Letters from Havana of the 7th April say that the cholera had nearly disappeared. The whole number of deaths since the 26th February, were put down at 14,935—or about one-tenth of the whole population! The disease was spreading in the country.

A letter from Matanzas dated April 12, says—"The cholera is raging here with much fury; it is impossible to form any correct opinion of its ravages, although I have endeavored to do so—I even question whether the government itself has the returns of the number of interments; of the number of cases I know it has not, for I heard one of the most eminent physicians say to-day, he had not had time to report for a week past. Business is almost paralyzed, and all who could leave the city have done so; there are some cases in the country, some plantations having suffered severely."

"Two cargoes of slaves, (over 1,000), arrived a few days since; one of them landed her cargo south of this, (Matanzas), on the other side, all of whom died, although landed in perfect health; and the other, a few leagues to the leeward of this, the most of whom are dead, and the residue dying."

**Louisville, Ky. April 22.**—We have understood that there have been a number of cases of cholera on board steam boats on the Mississippi. We learn that there were seventeen cases on board the Tobacco Plant, the greater number of which proved fatal.

**NEW YORK.** A law has just been passed by the Legislature of this state to tax the debts due to non-residents. We consider this a great mistake in political economy, but shall be glad to find that, like a king of England, we have "erroneous views of things." We have not seen the law—but must suppose that it is altogether prospective.

The great building, the City Hotel, in New York, was much damaged by fire on the morning of the 23th ult. It broke out about 10 o'clock, in the attic, and the height of the building, and other causes prevented immediate action against the flames—but their progress was arrested, and the three lower stories extinguished, except by water. There was a loud and fearful anxiety for several persons who were on the roof. Their retreat was cut off by the fire—and, at great hazard, they were compelled to descend by a rope which was happily thrown to them. This establishment is owned by J. J. Astor, esq. and occupied by Mr. Jennings, at an annual rent of \$9,000. In two days after the fire, the business of the hotel was going on as usual.

Another great fire happened in New York on the 28th, on Gold street—and fifteen buildings were speedily destroyed, or injured.

**Eight acres of houses!** In the night of Tuesday last, at 11 o'clock, a fire broke out in the extensive stables of Messrs.

Kipp & Brown, at the corner of Hudson and Bank streets, New York. It extended on Bank, Hammond, Greenwich and Perry streets—and the American says that all the houses which stood on eight acres of ground are destroyed with 41 horses, many stages and other carriages, and a great amount of household furniture, goods, &c. The building consumed, or materially damaged, are from 130 to 150—more than one-half of which were brick, and their loss is put down at \$25,000 dollars. There was no want of water—but the vast quantity of hay and straw, and other combustibles, with which the fire started—put it out of the command of the firemen. It is positively said—that this calamity was effected by a female, in revenge for some affront which she had received! Large quantities of goods which had been removed to supposed places of safety, were consumed, by the rapid spread of the fire.

**GIRARD COLLEGE.** The treasurer of the Girard trust has acknowledged by letter to the city council of Philadelphia, the receipt of two millions of dollars from the trustees of the Girard bank, to be appropriated to the erection of the Girard college.

The architect of the college has estimated the expense of the plan adopted for the buildings at \$900,000, \$700,000 of which will be expended on the principal building, and \$200,000 on the out buildings;—and that six years will be required to complete it. It is further estimated by the committee, that there will probably be no necessity for encroaching upon the capital of the fund for the erection of the building. From the gradual progress of the work as projected, it is believed that the annual interest will be nearly, if not quite sufficient for the buildings.

The erection of the new college will be modelled after the banking house of Mr. Girard,—the old United States bank, and the whole building will, in the opinion of the committee, "remain a lasting monument of his fame, as well as a model of architectural beauty."

**BALTIMORE.** The corner stone of St. James' church, was laid on Wednesday afternoon at the corner of Monument and Aisquith streets, by the most reverend archbishop Whitfield. We understand that this building, for the further accommodation of persons of the Roman Catholic faith, will be erected at the sole expense of the archbishop, and when completed will add much to the embellishment of that section of the city.

**FROM CHARLESTON.** Four companies of U. S. troops had left this city for Fortress Monroe, and two others were embarking with the same destination. One company had also sailed for New York. Col. Bankhead had relinquished the command of the troops in the harbor to major Heisterman. And the war in this quarter is supposed to be at an end—for the present.

**VIRGINIA.** Mr. Loyall has been elected to congress from the Norfolk district, because of the addition of the Isle of Wight to it, under the late apportionment of representatives. The old Norfolk district stood thus—For Mr. King 1,225, Mr. Loyall 1,146; but Isle of Wight gave Mr. L. 292 votes against 36, and elected him by a majority of 167.

The Whigs gave the following list of the members elected: John J. Allen, William S. Archer, William F. Gordon, Jos. W. China, Charles F. Mercer, John V. Mason, Edward Lucas, James H. Beal, Andrew Stevenson, Saml. McDowell Moore, George Loyall, James H. Gholson, John Randolph, Thomas W. Davenport, William F. Taylor, John M. Patton, John H. Fulton, William McComas, Nathaniel H. Claiborne.—To be heard from, the Ohio district, (in which Messrs. Wilson and Morgan are candidates), and the Acconiac in which Messrs. Coke and Wise are candidates. [The Ohio district has been heard from—and Mr. Wilson, a national republican, is elected.]

Those marked lines are new members. According to the Whig, it is not easy to determine the politics of the members elect—and says: "Jackson or anti-Jackson, seems to be rather antiquated, though the Globe insists upon regarding that test, and that only. If it is still of that mind, we must ask of its condescension to inform us, how we are to class Messrs. Patton, Gordon, Gholson, Randolph, Davenport, Taylor? Are they Jackson men or not? Messrs. Allen, Mercer and Moore (and Wilson) are not and never were. If we adopt the proclamation as a test, Messrs. Patton, Gordon, Gholson, Randolph, Davenport and Taylor, are unequivocally opposed to it. To these we presume Messrs. Archer, Mason, China, Claiborne, Loyall and Lucas may be added; or if more agreeable to the Globe, they may be ranked as disapproving some of its abstract doctrines and approving others. We beg those gentlemen's pardons, if we have mistaken their sentiments through ignorance.

"The unsettled state of politics may be inferred from the difficulty, if not impossibility, of classifying gentlemen so conspicuous as to be chosen in congress. No wonder the people are befogged."

The editor of the Richmond Enquirer, having been harshly spoken of by Mr. Randolph in one of his recent speeches, in the last number of that paper, says—

"We owe our acknowledgments to Mr. John Randolph for several favors of his description. The time may come, when we shall return the debt with interest. He has calumniated us—but how shall we expect to escape his remorseless vengeance? Why should he who has abused so many others, have

spared ourselves? Or, how could we, who despise his avaricious spirit, and his unblushing rapacity of the public money, have calculated upon his forbearance?"

In another place, in the same paper, he says: "A man who has sinned against his own conscience, and sunk himself in the opinion of all honorable patriots, by plunging his arm into the public coffers, and disgracefully feeling in the public crib, and from hence, as with looking only after the loaves and fishes." We seemed to justify his rapacity—and the inextinguishable resentment which we have provoked, may now vent itself in the bitterest and the most unfounded reproaches. We defy them all—all—from the low, needy sycophant of John C. Calhoun, who is paid by the column, by his employer, to do his dirty work, or, from him, whose conscientious soul shrunk abashed from the light of day, and caused him to appear like a guilty thing, in a convention of his fellow citizens—up to him who, "condemned to have an itching palm," could stoop to

—Sell the mighty space of his large honors,  
For so much trash as may be grasped thus."

This is "awful." The "ausance and the curse" that was—became a blessing, and has returned into a nuisance again! No man has such a happy knack of reforming angels of darkness into children of the light, or of transforming demi gods into devils, at his own sovereign will. But why quarrel with the philosopher of Esnanoe because that he so greedily put his paw into the treasury chest? Why not rather blame those who permitted the plunder?

**RISE OF LAKE ERIE.** For the last several years, the rise of water in the lake has made serious encroachments on its southern shore in many places. For a considerable distance above the mouth of Black river, the banks of the lake are low and without rock. Twelve years ago, the bank was generally sloping, with a wide beach. Now the waves beat against a perpendicular bank, which from continual abrasion is frequently falling off. From one to three rods in width are worn away annually. The phenomenon of this rise of waters, remains unexplained. (Ohio Atlas.)

**LEHIGH COAL.** The managers of the Lehigh coal company, have determined to deliver coal during the coming season, by the cargo, on board of vessels, at the company's wharves on the Delaware, at \$5 50 per ton, when from 50 to 300 tons are purchased—and at \$5 25 per ton, when from 300 to 1,000 tons are purchased—and at \$5 when more than 1,000. For any order not exceeding 100 tons, payment to be made on the 1st of November, 1835—above that quantity, one half on the 1st of November, 1835, and the other half on the 1st of January, 1836. In case vessels take in coal at Bristol, they will be towed up and down at the company's expense.

**MERCIFUL CHARITY.** Col. THOMAS H. PERKINS, of Boston, has presented the following donation to the New England Asylum for the blind. Truly the spirit and liberality of such conduct is above praise:

"I give the house in which I reside, as a permanent asylum for the blind, upon the conditions expressed below. As the house is fifty feet square, and the adjoining land contains nearly eleven thousand feet, I wish to furnish accommodation for all persons who may be thrown upon our community at one time; and as the stables are of brick, and substantially built, they may, if required, be converted into dormitories. The conditions I annex to the gift are as follows, viz:—The house and land shall always be occupied as an asylum for the blind; and in case the present mansion should be destroyed by fire, it shall be rebuilt for the same purpose; or in case it is not rebuilt, within three years after being destroyed, the land shall revert to my heirs at law.

"I value the estate at \$30,000; but as a house, whatever be its value, is of comparatively little use without the means of supporting those who are to inhabit it, my second condition is, that \$50,000 shall be raised, to form a fund for the support of the establishment; hoping that it may be increased by donation hereafter, by those who are at present unable to afford the aid. Another condition I shall exact by the terms of the deed, which I shall give, is, that in case the corporation for the blind should cease, the estate shall revert to my heirs at law—hereby making it obligatory upon posterity to keep up the establishment, to avail itself of my donation."

Mr. J. P. Cushing, of Boston, has given 5,000 dollars, in furtherance of the above magnificent project—and two other gentlemen are named that would give the same sum. It is probable that the amount will soon be made up, so much for "Yankee notions" and "wooden outsgs."

**THE SECRETARY OF THE NAVY.** There has been a difference of opinion (our readers are aware) as to the real object of the mission of the secretary of the navy to the south-west. We get entirely new light on the subject from the administration paper at Louisville. His tour is, it seems, in some degree at least, connected with a consideration of the supposed influence of the abolition of slavery in the British West Indies. Among all possible objects of the secretary's journey, we certainly never should have guessed at this. (Nat. Intel.)

\* John had said that Thomas was a man of seven principles—five loaves and two fishes." (Editor.)

From the Louisville Public Advertiser.

The reply of lord Althorp to the inquiry of the marquis of Chandos, as to the probable course of the British ministry with regard to the abolition of slavery in the West Indies, indicates that such a measure is seriously contemplated. If adopted, its bearing on the condition of the southern states of this union must be speedily felt. The executive is fully aware of this, and we do not doubt that steps will be taken to counteract the influence which it is supposed the English project will necessarily have.

We are inclined to believe the southern tour which the secretary of the navy is now making, is, in some degree, connected with this subject. An increase of our naval force on the southern coast may be required; the harbor of Key West, in particular, may need improvement, and other points may be selected, possessing equal or greater advantages, for naval stations.

**AN AFFRAY AT ECONOMY, PENNSYLVANIA.** From the Pittsburg Manufacturer—

"We learn that a serious affray occurred among the Germans living at Economy, eighteen miles below Pittsburg, and those at Phillipsburg, in Beaver county. It appears that the assailants were composed of persons who were formerly members of the Economy society, but who seceded with the celebrated German adventurer, Bernard Muller, (but better known here as count de Leon), at their head, and settled themselves at the town of Phillipsburg, which they purchased of Messrs. Phillips and Graman, and partly paid for. We know not the exact cause of this serious affray, which occurred between the members of these two societies, but believe it arose from the division of the property consequent on the secession of the followers of count de Leon. In the affray many serious wounds were inflicted by both parties; and but for the timely arrival of the sheriff of Beaver county, lives would probably have been taken by the seceded combatants. Several of the Leominis or Phillipsburg members have been arrested and imprisoned in Beaver county jail. We therefore suppose a legal investigation of the matter will take place, which we shall give to the public.

—The "Pittsburg Gazette" with reference to the preceding, says—

A gentleman, residing in Beaver, related to us, a few days ago, an anecdote which pleased us much. At the time of the late disturbance in Economy, the people near that village collected in considerable numbers to preserve order and to suppress any violence which might be attempted. Among those thus assembled were some, known not to be very friendly to the Econo-mites, and yet, these persons were as ready and willing to interfere as were the warmest friends of Mr. Rapp and the society. The assailants were much surprised at this, and some of them exclaimed—why do you take the side of the Econo-mites; we know that you do not like them? "It is true," replied the men thus appealed to—"it is true that we do not like the society, but we take the side of the law." The Germans could not understand this kind of abstraction. They expected that the yeomanry of the surrounding country would make the matter entirely personal, and take sides, according to their respective predilections.

**THE ANT BEAR.** Salem, (Mass.) April 22.—Monsieur Buffett, a distinguished French naturalist, arrived this morning in the Clio from St. Grande, has a rare and valuable collection of birds and quadrupeds. He has spent several years in travelling through the states of South America, particularly Brazil, and in his researches has discovered much to add to the cabinet of the ornithologist. Among the quadrupeds on board the Clio is a female ant bear, or ant eater. This animal is seldom, if ever, seen in this country, and we believe this is the second one that has lived to reach here. It is about seven feet in length and two high, and is perfectly harmless, although it has strength sufficient to master a tiger. When she lies down to repose, her tail serves as a shield from the weather, it being large enough to cover the whole body—when viewed in this situation, she resembles a straw mat spread on the ground. Its food consists entirely of eggs. (Essex Register.)

**JAMAICA.** The Cornwall Meeting of the 30th March has an article which states that a full complement of magistrates took place on the 25th March, when Mr. Murray, the Wesleyan minister, and Messrs. Abbott and Nicholas, Baptists, were summoned to attend. They were required by the bench to enter into securities not to preach, or to hold meetings for that purpose. Upon their refusal to comply with the requisition, they were sent to the county jail.

**INSURRECTION IN FORMOSA.**

From the Canton Register, of December 30th, we derive the following particulars of the insurrection in the island of Formosa. It appears to be of a formidable character.

The insurrection commenced near Chang foo-foen about 40le from Tae-wan-foo, (the capital of the island) where twenty-six mandarins, great and small, together with about two thousand men, were killed.

The inhabitants of the western side of Formosa are natives of the island; Chinchew men, and Canton men; and the affray originated about five piculs of yams, which some Chinchew yagabonds took away from some of the resident Canton people, who immediately applied to the heads of the village where the

plunderers lived, and received redress, but thinking that by applying to the Chang-hwa-been they might prevent a recurrence of similar outrages, they did so, and the Chang-hwa-been directly called upon five of the heads of families, and demanded money to the amount of 1,500 dollars each, the payment of which they considered as guaranteed, and already settled.

To this he lent a deaf ear, keeping them in prison till the money should be paid. When they had been thus, for seven or eight days in confinement, finding them untractable he raked up a stronger charge against them, calling upon them to produce a Ladron, who had escaped, and who could not be found. The head men considered this exaggerated, and already demanded, sent to the village privately, and offered a reward of 1,000 dollars to any one who would kill the Chang-hwa-been. The villagers listened to the proposal, and in open day attacked the house of the officer, killed him and his attendants. The Tac-wan-ko, hearing of the affair, went in person, attended by about five hundred soldiers, when he was attacked, killed and all his force destroyed. Several other bodies of troops advanced, under various officers and were also beat off with great slaughter.

When the last accounts left, the Ching-tung-ping-wan was missing; the city of Tac-wan-ko in the possession of the Tac-wan-tae-yang; and about 20,000 men hired for the occasion. The villagers under the five head men, were advanced against it more than 50,000 strong. From Amoy, 5,000 troops had embarked for the island under the land and water Tetuls. So the affair rests for the present.

YANKEE WIT.

The following is a capital and fair "hit," at certain things which have lately happened:

DINNER TO MAJOR JACK DOWNING—EXTRACT OF A LETTER FROM DOWN EAST.

It affords me much pleasure to be able to send the first account of the civic honors conferred on this illustrious chief, who has been so instrumental in bringing to a glorious and bloodless termination the war of the straddlers.

On the arrival of major Downing at the barriers of stabs and upturned roots which forms the eastern line of Harrysaki, and is now the suburbs of Downingville, he was met by a committee, the chairman of which, squire Joshua Grant, addressed the major as follows:

"Major Downing! Penetrated with the profoundest feelings of respect and gratitude, your fellow citizens of Downingville and of the region round about, have directed us to meet you at the threshold of your native city, rendered illustrious by your deeds of arms, and in their name to welcome and congratulate you on your safe return, after the perils, fatigues and hair breadths escapes encountered by you, alone and single-handed, in meeting the whole cavalry of South Carolina, with brigadier general Hamilton at the head, and ensign Frost at the tail,—sustaining the honor of knighthood unscathed; compelling the enemy to retreat beyond the reach of his war notes; out-bragging him at all points; and finally causing him to lick the dust and cry pecent!—thus showing to all Europe, Asia, and a pretty considerable part of Africa, how much can be done by one man when he is in earnest! We, therefore, invite you in the name of your fellow citizens in general, and your military copartners in particular, to partake of a public dinner now "being cook'd," and in all probability (unless the devil is in the pot) will be ready in two hours from this time."

To which major Downing was pleased to make the following jocosic and characteristic reply:

"Gentlemen! No more palaver, but let us prepare for action—some bitters—and while the punch is brewing I will take a julp, and then to dinner with what appetite we may."

At one o'clock, the company sat down to a sumptuous repast prepared in captain Zebulon Tripe's best style. After the cow-cumbers were removed, the president, general Flash-in-the-pan, rose and addressed the company in substance as follows:—Fellow soldiers and fellow citizens, I greet you with a hearty welcome and all please to fill a bumper to the man that's filled the gallant pot of his country's glory, and is ready to do it again and again; if so be his country's glory should again be dry: are you all filled?" "I rather guess not," said Lieutenant Spare-ribes—who like somebody of old grew hungry on what he fed on. The president next hearing or not heeding the houtsman's reply, gave "Our guest—if Tripe's a Fluky, major Downing shall not 9 cheers—music!" "The Campbells are coming."

Major Downing arose amidst a thunder of applause, and with that peculiar winning, modest, retiring manner, and subdued tone, said: "Mr. President and gentlemen! little did I think when I left my native hills to meet the wishes of the hero of three wars (since the war of emancipation is ended) little did I think that in the short campaign of six months such a change would be wrought in the destinies of the world! When I left you, all was dark and dismal despondency. The tariff, that terrible monster, was abroad like a roaring lion, seeking whom he might devour—all was going to wreck and ruin. The sun never rose till noon-day, the men were all in the water, and a confusion cloud which grew thicker and fiercer pale faced a nullifier's arrival at Washington, when on the 10 of December, anno Domini 1830, Andrew Jackson and myself issued a proclamation which dispersed the cloud and produced (if I might be allowed so to say) a day of political Peneceot; when Parthians and

Medes, Elamites and dwellers in Massachusetts, were all amazed, saying one to another 'what is this we hear? our own lungs wherein we were born.' A truce was sounded by squire Calhoun, and a nine years armistice agreed to by and between the keeper of the bulls and the keeper of the tariff, by which it is agreed that the tariff is to go at large, having one inch of his tail cut off every year for eight years; and then the whole to be clipped close to the rump, provided they can hold him to perform the operation. Thus you see, fellow citizens, how all our difficulties are settled to the satisfaction of every body, and the tariff is now as tame and as harmless as a pussy cat—even before one inch of his tail is cut off."

The major concluded his very animated remarks by proposing very magnanimously—the health of Governor General Hayne, Brigadier General Hamilton, and "Ensign Frost!"

"On to the Yankee who has his sauce out when such a frost comes on!"

Song—"Twenty thousand volunteers all in a row," Several other speeches and "volunteer" toasts were uttered, but I have not time to give them in regular order, but hope to have them prepared and revised by the authors, to send you next mail.

On the invited guests, being "a stranger of distinction," "Down East," April 10th.

THE GEORGIA GOLD REGION.

Charleston, April 10. We have received the first number of a new weekly paper, called "The Western Herald," published by O. P. SHAW, and edited by A. G. FARRINGTON, at the village of ACUBARIA, in the gold region of Georgia.

The village of Auraria is situated on the ridge dividing the waters of the Chastate and Fioah rivers, in Lumpkin (originally Cherokee) county. This melodious and appropriate name was adopted on the suggestion of Mr. Calhoun, when at his mines in the neighborhood, last November.

The first cabin was erected in Auraria about the first of June last, by William Deau, esq. who was followed by Nathaniel Nuckolls, esq. who opened a house of entertainment for the accommodation of those disposed to examine for gold in the surrounding country, and soon had it crowded. Around this nucleus a population soon gathered, composed of all classes and conditions of the human family, and there is now in Auraria one hundred family dwellings; eighteen or twenty stores; twelve or fifteen law offices, and four or five taverns, &c.

The town population is estimated at one thousand, and that of the county at ten thousand, and constantly increasing with a rapidly almost too incredible rate.

The Indian population is small; their right of occupancy to the soil having, in most cases, been extinguished previous to the survey and distribution of the country.

The mines already drawn in the vicinity, (not involved in litigation) are yielding to the proprietors in rich abundance, the anticipated fruits of the most sanguine speculation.

The price of gold in Auraria is now \$20 to \$22 cents per dwl. according to its fineness; that collected in the neighborhood will average 90 cents, when well cleaned; when fluxed and run into bars, 92 cents.

Mr. McCollom, late of Tennessee, has constructed in the neighborhood a boat with a diving bell attached to it, for the purpose of raising gravel and collecting gold from the bed of water courses. The "Herald" gives the following account of "golden specimens" found in the vicinity.

"A. McLaughlin, esq. of our county, exhibited to our inspection, a few days since, a specimen from his mine, weighing upwards of forty dwts. supposed to be four-fifths gold, the remainder being cemented to the bulk by what appears, must have originated in the bed of the Chastate river, on the lot owned by himself and Col. Calhoun, weighing nine lbs. and three oz. with one hundred and twenty-four particles of gold upon its surface, plainly perceptible to the eye."

"On gen. Lawhon's lot in Cherokee county, we understand that a piece of pure gold was found last week weighing upwards of thirty dwts."

BLACK HAWK AND THE PRESIDENT.

From the *Globe* of April 37.

Black Hawk and his son, the Prophet and his son, and the other Indian hostages surrendered under the late treaty, waited on the president yesterday, to receive his orders. The president met them kindly. He directed the articles of dress provided for them to be exhibited to them, and told the principal chief that the whole would be delivered to him to be distributed, with a view to their common comfort—that they must repair immediately to Fort Monroe, and remain there contented, until he gave them permission to return to their homes—that the terms of their destination depended upon the conduct of their respective tribes—and that they would be restored to their families until it was ascertained that the stipulations of the treaty had been complied with by their people, and all the bad feeling which had led to the bloody scenes on the frontiers banished. The Prophet replied to the president, and said, that they expected to be permitted to return immediately to their people; that the war in which they had been involved, grew out of their



attempt to raise provisions, where they supposed they had a right to do so; that they had lost many of their people, as well as the whites; that their tribes and families were now exposed to the attacks of their enemies, the Sioux and Menominees, and that they hoped to be permitted to return to take care of them.

Black Hawk added to the remarks of the Prophet, that they considered that, like Keokuk, they had come to visit the president, and, like him, would be permitted to return to their homes. He entered into some brief explanation of the cause of the aggressions on the frontier.

The president told them, in conclusion, that he was well apprized of the circumstances which led to the disasters alluded to—that it was an error to look back to them—it was his purpose now to secure the observance of peace—to prevent the frontiers from being again stained with the blood of its inhabitants, the peaceful and helpless—that they need feel no uneasiness about their own women and children, they should not suffer from their enemies, the Sioux and Menominees. He meant to compel the red men to live in peace with each other, as well as with their white neighbors—that he had taken measures with this view, and when it was ascertained that they were effectual—when the tribes had learned that the power they attempted to contend with, was equally able and disposed to protect the peaceful and to punish the violence of aggressors—when his information assured him that their people in particular, were convinced of this, and were disposed in good faith to observe the terms of peace granted to them, then they would be restored to their families. He then gave his hand to the chiefs and dismissed them.

Black Hawk is not an ill-looking man—his countenance is intelligent, and not savage. The prophet, we think, has more the look of the mischief maker, and, indeed, he assumed to be the principal in the interview with the president. He was, we suppose, the instigator of the massacres perpetrated on the frontier. His utterance and manner, as well as his countenance, indicated a dark and ferocious character.

SPERMACEET WHALE FISHERY.

From the Nantucket Inquirer, of March 9.

For the following statistical views in relation to the spermaceet whale fishery, we are indebted to a merchant of this place, who has carefully compiled them from the most authentic sources. We believe it to be the only accurate account yet published, of the importations of spermaceet oil, at the various ports of the United States during the past year; and of the exact number of vessels actually engaged in the fishery at the commencement of the current year.

By comparing the importations of spermaceet oil in 1832, with those of the preceding year, it will be seen that the supply was diminished more than 25 per cent.

Produce of the spermaceet whale fishery in 1832.

Imported in Pacific ocean ships at N. Bedford and			
Do.	do.	Fairhaven, 30,476 bbls.	
Do.	do.	Nantucket, 30,450 do.	
Do.	do.	Newport, 4,120 do.	
Do.	do.	Plymouth, 3,120 do.	
Imported in Brazil ships, New Bedford, - - -		5,550 do.	
Do.	do.	Nantucket - - -	407 do.
Do.	do.	New London, - - -	703 do.
Do.	do.	Sagharbor, - - -	1,000 do.
Do.	do.	Bristol, - - -	200 do.
Do.	do.	Warren - - -	223 do.
Sent home by outward bound ships, - - -		9,000 do.	
Taken in Atlantic ocean by small vessels, - - -		1,750 do.	
Total import of 1832, - - - - -		78,999 bbls.	

Import of 1831, 107,751 bbls.—deficiency, - 28,752 bbls.

At sea from the United States, employed in the sperm. whale fishery, Jan. 1, 1833, 303 ships and barges, viz:

From New Bedford and Fairhaven, 30; Nantucket, 57; New London, 10; Bristol, 10; Warren, 5; Edgartown, 5; Palmox, 5; Little, 4; Newport, 4; Plymouth, 3; Salem, 1; Fall river, 1; Portsmouth, 1; Prologickree, 1; Rochester, 1; Wareham, 1; Dartmouth, 1; Holmes' Hole, 1; New York, 1; Sagharbor, 1.—Total 303. Of which 8 sailed in 1829—45 in 1830—70 in 1831, and 77 in 1832.

A very important statement concerning the whale fishery is inserted in the volume of documents which issued from the New York convention of the friends of domestic industry. Among other things, it shows the quantity of sperm. oil imported from 1816 to 1830, inclusive. The quantity in a year is very uncertain—for instance, in 1826—31,840 bbls. in 1827—93,180; in 1828—73,677; in 1829—79,740; and in 1830—106,929.

This business consumes 30,000 bbls. of flour, and 30,000 bbls. of beef and pork, with great quantities of staves, iron, cordage and lines, duck, &c.

Of the common whale oil about 130,000 barrels were imported in 1831.

The whole number of ships employed, in both fisheries, is about 400—their value \$7,500,000, and that of the annual product, one year with another, \$3,500,000; and it requires not less than 100,000 barrels of flour and beef and pork, annually, 10,000,000 staves, and a vast amount of other lumber, timber, &c.

Free trade England imposes a duty of 5s. per ton of 252 gallons, on (right) whale oil, and of 8s. 3d. on sperm. oil—if im-

ported in British vessels, manned with British subjects, being British caught—but of £23 3s. 4d. and £24 18s. 3d. if American caught, and imported in American vessels.

INTERNAL IMPROVEMENTS.

In our collection of pamphlets, there is one published at Baltimore in 1823—recording the proceedings of "the [Maryland] state convention, on internal improvements." We, with an "appendix, containing the views of Thomas Elliot, esq." which latter so much accords with our own opinions on the general subject, and are so important in this act of wrongs, that we are induced to make a liberal extract—as follows:

"If it be an axiom that labor is the source of wealth—that the most fertile lands possess no intrinsic value, unless labor be united with them in producing those commodities which add to the convenience and happiness of man—the richest mineral productions of nature have no intrinsic value, unless labor be applied to convert them into convenient forms for use; hence a country abounding in the most fertile soil—all the various mineral productions—the finest rivers and water powers for prosecuting the mechanic arts—with a varied and highly genial climate, may be so poor as not to afford a comfortable subsistence for a single individual; because the absence of labor prevents the riches of nature from being called into action to supply the necessary wants of human life.

"All plans, therefore, which are calculated to produce the application of labor, to bringing into operation those latent bounties of nature, which, but for labor, would remain in the bowels of the earth, are plans that are highly worthy the consideration of political economists, and are legitimate objects for the exercise of sovereign power.

"It is a principle in political, not less than in domestic economy, that when the expenditure exceeds the income, poverty must ensue. A nation can no more sustain, in fact, a balance of trade against her, for a long time, than can an individual. Though an individual may own tracts of the finest lands, if he neglect, either directly or indirectly, to apply labor to cause them to produce the commodities which will supply, not only such of his wants as they are capable of, but, in addition to this, also, a surplus sufficient to exchange for such commodities as his happiness requires, and which his own domain will not produce: such an individual may exist, but his reasonable wants will not be supplied; he can neither bear his portion of public burthens, nor educate a family in such way as shall preclude the certainty, that a few generations hence, only slaves, before such family will have sunk into barbarism. A community thus circumstanced, would, by parity of reasoning, pass few generations before it would become semi barbarian.

"If an individual should possess an island so remote from the other parts of the world, that the produce of his fertile soil, brought forth by the most judicious application of labor, will not bear the expense of transportation, to effect an exchange for articles produced in other parts of the world, and which are necessary to supply his reasonable wants, his labor would be lost; his fertile soil without value, and he miserable. No stimulus exists in labor beyond the amount necessary to sustain life, and he dwindles from a useful member of a social community to a drone, existing in common with other animals, by the same means upon the common air.

"Thus the United States, extending over a region containing every variety of climate and soil; every where irrigated with the purest streams; with a population unequalled, for industry, intelligence and enterprise, spread every where over her territory may, nay, must become, in a few generations, less industrious, less intelligent and less enterprising; if labor shall continue to receive no reward, owing to the expense attending the transportation from the grower to the consumer.

"If a barrel of flour shall be worth, in the island of Cuba, seven dollars, and it will cost to the grower of the wheat, seven dollars to transport the flour from the place of its production to Cuba, he will receive no reward for his labor; but, if a barrel of flour will sell in Cuba for seven dollars, and the grower of the grain can convert it into flour, and transport it to Cuba for five dollars, he will receive a reward of two dollars for his labor.

"Under such circumstances, labor is most valuable near the seaboard; because the expense of transportation from the producer to the consumer is less—a scale may be graduated from a point on the seaboard where labor is most valuable, to a point in the interior of the country where it is of no value, as a means of producing wealth.

"For instance, suppose a ton of iron in England be worth fifty dollars, and the freight even in a foreign vessel, will cost four dollars; if this iron be produced in Baltimore county, Baltimore county will gain forty-six dollars for that which cost nothing but the application of labor upon inert matter, for neither of which the world will have received any thing but for the market afforded in England. But if the ton of iron is to be sent from Pittsburg to England, the cost of transportation from Pittsburg to Baltimore must be also deducted from the English price; which would be so great that there would be no reward left for the labor required in converting the mineral into malleable iron; it would therefore not be produced at Pittsburg; both the mineral and labor would be of no value at that place.

"A ton weight of superfine flour may be worth at Baltimore, for exportation to foreign countries, fifty dollars, while at the distance of two hundred and fifty miles from Baltimore, in the

interior of the country, it will be worth nothing for exportation, because by the ordinary means of transportation, even on good turnpike roads, it will cost fifty dollars to transport it to Baltimore. The soil, therefore, must remain uncultivated, because the husbandman can receive no reward for his labor—and the nation will be no the richer for possessing the land and labor, at the distance of two hundred and fifty miles from the seaboard, unless the value of agricultural products shall increase in foreign countries, or labor be diverted to other objects than the growth of grain.

"The expense of transportation on the most perfectly constructed turnpike road, per mile, will be nearly as follows, viz:—  
 "For twenty miles, at a day's travel, it will require, to carry two tons, six horses and one man—

Six horses at 75 cents per day, each, is	\$4 50
One man at 75 cents,	75

Making

\$5 25

"Which, divided by two, will leave for transporting one ton, \$2 62½ for twenty miles, which \$2 62½ divided by 30, will make the cost of transportation of one ton, one mile, 13¢ cents.

"The expense for transportation by a good canal will be as follows, viz:

"For twenty miles, which is a day's travel, it will require to carry twenty-five tons, one horse, one man and one boy—

One horse at 75 cents per day	75
One man at 75 cents per day	75
One boy at 50 cents per day	50

Making together

\$2 00

"Which, divided by 25, the number of tons, will give 8 cents for transporting one ton twenty miles, which 8 cents, divided by 30, will give less than half a cent per mile for a ton weight.

"In this calculation there is no charge for wagon or boat; nor is there any charge for toll, because these would be nearly equal in either mode.

"Let it, however, be assumed as a fact, that the cost of transportation on a road is twenty cents per mile, exclusive of tolls, for each ton weight; it will appear that a ton weight that is worth fifty dollars on the seaboard, is worth to the producer of the article one dollar less at the distance of five miles therefrom, and so on for every five miles as he recedes into the interior of our country; until at the distance of two hundred and fifty miles, it is worth nothing with the ordinary means of transportation.

"It will then follow that all the labor which the population of that portion of our country which is situated two hundred and fifty miles or more from a shipping port, with all the fertile lands equally distant, are worth nothing, as a source of national wealth, if the labor can only be employed in agricultural pursuits, or in the production of articles of no greater value than wheat; because there is no inducement to supply labor, which is the mother not only of individual, but of national wealth.

"The demand for the produce of our soil, it is true, may become greater than it now is, or has been for the last seven years; and consequently, the value be increased on our sea coast, so as, at times, to extend the limit beyond two hundred and fifty miles, from which no wheat can be exported; but this will not alter the principle; the relative value of land and labor will remain the same, agreeably to the scale of distances stated—for, admitting that a foreign demand shall increase the value of a ton of flour to double of its present value, or one hundred dollars at the port of exportation, the same article would be worth nothing, as an article for export, at the distance of five hundred miles from such port.

"Having now, as I suppose, established the premises, that neither labor nor land, with the ordinary means of transportation, are of any value as a source of national wealth, during the present pacific state of the world, at a distance of two hundred and fifty miles from navigable waters; it will follow that, if the means of internal transportation cannot be rendered less expensive than it now is, that at least two-fifths of the physical power of the nation, with eight tenths of its most fertile soil, must remain impotent, until called forth either by increased demands in foreign markets for the produce of our soil, or until the means of conveyance from the grower to the consumer shall be rendered less expensive.

"If it be admitted now that the exports of the United States amount to fifty millions of dollars annually, with but three-fifths of the population employed in productive labor, it will follow that, if the remaining two-fifths can be employed with equal industry upon a superior soil, that the surplus produce for exportation will be eighty-three and one-third millions, thereby adding to the national wealth thirty-three and one-third millions of dollars annually, from a source now producing nothing beyond the means of subsistence of the population inhabiting a remote, though fertile and prolific territory.

"This wealth may not, it is true, return to us in the precious metals; but if it is more than sufficient to supply our wants in the products of other countries, the difference must remain with us in those metals. Experience has shown, however, that with the means of gratifying wants, wants increase; and hence it is fair to presume that an increased importation would naturally follow a greatly increased exportation; the effect of which would be, that, supposing an increased importation to the amount of thirty-three and one-third millions, and the imports to be collected upon the amount at an average of twenty per cent. the resources of the national treasury would be augmented up-

wards of six and an half millions of dollars annually; or in ten years sixty-five millions.

"But there are other considerations of great weight, which ought to urge the general government to the adoption and execution of an enlarged system of internal improvement.

"Not only would the whole body of the interior of our country; too remote from the sea coast to justify a hope that it can be sold to settlers for the purpose of cultivation, until a channel is opened by which the surplus produce of the soil can be transported to market.

"The United States is supposed to contain two millions of square miles, and, at the rate which Europe is population, capable of sustaining one hundred and twenty millions of souls—one million square miles are assumed to be arable land. The Atlantic states may contain about three hundred and seventy-five thousand square miles, of which one-half or one hundred and eighty-seven thousand are supposed to be arable; this amount deducted from one million will leave for the western states and territories, eight hundred and thirteen thousand square miles, or upwards of five hundred millions of acres of arable land. Of the whole quantity of land west of the Alleghany mountains, there is but an inconsiderable portion sold; perhaps not more than two hundred thousand square miles; and this is incumbered with a debt due to the government of about twenty millions of dollars. There must, therefore, remain in the hands of government upwards of six hundred thousand square miles, or three hundred and eighty-four millions of acres of arable land. A great portion of this land, it is true, may not be required for settlement and cultivation for a long time; but it is a mine of wealth, which the nation may, with much certainty, look to at some time both for direct revenue, and indirectly, through a vastly extended population, as a resource of incalculable national wealth.

"The population of the United States, which now amounts to ten millions, may be reasonably expected, within the next thirty years, to amount to twenty millions, and will naturally seek to spread itself into that region of country where land is to be had upon the cheapest terms and of the best quality.— This increase of population will furnish purchasers for lands, that would otherwise remain useless to the nation. A reasonable estimate would be, that one-half of this increase will be located in the valley of the Mississippi, and that ten acres of public land will be purchased for each inhabitant. This, for five millions, in addition to the inhabitants which that region now contains, would require fifty millions of acres of land; which, at one dollar per acre, would produce to the nation twenty-five millions of dollars, at the end of thirty years. Great as this consideration is, it is, however, of minor importance, when it is considered that the labor of this five millions will increase the whole exports of our country one-half more than they would be, if the land remains useless for want of a cheap and easy channel of communication with other parts of the world.

"Under such views, can a doubt exist that it is the true policy of the national government to use all the constitutional power it possesses to call into action the force of the nation, in producing from that which is now useless, that which is valuable and necessary to the whole human family. It would seem that sound reason, not less than self interest, would forbid a different conclusion. The object then, is a national one; the nation at large is to be benefited by any concentration of its wealth, and the treasury of the government is to be enriched from that cause. Who then ought to effect the work? The government of the nation. Who ought to pay the expense? The national treasury.

"But it will be asked, admitting that the government of the United States has ample powers, and the national resources would be augmented to the extent supposed, what measures must be adopted that will produce the result? It may be answered, canals, or rail roads, if experience shall prove them preferable. But canals have been proved in Europe and more recently in our own country.

"Let us therefore, examine the result of a calculation upon the means of transportation by canals, and see whether that mode of our internal improvement, if extended to the interior beyond a distance of two hundred and fifty miles from the seaboard, may not be brought into operation.

"The expense of transportation upon a good canal, exclusive of tolls, does not exceed for a ton weight, by actual experiment, one cent per mile. If, then, a ton of flour at Baltimore be worth fifty dollars for exportation, at the distance of two hundred and fifty miles from Baltimore, it will be worth forty-five dollars and fifty cents, or at the distance of five hundred miles, it will be worth forty-five dollars; affording an inducement sufficiently strong when their more fertile soil is considered, to call forth the energies of the population of that portion of our country which lies more than two hundred and fifty miles from the sea coast.

"If the production of canal transportation will, with a population of ten millions, increase our exports of domestic articles from fifty to eighty-three and one-third millions, it will follow, admitting that only one-half the increase in the next thirty years, shall settle on the west of the Alleghany mountains, and that no increased export shall take place in consequence of an increased population on the east of those mountains, that at the end of thirty years our exports will amount to one hundred and twenty-five millions of dollars annually; and consequently, if the proceeds of this shall be returned in articles paying the same duty that is imposed by the present tariff, the revenue of the government will be further increased five millions of dollars; mak-

ing in the whole, an increased revenue of eleven and an half millions annually, in consequence of calling into action additional labor, by affording the means of canal transportation to the products of the west, at the end of thirty years; to which may be added the addition of fifty millions of dollars, the proceeds of the sale of public lands, that otherwise would remain unproductive in the hands of government; and, also, enable the debtors to the United States to pay for land already sold, twenty millions of dollars, by affording them the means of transportation for the produce of labor to market. These results being susceptible of mathematical demonstration, require no further elucidation; nor can it be supposed that the enlightened body who compose the government of the country, can require arguments to convince them that the true principles of political economy require that measures should be adopted, without delay, which shall in the short time possible, effect objects so highly beneficial to the community over whose destinies they hold so important a control.

"If the preceding views be correct, it would seem clear, that the people of the United States, as a community, are all deeply interested in opening a communication from the waters of the Atlantic to those of the valley of the Mississippi. At what point this communication ought to be made, can only be ascertained by actual survey and measurement; that which shall be the shortest and most certain ought to be adopted, without regard to local prejudices or partial considerations. And it is of secondary importance to the nation, whether the expense of construction shall be ten or twenty millions of dollars, seeing that it will be paid for by money, which will be again drawn from the pockets of the community, and which, after having returned to them, will again find its way in the shape of impost to the public treasury.

"But the recent instance of the construction of a canal from the Hudson river to Lake Erie, a distance of three hundred and sixty miles, by a single state of this union, without imposing a dollar tax upon her inhabitants, shows that no fears are to be entertained of increased public burthens, even by those who watch over the treasury of the nation with the most Argus-like eyes.

"If it be admitted that the canal to unite the eastern and western waters, were to cost twenty millions of dollars, and to be ten years in the construction; that the whole money to be expended should be borrowed, upon an average of five years time, at five per cent. interest; the cost of the canal would then be, when finished, twenty-five millions of dollars, the interest of which would be one million two hundred and fifty thousand dollars per year; for which, in the first place, the nation would increase its exports thirty-three and one-third millions annually, with its present population, and increase its revenue six and a half millions annually, in addition to whatever tolls shall be imposed upon the navigation.

"These considerations have induced me to believe, that the only question with the general government ought to be, is the communication between the waters of the Atlantic and those flowing from the immense valley of the Mississippi, practicable, either by canals or rail roads, with the economy and stationary expense that will be the expense in the construction? seeing that if it be at all practicable, no expense can be incurred but what the nation can bear without oppression in the first place, and which, in the end, will be ten fold remunerated.

"And here, permit me to state, that I entertain none of those scruples which appear to prevail in some parts of our country, upon the legitimate powers of the general government, extending to what is emphatically termed works of internal improvement; provided those works are calculated either 'to pay the debts or provide for the common defence and general welfare of the United States;' or 'to regulate commerce among the several states;' or 'to establish post offices or post roads;' inasmuch as congress possesses the power 'to make all laws which shall be necessary and proper for carrying the above objects into execution;'—entertain, and I trust the general government will entertain none of those scruples, because the necessary powers appear to be as clearly granted to that body as any other implied powers under the constitution.

"If the adoption and execution of a system of internal improvement will not aid in the 'payment of the debts of the United States;' by increasing their ability to produce the means of payment, or will not aid in the 'common defence,' by providing channels of communication for the transportation of the means of national defence, from one part of the union to another, or will not 'promote the general welfare,' by increasing the resources of the nation, and cementing the union, by the ties of intercourse and common interest, or will not 'regulate commerce among the several states,' by increasing the means of commerce, as it exists without such improvement; or will not 'establish post roads'—if none of these objects will be effected, then, indeed, is the general government precluded from legislation upon the subject: but if any one of those objects are to be accomplished by the construction of roads and canals, then the general government certainly possesses the constitutional power 'to make all laws which shall be necessary and proper for carrying such objects into effect.'"

"[C]—The rest of the matter is generally local, and is therefore omitted, except the last paragraph.]

"Having endeavored to show, that the interest of the United States, at large, will be greatly promoted by the prosecution of a liberal and extensive system of internal improvement, which shall extend its benefits to every portion of the union, and that

no constitutional impediment now exists to their government immediately commencing such works; and also, that the state of Maryland is equally interested in the adoption and prosecution of a liberal system of internal improvement, within her own limits; and that her resources are amply sufficient to meet any expense she may incur in effecting a work, calculated in so great a degree to increase her population and augment her wealth, I commit the resolutions, which I have had the honor of submitting, to your candid consideration, with the assurance that if the principles they contain shall be found objectionable, that if any others which may be proposed, and which shall present a reasonable prospect of accomplishing a work in which I feel that all my interests are united, shall have my most cordial approbation and support."

[C]—While the Alleghenians stand,—will stand the principles so ably set forth by Mr. Elliott.

#### LEGISLATURE OF NEW YORK.

IN SENATE—APRIL 12. Report of the committee on finance, on the bill from the assembly relative to reducing the rate of interest, and sundry remonstrances against the same.

Mr. Bronson, from the committee on finance, to whom was referred the bill from the assembly to reduce the rate of interest to 6 per cent. and discount to 5, and guard against the existing usury penalties; and to whom also was referred the several remonstrances from the cities of New York, Hudson and Albany, and from the county of St. Lawrence, against the passage of said bill, reported:

"That the important bearing of the proposed enactment upon the industry of our state, the elaborate discussions had thereon, the anxiety manifested in relation to the measure, and the diversified views of legislators, commend it to the careful consideration of the committee, and demand their best efforts to elucidate a subject somewhat perplexed by subtleties and speculation. They propose,

1st. To explain the distinction between capital and currency; 2d. Describe the appropriate office of each and the laws which govern them, and allude to our banks;

3d. Inquire into the necessity or propriety of regulating by law the hire or interest to be paid for capital.

And 1st. Capital comprises all the emoluments of a country which have value, including the soil, mines, manufactures and their products, as well as its manufactures and the artificial channels, the vehicles, craft, ships, &c. which circulate it.

The amount of capital thus defined, owned or possessed by the citizens of this state, or invested in it, we estimate at a sum not less than 800 millions of dollars.

The valuation by the town and county assessments, including the stock of chartered banks, would amount to about half this sum, allowing for other unassessed property not returned by them, for under valuation, for personal property which escapes the assessor, and it is believed the above estimate is below the truth.

The currency of our state amounts to about 14 millions, of which say 12 millions are bank paper, and 2 millions are metal. Our currency, therefore, bears the proportion to our capital of 1 per cent. that is, for every hundred dollars of capital we possess one and three-fourths dollars in currency.

Office of currency, and the laws which govern it.

The office of currency is to measure capital when it changes owners, or passes from producer to consumer, saving to parties the trouble of seeking out each other and exchanging their products. Thus, a person possessing a commodity and wishing to exchange it for another, first converts it to currency, and with that seeks out the article which he desires to possess. The currency is not an object of desire to either party, except so far as it facilitates the exchange of the commodities they would part with for those they would possess, and it is always dismissed so soon as it has performed this office of measuring the value of the article exchanged, and is again required to minister to the convenience of others in the same manner.

It has been estimated by writers of authority that one dollar of currency would exchange five dollars worth of commodities each year; thus our 14 millions would exchange 70 millions annually. Although currency bears so small a proportion to capital, yet it is of the first importance that it should be well regulated, measuring capital with precision and steady uniformity; for is this small amount of currency, (14 dollars to the hundred), which stamps on capital its apparent value; we say apparent, for it does not affect its real or intrinsic value. A well regulated currency, or in other words, a uniform measure of capital, performs not only our domestic exchanges faithfully, but the foreign also; it regulates our exports and imports with all the precision and steadiness which the most steady and uniform currency not only exchanges our domestic products imperfectly, but perplexes foreign trade, deranging exports and imports, and baffling the skill of the merchant in his efforts to equalize the markets of the commercial world. Thus a superabundant currency operates upon the capital it measures like a short yard stick, a light weight, or a small measure; while a contracted currency operates like the long and steady, heavy weight, or the large measure. Each extreme is alike mischievous. Abundant or degraded currency apparently swells the value of commodities, and we say houses, lands and merchandise are dear, whereas in truth, money is cheap, or currency is degraded. Thus, a man purchasing a farm, or merchandise, at a time when currency was degraded, being too abundant and too cheap at 25 per cent. and being obliged when his payment

failure due to convert the same farm, or merchandise, into a currency restored to its true standard value, would find in his cost for which he had obligated himself to pay in currency, would, by the corrected and true standard, be measured back at \$3,000, and that he had lost by this derangement of currency 25 per cent. of his estate, while the estate itself, the farm or merchandise, had neither gained or lost in its intrinsic value; but his loss had been produced by the use of a fluctuating measure or standard, a loss as fatal to him as if the estate had actually withered to two-thirds of its dimensions under his possession.

The currency of a country will always be best regulated when left free to obey the impulse of commerce, unshackled and unembarrassed by legislation. Such impulse will expand and contract its volume, expand it from a country when it has become abundant, and restore it again when it has become scarce. Commerce tears with all its force to equalize currency as well as all exchangeable commodities among trading communities, at home and abroad; and although, like the tide, it is perpetually ebbing and flowing and never finds an exact and quiet level, yet commerce will not tolerate great inequalities in the currency of the trading world, unless thwarted by political events or legislative enactments. It is this approach to equality of distribution which constitutes both the utility and perfection of currency.

The process of regulation is as follows: A superabundant currency at a given place becomes a degraded currency, compared with that of the rest of the world. It gives to exchangeable commodities a false value, raising the price of exportable articles until they will not pay cost and freight; then the dollar, the guinea and the doubloon drop their character of currency or measure of value, assume that of merchandise, and take the place of the bushel of wheat, the barrel of flour and the bale of cotton, which the merchant rejects, and go abroad in lieu thereof to pay a debt, or in search of foreign commodities with which to gorge a market rendered voracious by this excess of currency. An equilibrium is restored by the four fold operation of refusing to export the domestic products which accumulate at home, where they are useless, by superadding foreign commodities to a market already overstocked with them, and by transferring specie from a country where it is abundant and cheap, to one where it is scarce and dear. This money rises, commodities fall, exportation increases, importation diminishes, and the vibration thus produced is not arrested until the redundant currency has become a contracted one; commodities in their turn become too cheap, and money too dear, and the former are sent in search of the latter to restore again the equilibrium.

Such are the laws by which commerce and currency mutually govern and control each other, and when the currency consists of metal alone, its ebb and flow is so gradual as never to produce agitation, unless impeded or impelled in its progress by political convulsions or unwise and fickle legislation; an abundance or scarcity is hardly felt before it is corrected.

Not so, when 12 parts of the 14 of our currency is paper, which cannot like metal assume the character of merchandise for exportation. Commerce is then compelled to make all her drafts on this small stock of metal which the banks have collected to her hands and hold ready for banishment at the shortest notice. And at the moment commerce begins to exhaust the metal, the banks, under the influence of a panic, and in obedience to the law of self-preservation, withdraw the largest possible amount of their paper currency in the shortest period of time, until by the combined efforts of all the merchants and all the banks, a pinching and cruel dearth of currency is suddenly produced, measuring out the debtor's capital to his more fortunate creditor with unrelenting extortion. It is true this severe process soon restores order and health to the commercial community, but like the tornado, which replaces a pestilential by a salubrious atmosphere, leaves abundant traces of its devastating march.

#### Banking.

This important subject, which the bank commissioners have discussed with ability, demands from us a brief notice, from its connexion with the subject under consideration.

If our banks could be restrained to their legitimate office, of furnishing our currency, and affording a safe deposit for the idle capital of our citizens, and possessed the power of withdrawing at pleasure a portion of this currency, as it became redundant, without producing revolutions in commerce, they would fulfil the office for which they were created, and prove abundantly useful to the public.

The bank capital of our state amounts to about twenty-five millions

	\$25,000,000
The reserve	14,000,000
Deposites of idle capital, say	10,000,000

Together

	\$49,000,000
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being the amount of the debt due the banks, excluding the United States branches.

If we assume that fourteen millions of currency are required to perform the text of our state, then the banking capital to an equal amount, say fourteen millions, it is believed would be adequate to our wants, and sufficient for all useful purposes.

If these fourteen millions of capital, ten might be invested in public stocks, or permanently loaned on bond and mortgage, while the remaining four millions were held in specie; with the capital thus disposed, these banks might safely exchange their

credit in bank paper for good commercial bills or notes, payable at two, three and four months, and thus would the banks furnish the fourteen millions of bank currency required, and would hold, in addition to their capital thus secured, fourteen millions of commercial paper, representing the exchangeable commodities of the country, always convertible to currency, and always to be converted and applied to their payment as the discounted bills reached maturity; every cancelling or payment to be followed by the issue of a new bill, and a new issue of bank paper; and thus would a sum equal to such capital be loaned and redeemed four times each year, amounting in the aggregate to fifty-six millions. If each 90 days loan of bank paper performed two exchanges of property before it returned in payment of the bills discounted, one hundred and twelve millions of commodities would be exchanged annually with the bank currency, a larger sum we doubt not than would require the agency of currency.

With such a reservation of specie, say four millions, and with good bills equal in amount to the currency in circulation, and payable at the rate of more than one per cent. or one hundred and fifty-five thousand dollars per day, being about one million per week, the banks could never be embarrassed, or alarmed by any commercial revolutions, and might witness the expiration of their specie without concern, knowing that the few days' receipts would be equal to any redundancy of currency, they might have issued in exchange for business paper; for it will be recollected that this redundancy cannot be very excessive when confined to such operations, and it should also be borne in mind, that the banker has to provide, in case of emergency, to redeem an amount equal to the difference between the minimum and maximum of the circulation. If ten millions shall be the minimum, and fourteen millions the maximum, then four millions will be the most that can be thrown back upon the banks, leaving at the least ten millions suspended in circulation.

We have thus endeavored briefly to describe strict, rigid and useful banking, a system by which the banker could contract or enlarge his business gradually, and with more confidence, the influence of a panic, diminish the currency so much and so suddenly as greatly to distress a whole community, and would possess the means in his specie and business paper, to meet all exigencies without resort to his bond and mortgage debt, or to his public securities, both of which would stand apart as a safety fund for his last holder.

If it were necessary to wind up the whole system, and abolish the banks, a single year would suffice to accomplish it, and replace their paper by specie to the amount of fourteen millions; a year of scarcity of money and low prices to be sure, but not of severe distress.

If it be true, as we believe, that fourteen millions of capital, and more than two-thirds of that permanently invested, can be made to sustain a currency adequate to all the wants of our populous and commercial states, a currency convertible to specie at pleasure, and exempt from frequent and excessive fluctuations; the inquiry may well be made, whether there are not defects, dangers and delusions, connected with a system which pretends to have absorbed already near twice that amount of capital, and continuously demands and employs more, a portion of which is permanently invested, but all held, or pretended to be held, in a condition to redeem bank paper, if occasion should put it in requisition.

Not only this bank capital of twenty-five millions, but also the deposit of ten millions idle funds and the fourteen millions of bills receivable, for which bank paper has been exchanged, amounting together to forty nine millions, pretend to stand ready to redeem at short notice, any portion of these fourteen millions, or rather, that portion which can require redemption, being the difference between the minimum and maximum circulation, say four millions. With resources apparently so ample, the call of commerce for a single million of metal produces a serious bank panic, and a sudden contraction of bank currency.

This debt of forty-nine millions, which ought, if made upon banking principles, to produce spontaneously for the redemption of paper half a million per day, requires a severe and protracted pressure upon it to produce two or three millions for an emergency; and if forced to yield four or five millions, a sum equal to eight or ten per cent. of the debt, such pressure is attended with widespread ruin and general consternation.

To reconcile such apparent power with such impotent and feeble results, we are forced to the conclusion, that many of the rules which ought to govern good banking, are disregarded. That much of the stock, though apparently paid for is withdrawn, and the holders' paper substituted therefor, in the same or some other bank. That much of the capital is loaned for long-winded operations, as farming, ship loans, &c. long voyages, the erection of manufactories, mills, &c. That much of the discounted paper professing to be commercial, and representing commodities which can be converted to currency for the payment of the bill, is not strictly such, and that such paper, although paid at maturity, is indebted to some of the many expedients familiar to commercial operations for such payment—experts, however, which demand ship loans, &c. in amount, to those cancelled, and thus the merchant continues to be indebted to the bank, not for a small and temporary loan in anticipation of his bills receivable, but for a large proportion of his capital; which, though borrowed temporarily, is retained permanently, and cannot be surrendered in times of pressure without great sacrifice, if not ruin.

The committee cannot command the time or space necessary to explain intelligibly the evils resulting from the combination of so much capital with our currency, compelling them to share the fate of each other, and vainly attempting to subject them to the same laws, by which means both perform their office imperfectly; the capital but halveservices the interests of the borrower, as he holds it by a tenure so precarious as the wants and necessities of the banker—wants and necessities which are sure to press both banker and borrower at the same time, while currency is contracting and expanding by an artificial impulse, which greatly impairs its utility.

While we entertain no doubt of the solvency of our banks and their ultimate ability to redeem their currency, pay their depositors, and restore their capitals to the stockholders, except in the event of a commercial convulsion, yet all this is deemed secondary in importance to their duty of furnishing a uniform and stable currency. It is well applicable to currency, that it increases in value as it decreases in volume, and decreases in value as it increases in volume. Thus, 10 millions of currency would exchange a given amount of commodities as effectually as 14 millions, with this difference; the contracted standard of 10 millions would give to them a value of about 72 millions, while the 14 millions would expand the same commodities to 100 millions; and if this was the annual amount of our exchange, a variation of 4 millions in our currency, the difference between the extremes of a contracted or an expanded circulation, would raise or depress their value by 28 millions in one year, a sum equal to twice the amount of our currency; and when we estimate the mischiefs produced by applying a fluctuating and unstable currency to such an amount of exchanges; the guiding influence, unsettling price, enriching some, impoverishing others, and embarrassing all, by baffling and mocking their calculations, the consideration that our safety fund of a few hundred thousand dollars will protect us against an occasional loss in the currency of a broken bank, loses all its importance. Such failure and loss would be abundantly compensated, if they would teach caution to the public, and skill and prudence to the banker.

Notwithstanding bank charters have absorbed so much of our active capital, to the prejudice of long winded and permanent operations, stimulating trade and commerce almost to intoxication; notwithstanding that many villages of the interior are laid under contribution for their last dollar to gorge with capital and stimulate to excess the price, enriching some, impoverishing others, and embarrassing all, by baffling and mocking their calculations, the consideration that our safety fund of a few hundred thousand dollars will protect us against an occasional loss in the currency of a broken bank, loses all its importance. Such failure and loss would be abundantly compensated, if they would teach caution to the public, and skill and prudence to the banker.

It is believed that restraining banks in their discount to 6 per cent. would tend to improve the character of their debt, by inducing them to reject long loans and collect more rigidly. And that restraining them in their issues to the amount of their deposits, (instead of the present law, which allows them to issue a part of the small country banks to extend their circulation; banks which with limited means for redemption, and emboldened by their high credit deriv'd from the safety fund, push their operations beyond the limit of prudence, and fill up by their circulation, the vacuum, if any, left by their more cautious competitors. Such restraint might reduce the circulation of the country banks from eight millions, its present amount, to seven millions, or from about the amount of their aggregate capitals to seven-eighths of that amount, counteracting the general tendency to overland currency.

Both restraints would tend, in some small degree, to check the flow of capital into the bank channel.

*Of capital.*

In discussing the subject of capital, the laws which govern it, and the interest or price paid for currency, the committee will study to avoid all allusion to currency; and when they speak of interest they are to be understood as meaning the hire of capital, by which means they hope to relieve these subjects from the perplexing obscurity which has enveloped them when capital and currency were confounded.

Capital does not expand and contract with the same elasticity, or obey the same laws, as the currency by which it is measured; nor does it obey the same laws. It is the fruit of industry, skill and economy. Under a good government, and in a community well regulated, its accumulation is constant and rapid, and the largest accumulations are found in the oldest countries thus governed and thus regulated. Its constant tendency is to flow off from these abundant and well regulated sources, and in the direction which promises the best return with the greatest security, whether that return be yielded in the shape of interest for loans, dividends on investments, commercial and manufacturing enterprises, or land speculations.

The same law which diffuses capital from fountain to rill, from an old to a new country, also requires at all points its perpetual and ceaseless change of investment, as one subject is exhausted and another force is created; and thus do the various branches of industry approach and maintain their level.

It is believed that of the eight hundred millions of capital belonging to and in the possession of the citizens of our state, at least four hundred millions of dollars are lent and borrowed at from four to fourteen per cent. interest per annum. When it is considered that the bond and mortgage debt of the city of New York exceeds forty millions, and the debt on personal security must be still larger; that our bank loans of capital, excluding currency, are between thirty and forty millions; add to these large items the debts due the foreign land-holders, as the Holland company, the Putney, the Parish, the Chautauot and the

Morby estate, with many others of less magnitude; the three millions loaned by the Life Insurance and Trust company, and an equal amount by the savings' banks; the Connecticut school fund debt, and the vast amount of foreign and domestic debt due to and from individuals; this estimate will not be deemed an exaggeration.

With a debt so vast, being equal in amount to twenty-eight times our currency, and with such a propensity in our citizens to borrow and lend, it may be well to inquire whether its influence is salutary or pernicious, whether it should be tolerated or prohibited, and the vast amount of foreign and domestic debt due to and from individuals; this estimate will not be deemed an exaggeration.

The committee will assume that capital cannot be too abundant in any country, or too widely diffused, provided that diffusion is gradual. To deny this proposition would be to assert that we had cultivated and stocked too many farms, had built too many houses, mills, manufacturing, and ships, or had accumulated too much merchandise.

*Hire or interest of capital.*

Capital cannot be made to yield capital again, without combining with it skill and labor, nor can skill and labor be made to yield capital, (beyond the hiring or servant's pay), without combining capital with them. Now it so happens in the wise ordering of nature, that the ability of the possessor to apply this labor and skill to the management of his capital, diminishes in the ratio of the increase of such capital, and that from two causes; first, from the increased labor of managing such accumulated capital, and second, from the decay of physical and mental powers by the approach of age; hence the man who has acquired wealth, finds his interest in lending or in investing it, to be lessened or managed by corporations. While in our country, where the field for enterprise is broad and ample, whose education, talents, occupation and skill fit him for a station above the servant or day laborer, being destitute of means, finds his interest also in borrowing, to the end that he may turn his talents and acquisitions to profitable account. Even the mechanic, without a patrimony, could not avail himself of years of unobtruded service, unless he could borrow a shop and tools; nor the students of law and medicine of their mental acquisitions, without their borrowed libraries; or the indigent farmer or merchant of their skill, without the borrowed farm or merchandise. Both parties therefore, find a mutual interest impelling them to lend and borrow; nor does the interest of the parties conflict with that of the public, as these loans diffuse and augment capital, affording stimulus for labor, and yielding to humble industry an ample reward.

It is believed all these objects are best promoted, and capital most widely diffused, by loaning it in minute portions; thus combining the great-st amount of labor and skill with a given amount of capital, yielding in the aggregate the largest amount of revenue.

To illustrate: if a capitalist possessing \$100,000, should invest this sum in the purchase and culture of one hundred farms, worth each \$1,000, these hundred farms could have the benefit of the superintending skill and labor of one man only, and it cannot be doubted that such an investment would be wholly unproductive of revenue; whereas these hundred farms loaned to one hundred young, efficient and skilful farmers, would have the benefit of the superintending skill and labor of one hundred men, yielding to the lender \$70 each, or an aggregate of \$7,000 and would yield to the borrowers the support of one hundred families, and a gradually increasing surplus, until the whole debt of \$100,000 should be ultimately extinguished and the farms doubled or trebled in value; such is the rapid process of accumulation in a country like ours, by the judicious combination of capital and labor.\*

The capitalist undertaking to manage a hundred ships, mills or stores, could not prosper better than the farming experiment. Although capital thus divided into minute parcels yields the largest return, and can afford to pay the highest rate of interest, yet it may be advantageously borrowed in larger sums, and for more extended and costly operations, as unobtruded navigation, &c. and the capitalist is content in such cases with a lower rate of interest, as he is saved the trouble of multiplying his transactions, and of re-investing so frequently. Capital, therefore, when loaned, has its wholesale and retail price or rate of interest.

*Errors.*

The committee being satisfied of the utility of borrowing and lending, it remains to inquire what regulations and restraints

\* The committee are aware that our frontier settlements afford exceptions to this rule on numerous occasions, as to furnish a plausible argument against our present rate of interest. But these settlements were made during a period of five or six years succeeding the late war, the flood of emigration breaking away at that time, which had been restrained for a quarter of a century by a prosperous foreign trade, the temporary prosperity of manufacturing on the sea board, and the hostile and unsettled condition of our frontiers. When the settlements were made, our currency was exceedingly depreciated by a long suspension of specie payments, baffling the skill and deranging the contract of landlord and settler. One company alone have since abated near a million of dollars in principal, beside a large amount of interest, to conform those contracts to a regulated standard currency, and also to the depressed legal price of United States lands.

the law should impose upon these contracts. The most essential part of the contract, that of fixing the value of the capital borrowed, or the sum on which interest is to be charged, when that capital does not undergo the process of transmission into currency; but passing direct from lender to borrower, has never been deemed a subject proper for regulation by legislative enactment or supervision; thus the price or value of the farm, the cotton mill, or the ship, is left to the exercise of individual discretion and skill, and even the forbearance or interest, technically called rent or charter, may be settled by the parties in all cases where the interest, charter, cotton mill, or ship, is to be returned, no matter how remote the period of restoration; but when the value of the farm, cotton mill or ship, is to be restored in their several products, agricultural, manufactured or commercial, and these products are to be converted to currency, then legislation has decided that the case comes within its province, and the interest, charter, cotton mill, or ship, is no longer a fit subject for the exercise of individual skill and agreement. Nor is this all, or the worst of all. Legislation has also decided, (if the agency of error happens to be invoked), that all lending and borrowing shall conform to one standard, and that an arbitrary one, which yields to no exigency, a standard at or below which all must lend and borrow, without regard to abundance or scarcity of capital, amount of loan, nature of security, prospect of gain or hazard of loss.

And yet this legal standard, which professes to regulate interest so rigidly, performs almost any other office than that of regulating. When the market rate of interest is below the legal rate, the law has no regulating force, capital is then loaned at the market rate, the law being a dead letter. When the market rate at one place is below, and at another above the legal rate—for instance six per cent. on Long Island and eight per cent. at Chautauque, the legal rate of seven per cent. guarded by penalties, instead of equalizing the interest of the two places, as it professes to do, would tend with all its force to increase the disparity, by checking the flow of capital from the cheap to the dear region, depressing the market rate to five per cent. on Long Island, and raising it to nine per cent. in Chautauque, deranging instead of regulating. When the market rate of interest at retail, or for sums of small amount, exceeds seven per cent. instead of regulating for this valuable class of borrowers, the law denies to them the use of capital, and in effect forbids their borrowing at all, while it does, in the large borrower and the best security the monopoly of borrowing.

Another class of borrowers, though not regulated by legal enactments, are greatly embarrassed and oppressed by them. We allude to the class whose moral integrity forbids the suspicion that they will avail themselves of the penalties of a law, the professed protection of which they are willing to waive; and it is creditable to the community that this class is numerous, comprising, with many others, almost the entire mercantile population; but as the class of lenders are far less numerous than the borrowers, and many of them are deterred by moral restraint, and others by suspicion and timidity, from making loans at high interest, this large class of honorable borrowers are consigned to the mercy of a few lenders, and those the most unscrupulous and least scrupulous of their order, while their more scrupulous competitors retire from the field to avail themselves of the thousand doors thrown wide open for the profitable investment of their capital, by means of a temporary security thus aggravated by their own change of pursuit. Even the lender himself, whose conscience would not tolerate a ten per cent. loan, may, with a clear conscience, and under the protection of law, purchase the estate of the person to whom he had refused the loan, at a price which will yield twenty per cent. profit, and at a sale rendered necessary perhaps by such refusal.

It is notorious that the market rate of interest is often, and at places almost always below the legal standard, as at present regulated. Such standard, therefore, only operates where the market rate exceeds this limit, and then it works positive mischief by checking an influx of capital, which a higher market would lure from abroad; locking up at home by investment what had been loaned, degrading to the borrower his accustomed supply, expelling capital and turning it into new channels, raising the market price extravagantly, and securing to a few the monopoly of lending at such exaggerated rates, deranging industry, and forcing our citizens to a frequent change of pursuit; and all this without, as we believe, one solitary benefit to atone for so much mischief.

When the crops of a country fail, famine is prevented by a rise in the price of bread-stuffs, which rise operates beneficially two ways: it allures a supply from foreign countries, and it also induces each one to find in his own neighborhood, as far as possible, what would be thought, in this age, of a law that should counteract this salutary law of commerce, and from a mistaken kindness to the poor, prevent a rise in the price of bread-stuffs. All laws restraining the price or hire of capital operate like such a law, with this difference, that the famine would fall indifferently upon all who did not possess bread, although they could come to and buy means to buy the cheap legal rate, but in the dearth produced by the attempt to make capital cheap, the whole calamity falls upon the borrower, the unfortunate victim of legislative care.

Our statute fixing interest forbids us, under penalties, to invite capital by the allotment of high prices to our market, and forces us to contract out business by bankruptcy and ruin to the quan-

ty of capital which under, or in spite of the legal standard, can be had. It is precisely as if a famished city should kill its inhabitants, till the numbers left were proportioned to the quantity of food on hand.

The committee are aware that improvident and ruinous loans are contracted, and would continue to be with or without legal restraint; but so far from requiring legislative interposition, these loans are the only legitimate and effectual restraints upon improvident borrowing.

Capital is borrowed solely with a view to gain; a pledge is required by the lender equivalent to the loan, which pledge is rendered if the capital is dissipated. Here then are two motives of equal force to guide and control the borrower—the hope of gain and the fear of loss. If the hope of gain be strong, the fear of loss is equally so; if the desire for acquisition be inordinate, the fear of loss will be equally controlling.

With hopes and fears thus balanced, experience and observation alone are required to guide the judgment, and nothing can be more impressive and admonitory than to witness a neighbor struggling for years, and sinking at last under a load of debt charged with a high rate of interest; all who witnessed would avoid the danger as they value their former acquisitions or their future hopes.

It is indeed to all pursuits having gain for their object, and they admonish to prudence and caution. Ship building ceases when low freights give warning to the merchant that navigation has been pushed to excess—importations are arrested by a losing market—so money borrowing ceases when it results in loss.

The committee have come to the conclusion that the best interest of the state will be advanced.

1st. In promoting the free circulation of foreign and domestic capital over our state, by giving stability and security to its investment, and by extending legislative facilities to associations who borrow and lead capital unconnected with currency—such as savings banks, trust companies, &c.

2d. By restraining banks in their circulation to the amount of their capitals, and by restraining them in their discounts to 6 per cent.

3d. By repealing the usury penalties, except in relation to banks, and fixing the legal rate of interest 6 per cent.

It, however, the usury penalties should not be repealed, we would object to reducing the limit of interest from 7 per cent. which seldom presses upon the market rate, except in the new parts of our state, and fixing that limit at 6 per cent. which in many parts of our state, and at all times, would press upon the market rate, aggravating the evils incident to the present standard of interest. If these amendments generally should not prevail, then we would respectfully recommend that the further progress of the bill under consideration be arrested, in conformity with the prayer of all the memorials addressed to the senate.

REMARKS OF MR. DAVIS, OF MASSACHUSETTS, IN THE HOUSE OF REPRESENTATIVES, February, 1853, on Mr. Root's amendment to Mr. Hurd's amendment to the part of the bill which relates to wool.

Mr. Speaker, (said Mr. Davis), it is worth our while, before we vote on this measure—as it is the first, and will be followed by others of like character—to understand what principles we act upon. The amendment proposes to reduce the duty on wool, in three years to 25 per cent. ad valorem; and the amendment to the amendment proposes to leave that duty at 20 per cent. He would, he thought, vote for both, not because he approved of them, or considered them as suitable acts of legislation for this government to adopt, but because he considered them more favorable to the great agricultural interests of the country than the bill; and this was the only reason why he should give them his support, if he gave it at all.

He would, while up, take the occasion to say that probably few members on the floor felt more anxious than he did to see this all-stirring subject settled—to see national harmony restored, and the jarring opinions, if possible, reconciled. He had from the outset entertained this sentiment, and while all around him seemed to concur in it, and seemed anxious to allay excitement, and to cherish better feeling, it gave him pain to observe that the house after more than a year's session, had been approximated little towards it; indeed, he said, the signs of the times were such that he despaired of any reasonable adjustment.

He saw the bill of the committee of ways and means erected throughout the country as a measure unsuitable to be the basis of future revenue. He used no harsher language than facts justified, for it gives satisfaction nowhere in the portions of the union attached to the protection of our industry; and he was equally confident it was repudiated where he supposed it was designed to give contentment. We had now had it under consideration a month, had endeavored to amend, alter, adjust and bring it into an acceptable form. We had labored early and late, and what had it all come to? Would any one say we are now apparently any nearer to the object of desire than when every motion, every proposition to modify this bill, an unsatisfactory as its repudiation where he supposed it was resolutely resisted by the south, and we have this painful evidence that no better propositions, no terms more just and beneficial to the country, are to be offered to us. The bill, therefore, and nothing else, has the approbation of those opposed to the tariff. We have, therefore, he observed, no alternative left.

but to resist a measure so unjust and injurious; and this, for one, he should do to the last, if it were not improved.

The Speaker. The gentleman from Massachusetts must confine his remarks to the amendment.

Mr. D. inquired if it was not in order for him to argue that the proposed decrease of duty was impolitic and bad legislation?

The speaker assented to this.

Mr. D. observed, he believed he had confined himself within the strictest rules of order, and should continue so to do. He had spoken at large, on a preceding day, of the injurious policy of reducing wages, and of the pernicious tendency it had to make a poor, ignorant, and miserable population, like that of Europe. He had said that duties could not be reduced on protected articles without producing this effect to an extent proportioned to the reduction; and this would not reach manufacturers alone, but all laborers in the country. He had therefore said, a question of reduction was one of serious import and should be well considered. And he would now inquire if the avowed object of this bill was not a reduction of revenue because there would be a surplus in the treasury? He did not concur with the gentleman from New York, (Mr. Beardsley), that we had any evidence before us of such an excess of revenue. The secretary of the treasury proved to us last summer, if the bill then passed, which did become a law, that it would raise only a revenue of \$12,000,000; but he now alleges, only a few months having elapsed, that it will produce \$18,000,000. It is not easy to understand his reasons for this change of estimates; nor is it easy to settle which opinion is entitled to most consideration. If it will raise no more than \$12,000,000, the government will need that sum, and there is no occasion for further reduction. If, as he now alleges, however, it will produce that even if the sum of \$18,000,000 is raised, that there would be any surplus this year, for the whole will be absorbed by the demands of the government. No excess can accrue, therefore, before the close of the year 1854, and it is by his statement problematical whether there will be any then. Why should we be pressed so urgently on this subject now, as if it was a matter of certainty, when it is only a contingent? Why should we be forced to go forward blindfold—in groping along a path which the secretary himself seems not able to point out with any certain knowledge? Yet this reduction is alleged to be the main object of the bill, and we are urged to act here as if we knew that the laws would place in the treasury six millions of surplus revenue in 1854; and this is the reason pressed unbecomingly upon us to pass the bill.

Such matters, he said, he came properly before us he was willing to consider. The public debt was nearly paid off, and we shall consequently have less occasion for money—we must therefore raise less than we hitherto have done, but we had not been unmindful of this event, and had prepared for it by lessening the revenue ten or twelve millions in a short period. He admitted that the argument against a contingent surplus in the treasury was sound, and did not deny that the government must be limited in its income to its necessary expenditures, but the enemies of American industry insist on lessening the protection of the laborer, on the ground of a surplus. He desired assurance of the existence of such surplus—before he acted on this question, he wished to be made reasonably certain that hostility to our industry did not outrun all other considerations.

In voting, he said he should keep these considerations steadily in view, and would reiterate that he should support no bill that abandoned the principle of protection. In reducing the revenue, let us, he said, understand what we do, and upon what principles we act. It seems to be assumed here, that the only mode of reducing revenue, is to reduce all duties on imports equally. He protested against this, as a false, unsound theory, designed to destroy by its insidious action, the protective doctrine, without accomplishing the object it professed to have in view. The bill before us, which is recommended because it is alleged to be necessary to reduce revenue, contains items that by this process will increase, instead of diminishing revenue. Take, for example, nent spirits—the duty on which is perhaps one hundred and fifty per cent. and suppose this duty reduced to seventy five per cent. will not the importations which are now restrained by the very high duty be so increased as to increase the revenue? The committee of ways and means, he said he believed, admitted that this would be the result. The same may be said of other articles.

Mr. Wilde rose and inquired if it was in order to discuss the whole subject?

The speaker said no, the argument must be confined to the amendment.

Mr. Davis desired to be informed if it was not in order to shew the impolicy of reducing duties on wool in the manner proposed.

The speaker replied, yes. There was a cry from different quarters, "go on—go on." The argument he had used, was to that point. The general proposition is to reduce the revenue, and to accomplish this object the amendment proposes to reduce the duty on wool. To this, in the form in which it stood, was opposed, and his argument he considered direct and legitimate to this purpose. The speaker assented assent. Certain and fixed principles, he said, ought to govern us in this and all votes that we give on this and all other propositions for reduction—and at the head should stand constantly the principle of protecting American industry—no measure should meet with countenance that aims to abolish this.

The gentleman from New York, (Mr. Beardsley), said, the only wise way to reduce is to do it gradually. With that gentleman, he said, he concurred thus far—but we ought to look as well at what we had done as to what we had to do. In July last, congress considered this matter with the most anxious and deliberate attention, and lowered the duty greatly, and this should not escape observation, as any attempt to descend further may be attended with great peril, and may be followed by grievous calamity. Notwithstanding this, he observed, greater reductions were demanded to compose the irritated state of feeling which he alleged to exist in the country, and how can it be done? If done at all, it can be accomplished in but one way, without violence to private rights and great private suffering. It must be gradual—very gradual—and a long time, and arranged with great judgment and discretion. There is an immense interest at stake, and the prosperity—nay, almost the existence of a vast population involved in it, and it should be approached with caution, and changes affecting it made with sound judgment. What, he said, he would repeat, do you propose to do? Last July a great change was made, but the law goes into operation in March next; that change which was a reduction of twenty per cent. of the present duties on wool is still future, and will congress add to it the present proposed reduction of fifty per cent. of the duties of the wool-growers? Will you bear this? For it is to be followed up on woolsens and other articles. Will the wool grower be satisfied to have his property made thus the sport of this body? But this is not all, for this reduction is to continue for three years after the same rate. This is not gradual, but rapid—very rapid—and full of hazard. The time is not long enough, especially for men in debt. The descent should be made slow; the animals should be gradually increased skill and economy, men may not only exert themselves, but may succeed in meeting it. If, he said, you descend sixteen or twenty per cent. in a year, they will sit down in despair, being unable to grapple with it. Men should have time to prepare for changes in their business. This proposition of the gentleman from New York goes by long strides, it is very hurried; and though, he said, the principle is the right one, yet the details are objectionable.

He said he had occupied the attention of the house much longer than he intended when he rose. He would not, in conclusion, say the wool growers or the manufacturers would bear any change from the bill of '52, without hard pressure and suffering. He believed they would not, but hoped they would willingly make great sacrifices for repose. They were wearied with this endless warfare. And believing such to be their feelings, he should, for one, take the responsibility of voting a judicious and gradual reduction, if the disconcerted would sit down and be at peace under it; otherwise he would not lift his finger to carry any measure through. He rose to express these general views, that his course on time, and the measures which will succeed must be understood. He did not propose, at present, to introduce any measure, but hoped, if the south desired, as they had often expressed themselves, to save our manufactures, and at the same time to compose all controversy, that some gentleman from that quarter would offer something beside this bill, which no man in favor of protection can support.

#### TREASURY CONSTRUCTIONS OF THE TARIFF.

CIRCULAR TO OFFICERS OF THE CUSTOMS.

Treasury department, April 30th, 1853.

The 7th section of the act of the 14th July, 1832, entitled "an act to alter and amend the several acts imposing duties on imports," provides, "that in all cases where the duty which now is, or hereafter may be imposed on any goods, wares or merchandise, imported into the United States, shall, by law, be regulated, or be directed to be estimated or levied upon the value of the square yard, or of any other quantity or parcel thereof; and in all cases where there is or shall be imposed any such duty of duty on any goods, wares or merchandise, imported into the United States, it shall be the duty of the collector, within whose district the same shall be imported or entered, to cause the actual value thereof, at the time purchased, and place from which the same shall have been imported into the United States, to be ascertained, estimated and ascertained, and the number of such yards, parcels or quantities, as the case may require; and it shall, in every case, be the duty of the appraisers of the United States and every of them, and every other person who shall act as such appraiser, by all the reasonable ways or means in his or their power, to ascertain, estimate and appraise the true and actual value, any invoice or affidavit thereto to the contrary notwithstanding, of the said goods, wares and merchandise, at the time purchased, and place from whence the same shall have been imported into the United States, and the number of such yards, parcels, or quantities, and such actual value of every of them as the case may require," &c. &c.

The 9th section of the same act provides, "that it shall be the duty of the secretary of the treasury, under the direction of the president of the United States, from time to time, to establish a scale of appraisement, and a scale of actual value, for the use of the United States, as the president of the United States shall think proper, to secure a just, faithful, and impartial appraisal of all goods, wares and merchandise, as afore-said, imported into the United States, and just and proper entries of such actual value thereof, and of the square yards, parcels or other quantities, as the case may require, and of such actual value of

every of them; and it shall be the duty of the secretary of the treasury to report all such rules and regulations, with the reasons therefor, to the then next session of congress.

The 1st section of the act of the 3d March, 1833, entitled "an act to modify the act of the 14th July, one thousand eight hundred and thirty-two, and all other acts imposing duties on imports," declares "that from and after the 31st day of December, one thousand eight hundred and thirty-three, in all cases where duties are imposed on foreign imports by the act of the 14th day of July, 1832, entitled 'an act to alter and amend the several acts imposing duties on imports,' or by any other act, shall exceed twenty per centum on the value thereof, one-tenth part of such excess shall be deducted," &c.

It is believed that by this provision, and as necessary to the execution of the law, all duties imposed by any act of congress, upon foreign imports, are substantially regulated by, and are directed to be estimated and levied upon, the value of the square yard, where that is the form, and upon some other quantity or parcel in cases where the duty is not imposed by the square yard, and that consequently the authority conferred by the 9th section aforesaid, must necessarily be exercised, for the more effectual execution of the said act of the 3d March, 1833.

The following rules and regulations are therefore established, under the direction of the president of the United States, for the purpose of securing a just, faithful and impartial appraisal of all goods, wares and merchandise imported into the United States from and after the 31st December next, and for the just and proper entries of the actual value thereof, and of the square yards, parcels or other quantities, as the case may require.

In all cases of ad valorem duties under the act of the 14th July, 1832, or any other act, the regulations at present authorized by law, for ascertaining the actual value, will remain unaltered. With respect to those articles liable to a specific duty, or other duty than that of ad valorem, the actual value thereof at the time purchased, and place from which the same shall have been imported into the United States, or in the country wherein the same may have been originally manufactured or produced as the case may be, will be appraised, estimated and ascertained, and the number of yards, or square yards, tons, pounds, gallons, bushels or other parcels or quantities, and such actual value of any of them as the case may require, and just and proper entries thereof be made, in the same manner and according to the same regulations, as are required by the said act of the 14th July, 1832, and other acts now in force in regard to articles paying ad valorem duty; and in all cases the same verification of invoices and other proofs will be required and produced as are at present authorized in respect to articles liable by previous acts to an ad valorem duty.

The value of all such articles being thus ascertained, the proportion which the duty now paid by such articles bears to the said value, will be calculated, and the excess thereof be levied twenty per centum; that is to say, where such proportion shall be equal to fifty per centum, there shall be deducted ten per centum upon thirty per centum, or three dollars; and from after the 31st December, 1835, the like deduction shall be made from the same excess, or ten per centum thirty per centum, being three dollars more, and in the same manner, at the several periods specified in the said act of the 14th March, 1835, and the 31st of December, 1837, from and after which, one-half of the residue of such excess will be deducted, and the other half thereof from and after the 30th of June, 1842.

From the proportion of the duty thus ascertained upon the wines of France, in addition to the said ten per centum, there will also be deducted such further per centum as will be necessary to preserve the discrimination in favor of such wines, stipulated in the convention between the United States and his majesty the king of the French, concluded at Paris on the 4th of July, 1831, and authorized by law.

It may be proper to observe that all manufactures of cotton, or of which cotton shall be a component part, will be appraised, estimated and ascertained, and the number of yards, square yards, or otherwise, parcel or quantities, and of such actual value thereof as the case may require, will be ascertained, and just and proper entries thereof made, according to the foregoing regulations.

It is believed that the value of foreign imports referred to in the act of the 3d of March, 1833, is not the assumed value on which the duty upon all manufactures of cotton, or of which cotton shall be a component part, is directed to be estimated under the act of the 14th of July, 1832—viz. of thirty cents, if not dyed, colored, pointed or stained, though valued at less than thirty cents; and of thirty-five cents if dyed, colored, painted or stained, though valued at less than thirty-five cents the square yard. This value is merely artificial, and assumed by previous laws as a means of ascertaining the value, or rate of duty imposed for the purpose of protection, upon such articles; and the amount of the duty, although ascertained by the adoption of the minimum principle, is the proportion which the sum collected by the government bears to the actual value of the articles; and, therefore, a quantity of such cottons, costing in fact eighty dollars, but valued for the purposes of the act of the 14th of July, 1832, at two hundred and fifty dollars, really pays a duty of 75 per centum upon the true value thereof.

The act of the 21 of March, 1833, however, proceeds upon a different principle, and aims at a different purpose. It obviously intends to make an equal deduction from the duty on all foreign imports, and ultimately to reduce it to a rate not exceeding twenty per centum upon the real, and not an assumed, va-

lue of the articles imported. This last purpose is explicitly stated in the last clause of the 5th section, which provides "that all imports on which the 1st section of this act may operate, and all articles now admitted to entry from duty, or paying a less rate of duty than twenty per centum ad valorem, before the said thirtieth day of June, one thousand eight hundred and forty-two, from and after that day, may be admitted to entry, subject to such duty, not exceeding twenty per centum ad valorem, as shall be provided for by law." And the first section, which has been already referred to, expressly provides for the deduction, after the 30th of June, 1842, of all excess of foreign imports above twenty per centum on the value thereof, which shall have been imposed by previous laws, and to which they may then be subject.

The object of thus establishing a general ad valorem duty on foreign imports, and of equating the rate can only be attained by calculating the duty on the real, instead of the assumed value. This purpose is more particularly manifest from the last clause of the third section, which provides that from and after the 30th of June, 1842, "the duties required to be paid by law on goods, wares and merchandise, shall be assessed upon the value thereof at the port where the same shall be entered, under such regulations as may be prescribed by law." Each of these clauses relates to the actual value of the foreign import, and they differ only in estimating that value; previously to the 30th of June, 1842, the value in the foreign country being taken, and after that time, the value at the port of entry. The object of neither can be accomplished at any period, by adhering to the nominal value assumed by previous acts, or to the rate of ad valorem founded upon such assumption.

In all importations of manufactures of cotton, therefore, or of which cotton shall be a component part, after the 31st of December, 1833, the value thereof will be ascertained in the manner aforesaid; and from the amount which the rate of duty under the act of the 14th of July, 1832, or any other act, shall exceed twenty per centum on such value, the deduction required by the act of the 3d of March, 1833, will be made according to the foregoing rules.

Though these rules and regulations will not go into effect until the 1st of January next, they have been thus early adopted and made public for the purpose of giving timely notice to the manufacturers and merchants, and all others concerned; and especially as to the verification, by the consuls abroad, of the invoices of importations to be made after that time.

LOUIS McLANE, secretary of the treasury.

#### CONFLAGRATION OF THE TREASURY BUILDINGS.

Treasury department, April 12th, 1853.

In the late conflagration of the treasury building, nearly all the correspondence of the secretary of the treasury, from the establishment of the department to the 31st March, 1853, was destroyed, including, as well as the original letters and communications addressed to the secretary of the treasury, as the records of the letters and communications written by him. With a view to repair the loss, as far as may be practicable, all officers of the United States, are requested to cause copies to be prepared, and authenticated by them, of any letters (excepting those originally addressed to the said secretary) which have been written to, or received from, the secretary of the treasury; and all those who have been in office, and other individuals throughout the United States, and elsewhere, are invited to do the same. That this correspondence may be arranged into appropriate books, it is requested that it be copied on folio foolscap paper, with a sufficient margin on all sides to admit of binding, and that no more than one letter be contained on a leaf. It is also requested, that the copies be written in a plain and distinct or engrossing hand. Where the original letter can be spared, it would be preferred. The reasonable expense incurred in copying the papers now requested, not exceeding the rate of ten cents for every hundred words, will be defrayed by the department.

The correspondence which has been saved, and of which, therefore, no copies are desired, are the records of the letters written by the secretary of the treasury to presidents and cashiers of banks, from the 1st October, 1819, in the 20th February, 1833; all the correspondence relating to revolutionary claims under the act of 15th May, 1828, and to claims of Virginia officers on half pay, under the act of 25th July, 1825; and all applications for the benefit of the act of the 3d March, 1831, and 14th July, 1832, for the relief of certain insolvent debtors of the United States. Copies of some circular letters and instructions, written by the secretary have also been preserved; and it is requested that, before a copy be made of any circular letter or instruction, written by the secretary of the treasury, the dated subject of such circular be first stated to the department, and its wishes on the subject ascertained.

LOUIS McLANE, secretary of the treasury.

PRICES CURRENT—Baltimore, May 3. Flour, best white wheat, 6 75@7 25; other from 5 25@5 75—Howard street 5 25@5 37 1/2. Best red wheat 1 15@1 25—white 1 30@1 35. Corn 65@66, rye 74, oats 37 1/2@38; clover seed 8 00. Whiskey, 1st proof, 29@30. Wood—washed, from 25@30; unwashed, from 16@30. Pine on the hoof 5 50@6 25. Oak wood 3 00@3 25; pine 2 25. [American Farmer.



# NILES' WEEKLY REGISTER.

FOURTH SERIES.] No. 11—VOL. VIII. BALTIMORE, MAY 11, 1833. [VOL. XLIV. WHOLE No. 1,129.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

Q—A violent assault was committed on the person of the president of the United States, at Alexandria, on Monday last, by Mr. Randolph, lately dismissed from the navy—the particulars of which will be found in subsequent pages. We have no comments to make on this outrage. It requires none. It will, as it ought, receive the unqualified reprobation of every good citizen—whether the offence be considered with respect to the public office held by the assailed, or his advanced age and long and distinguished services.

We have inserted, (as was intended before an account of the assault reached us), Mr. Randolph's address to the public, setting forth his case—and added an article, on the same subject, which has since appeared in the "Globe;" but the merits of the matters stated cannot be allowed to have any sort of influence either to excuse or aggravate the offence of Mr. Randolph—it admits of no excuse, needs no aggravation.

Q—We present a collection of law cases, briefly deciding certain important points concerning matters of every-day interest to the public, and such as every-body ought to be well acquainted with.

Q—Under the head of "Foreign Articles" we have inserted an account of the passage of the "Irish disturbances bill," and certain interesting views of the origin and prospects of negro slavery in the British West Indies. If the government shall carry out its plans concerning the slaves, a compensation to the owners of them cannot be avoided without committing a flagrant act of injustice—for it was the [British] government which established the right of property in one man over the person of his fellow being, in the British West Indies, &c. On the policy of the project, and concerning its effects—there is much room for discussion.

Q—We much desire to publish and record, Mr. Burges' able speech in the house of representatives, at the last session of congress, on the tariff—and especially because of its important statistics. Its length has heretofore prevented its insertion—but we expect soon to have room for it. It will not suffer by the delay, nor "perish in the using."

"YANKEE NOTIONS." We inserted an article in our last, stating that Mr. T. H. Perkins, of Boston, had given a property worth 30,000 dollars, as an asylum for the blind, on the condition that 50,000 dollars should be raised as a fund to support the institution—adding that Mr. J. P. Cushing had put down 5,000, and that others were expected to contribute large sums, &c. The ladies of Boston have "notions," as well as the gentlemen, and they got up a fair, at Faneuil Hall, on the 1st inst. of which we have a long and vivid account, but cannot make room for. The display of ladies, and of the work of their hands, seems to have been truly magnificent; and the result was—that the receipts amounted to about ten thousand dollars, in aid of the fund for the instruction and support of the blind. A blessing will attend such "notions;" and, though some have preferred strong objections to such exhibitions of ladies, and we certainly think that they ought not to be frequent—the objects accomplished powerfully plead in favor of them. And besides, they afford convenient opportunities for persons to contribute such sums as are best suited to the condition of their purse, or flow of their heart, without an apprehension of shame for a "mite put into the treasury;" or hope of applause for a gift bestowed. A gentleman, whose name is not stated, sent \$300 to the fair, with orders to invest the money in a pen-wiper!

"MORE YANKEE NOTIONS." The quadrant, the idea of steam wagons, the practical application of steam-power

\* At the latest account, only 15 of the 50 thousand remained to be raised; so there is no fear that Mr. Perkins' "notion" will be "nullified;" which may shew lack of "chivalry" at Boston!

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in propelling boats, the cotton gin, the card making machine, and a multitude of other important and useful machines—are "Yankee notions." And the following, copied from a New York paper, adds another "notion" to the list:

It is we believe, generally understood, that in completing the manufacture of a single pin in the ordinary method twelve persons are employed in various branches; and Mr. Babbage in his treatise says that the lowest number employed is ten. We were this morning invited to examine a beautiful piece of mechanism made and patented by Dr. J. J. How, of this city, by which a pin is completed from the wire by a single turn of a crank. By this ingenious invention from forty to fifty pins are made each minute, and they are produced more perfect than those made in the ordinary way. Dr. How goes out with his machine to England in the packet ship Montreal, which is to sail on the 10th inst. He intends to take out a patent both in England and France. The machine was made at the manufactory of Messrs. Hoe & Co. Gold street, where it can be seen during this day.

INVENTIONS, &c. Judge Hinkle, of Hanover, Pa. has invented and obtained a patent for an apparatus, which he calls a "steam generator and refiner," and which from the certificates published, appears to be an important improvement in steam machinery. A distiller in Heidelberg township certifies that by means of the apparatus, he is able to procure in one hour from twelve to fifteen gallons of whiskey, while by the old process from six to eight gallons only were procured in the same time. Mr. Mumma, the proprietor of the steam mill near Hanover, says, that before the introduction of the apparatus, when the mill was in good order, 6½ bushels of grain could be ground in nine hours with a half a cord of wood; but that by means of the improvement, he can now grind 82 bushels in eight hours, with the same quantity of fuel. These are important advantages, and an invention capable of producing them, cannot fail to get into general use.

A watchmaker of the name of Busehman, living at Eisenberg, not far from Attamburg in Saxony, has contrived a piece of machinery, which without the assistance of steam, has been found strong enough to move a heavily laden wagon, placed in a fresh ploughed field, with the greatest ease, although sixteen horses could not stir it. The machine may be easily handled, and the vehicle moved by it most safely managed. The inventor has been offered 200,000 dollars for the secret, but as he had obtained patents from all the principal German governments, he has refused all offers.

[The above is called a "wonderful invention," and well it may be—whether on paper, or in fact.]

MASSACHUSETTS. A second fruitless attempt to elect a member of congress in Boston has failed. The votes were for Mr. Gray 1733, Mr. Lyman 1,138, Mr. Greene 776, Mr. Walker 521. So the first falls short of an election by 562 votes.

CONNECTICUT. No choice of governor and lieutenant governor having been made by the people at the last election, Henry W. Edwards has been elected governor, and Ebenezer Stoddard, lieutenant governor, by the legislature, as follows: for Mr. Edwards (Jackson) 147; John S. Peters (national republican) 70; blanks 10. The Jackson lieutenant governor was chosen by a larger majority.

NEW-YORK. The great fire in the night of the 30th ult. is thought to have dispossessed 300 families, and more than 1,000 persons of their homes, losing also the chief part of their effects, and generally of the poorer classes of society. On all the property lost, only 45,000 dollars were insured.

**PHILADELPHIA.** It is well known that when Philadelphia was laid out, it was the design of its founder, Penn., that all the space between the west side of Front street and the Delaware river should be kept open for the benefit of air, and the preservation of the health of the future inhabitants of the city: but this ground has been closely built upon, having one narrow street passing from north to south (Water street) and many narrow lanes and alleys from thence to the wharves; and when an epidemic has prevailed, the loss of life in this part of Philadelphia was excessive—for persons of the worst classes of society are sometimes huddled together, in great numbers.

As the means of the city, by the bequests of Stephen Girard, are now very abundant, it is proposed to restore, at least in part, the original plan, and remove the buildings located on the east side of Front street between Mulberry and Vine. The buildings are not of great value. The distance proposed to be thus thrown open, is about one-eighth of a mile long.

It is also suggested, that laws will be passed to prevent the opening of other streets and alleys than are now laid down in the plat of the city—and that the front on the Schuylkill, on which vast improvements are making, shall be kept open, &c.

**BALTIMORE.** The new line between this city and Philadelphia, via the canal, commenced operations on Saturday last. The steamboat *Kentucky*, in the Chesapeake, and the *Ohio*, in the Delaware, are admired by all who have seen them. They have few equals, and no superiors.

**BALTIMORE AND OHIO RAIL ROAD.** We understand that certain negotiations entered into between this rail road company and the Chesapeake and Ohio canal company, have resulted in an arrangement by which the former work will proceed through the difficult passes of the Potomac to Harper's Ferry. We intend to give the particulars—for, whether mutually advantageous or otherwise, to the *companies*, the public is deeply interested in this matter.

The business on the road is mightily increasing—as the following from the Baltimore Gazette may serve to show: *Statement of the revenue of the Baltimore and Ohio rail road company, for the month of April, 1835, viz:*

Revenue from passengers.....	\$7,413 47
Do. do. tonnage—westwardly.....	7,550 37
Do. do. tonnage—eastwardly.....	5,054 61
Total.....	\$20,023 25

**VIRGINIA.** The Whig gives us the following classification of the members of congress elect—all the returns being now in.

Messrs. Stevenson, Chian, Beale, Fulton, McComas and Claiborne, "Jackson men."—6.

Messrs. Archer, Mason, Loyal and Lucas, "anti proclamation, but decided Jackson men."—4.

Mr. Wise—holds the right of secession, but is "eminently Jacksonian"—1.

Messrs. Gordon, Patton, Ghidson, Randolph, Davenport and Taylor, "radical anti-proclamation men," and may be classed anti-administration—6.

Messrs. Allen, Mercer, Moore and Wilson—"anti-Jacksonians"—4.

**SALT.** New and valuable springs have been discovered in Delaware county, New York, at about 150 feet beneath the surface of the earth. The water rises in the wells to within 9 or 10 feet of the surface.

**WATER POWER.** We recently mentioned the creation, or acquisition, of a great water-power, at Trenton, on the Delaware, and now notice a similar improvement of that hitherto neglected on the Passaic, also at the head of the sloop navigation, and only 11 miles from New York. It

\*Had the crop been equal to the average one of ordinary years, the result of the business of the last month would grossly have exceeded the above returns. It is gratifying, however, to perceive, that whilst the revenue from tonnage eastwardly from the above cause, been injuriously affected, that arising from the transportation westwardly, has increased from \$3,533 83 (being the amount for April, 1832) to \$7,550 37, being that for the last month.

is called the "Dundee," one mile from Paterson—and supposed equal to "fifteen mill sites."

**SHIP BUILDING.** The manufacturing of ships is, at present, a great business in the United States, notwithstanding we have "gained" the West India trade, and lost the transportation of many bulky articles to that part of the world. Four first rate ships, and many smaller vessels, of superior qualities, are now building in Baltimore. The tariff has not yet ruined the "commerce" or navigation of the country.

**GOLD.** It is estimated by the superintendent of the United States mint, that one half of the gold found in this country, is coined at home; and that the amount of last year's production was a million and a quarter of dollars. This is estimated to be equal to one-sixth part of the entire quantity produced in Europe and America; and as the amount gathered by us increases annually, the proportion will be in all probability for some years extending in our favor.

[The gold business in the United States has then about the same value as the *button* manufacturing—perhaps rather less than more.]

**GOLD LANDS.** The capital prizes in the gold lottery, which have caused so many wishes and raised so many hopes, have at length come out, after having modestly kept in the back ground for a long time. The great prize, lot 1,052 12 1, was drawn by Alfred Allison, Greene county. The next greatest prize; lot 1,031 12 1, was drawn by Lewis Hays, of Henry county. We wish both of these fortunate drawers long life to enjoy their success. Fame has put the lot 1,052 12 1 at the high valuation of \$100,000. [Savannah Georgian.]

**MR. MADISON.** Extract from his message to both houses of congress, Dec. 5, 1810—

"I feel particular satisfaction in remarking that an interior view of our country, presents us with grateful proofs of its substantial and increasing prosperity. To a thriving agriculture, and the improvements related to it, is added a highly interesting extension of useful manufactures; the combined product of professional occupations, and of household industry. Such, indeed, is the experience of economy, as well as of policy, in these substitutes for supplies heretofore obtained by foreign commerce, that, in a national view, the change is justly regarded, as of itself more than a recompense for those privations and losses resulting from foreign injustice, which furnished the general impulse required for its accomplishment. How far it may be expedient to guard the infancy of this improvement, in the distribution of labor, by regulations of the commercial tariff, is a subject which cannot fail to suggest itself to your patriotic reflections.

"It will rest with the consideration of congress, also, whether a provident, as well as fair encouragement, would not be given to our navigation, by such regulations as will place it on a level of competition with foreign vessels, particularly in transporting the important and bulky productions of our own soil. The failure of equality and reciprocity, in the existing regulations on this subject, operates, in our ports, as a premium to foreign competitors; and the inconsequence must increase, as these may be multiplied, under more favorable circumstances, by the more than countervailing encouragements, now given them, by the laws of their respective countries."

**MR. GALLATIN.** Extracts from his report to the house of representatives, (pursuant to a resolution) on the subject of manufactures, April 17, 1810.

"From that imperfect sketch of American manufactures, it may with certainty be inferred that their annual product exceeds one hundred and twenty millions of dollars. And it is not improbable that the raw materials used, and the provisions and other articles consumed by the manufacturers, create a HOME MARKET for agricultural products not very inferior to that which arises from foreign demand. A result more favorable than might have been expected from a view of the natural causes which impede the introduction, and retard the progress of manufactures in the United States."

"The information which has been obtained is not sufficient to submit, in conformity with the resolution of the house, the plan best calculated to protect and promote American manufactures. The most obvious means are BOUNTIES, increased duties on importation, and LOANS by government.

"Occasional PREMIUMS might be beneficial; but a general system of bounties is more applicable to articles exported than to those manufactured for home consumption."

"Since, however, the comparative want of capital, is the principal obstacle to the introduction and advancement of manufactures in America, it seems that the most efficient, and most obvious remedy would consist in applying that capital. For although the extension of banks may give some assistance in that respect, their operation is limited to a few places, nor does it comport with the nature of those institutions to lend for periods as long as are requisite for the establishment of manufactures. The United States might create a circulating stock, bearing a low rate of interest, and lend it at par to manufacturers, on principles somewhat similar to that formerly adopted by the states of New York and Pennsylvania, in their loan offices. It is believed that a plan might be devised by which five millions of dollars a year, but not exceeding in the whole twenty millions, might be thus lent, without any material risk of ultimate loss, and without taxing or injuring any other part of the community."

VALUATION OF OUR CITIES.		We meet with the following items in sundry papers.
<i>Boston</i> —real estate,	- - -	\$39,145,200
Personal estate,	- - -	23,028,200
Total,	- - -	\$62,173,400
Total tax,	- - -	\$320,000
<i>New York</i> —real estate,	- - -	\$104,042,405 00
Personal estate,	- - -	42,260,213 00
Total,	- - -	\$146,302,618 00
Total tax,	- - -	\$655,385 74

*Philadelphia*—(real estate) is put down at \$25,819,144. Boston and New York, probably include the estimated values of the *counties* in which they stand, as well as of the cities, proper. Philadelphia means the *city* proper, which does not contain half the population of what is called, and really is, (except in corporate relations) Philadelphia.

But these valuations are a poor guide to just comparisons. The manner of making them is almost everywhere different, and arbitrary. They are none the worse on this account for local purposes. But we cannot see any reason why all such valuations should not be made at the estimated *money-price* of the property. The official value of Baltimore hardly exceeds one-third of its money value, and so it may be elsewhere.

**CHRONOMETERS.** For the purpose of encouraging and improving the manufacture of these useful instruments, the British government offer annually £500 in premiums for such as shall be found to perform best during a twelve months' trial at the royal observatory. From an inspection of the monthly reports, issued from that institution during the trial recently closed, we find that out of the number sent in, (sixty-two) the best was declared to be that by Messrs. Molyneux & Sons, No. 1,038, which took the first premium—having performed with an accuracy almost incredible—its actual variation from its rate in twelve months, being only sixty-seven hundredths of a second.

**THE ENGLISH CHURCH.** Mr. Home has called for a return, showing the house of commons has ordered to be printed, showing the number of resident and non-resident clergymen, the number of curates, the amount of their stipends, &c. for the year 1831, to which we would earnestly recommend to every church reformer to direct his attention. By this return it appears that out of the 10,560 benefices in England and Wales there are only 4,649 which have resident incumbents. Of the remainder there are 2,506 incumbents who are non-residents by exemption, 1,968 who are non-residents by license, 509 absent without license or exemption, 412 who have made no return as to residence, and 183 who have made no re-

turn at all. There are 115 benefices vacant; and in the few that remain the clergymen are non-resident, from different causes, more or less valid. It is but fair to state that this enormous number of non-resident incumbents have among them 1,648 who, in the words of the return, perform the duties of their respective parishes.

**WATER IN THE DESERT.** Two persons who understood the business of boring for water, were lately taken to Egypt by Mr. Briggs, then consul at Cairo. They were employed under patronage of the pasha, to bore for water in the Desert. "At about thirty feet from the ground (says the Repository of patent inventions) they found a stratum of sand stone; when they got through that, an abundant supply of water was procured. We believe the experiment has succeeded in every place where it has been made. The water is soft and pure." In the desert of Suex a tank has been made, of 2,000 cubic feet contents, and several others are in building. It is a question worthy of philosophical consideration, what may be the effect of this discovery on the civilization of Egypt and Arabia—the fertilization of the soil—the increase of population, and the advantages derived by that commerce to which the barren and arid deserts have presented so many obstacles. [Boston Eve. Transcript.

**PATRONAGE.** From the "Pennsylvanian" of May 3. During the last few days, we have received an accession to our subscription list of one hundred good democratic names from the single city of Albany, N. Y. When the editor of the Standard hears this, he will jump out of his breeches with vexation.

#### FOREIGN NEWS.

From London papers to the 1st April, inclusive.

##### GREAT BRITAIN AND IRELAND.

The failure of the great house of Alexander & Co. Calcutta, for four millions sterling, had caused an extraordinary sensation among the money men, and interests, in London.

Thirty ships were fitting out at London to carry emigrants to Canada, New South Wales and Van Dieman's Land, and ten had just sailed. One was about to leave for New South Wales with more than three hundred females—so many berths being already taken.

American stocks, March 28th.—United States bank shares £22 a £22 10; Pennsylvania fives, 108; Ohio sixes, 114; Louisiana state, 104; Baring's do. 98; Mississippi sixes, 108.

Lord Durham has resigned the privy seal, and other changes in the ministry are speculated on.

About the 25th of March last, there arrived at London 130 vessels in one day—50 of them from foreign ports, and chiefly large ships. It is mentioned that for several years so large a number had not arrived in a single day.

The latest accounts from Iceland, give lamentable details of the anarchy and crimes perpetrated in that unhappy-doomed island. "Plague, pestilence, famine and murder" seem to be the litany and legislative causes of the day. Trials were accumulating in all parts for murders, conspiracies, and connexion with secret societies. The catholic hierarchy, in synod, have denounced such illegal bodies, and have ordered the priests throughout the country to refuse absolution to any person convicted, or known in any way to belong to, or abet such societies. How long will this state of things continue, when not all the coercion of a misguided legislation, nor the denunciations of an influential hierarchy can deter from crime, or restore to order?

*Just declaration against Irish landlords.* We take from the Wexford Freeman, the following description of two men named Redmond and Jackman, convicted of the barbarous murder of the Maldoes:—

Upon the announcement of the verdict, the prisoner, John Redmond, in a firm and distinct tone of voice, said—

"The verdict is right, so far as I am the man who committed the murder; but as for Nicholas Jackman, he is as innocent of it, or any participation in it, as (pointing to the bench) your lordship. Jas. Jackman, who was condemned yesterday, is also innocent."

This declaration produced a thrilling effect, as well upon the bench and jury, as upon the by-standers, all looking at each other in stupor and silent amazement.

"Yes," resumed Redmond, "I am the man who committed the murder, and for which I am willing to suffer. Had landlords and bad agents have driven me to commit the desperate deed. My old father, who had grown grey upon the farm, and his numerous and helpless family, being thence expelled by them. My father was in arrears five pounds; it was the last five pound note he had, he went and paid it down, and after all was ejected. I say again, bad landlords and bad agents have forced me to seek this desperate redress. I was resolved upon vengeance, and now that I have taken it, I am content to die."

Poor Jackman, who all the while stood in a trembling attitude; his face as pale as death, now fell upon his knees, saying—

"My blood be upon the jury who condemned me, for as I hope to appear before my Creator, I am perfectly innocent."

#### PORTUGAL.

The London papers have long details of proceedings at Oporto. It appears that the Miguelites had made two fierce attacks on Oporto in March last, in both which they seem to have been defeated, with a heavy loss; but nothing definitive has happened.

An attempt has been made to arrest admiral Sartorius, but he made prisoners of the persons appointed for that purpose; and things had proceeded so far that the admiral would probably blockade Oporto! But another account says, that the misunderstanding between him and Donna Maria's regency, had been settled.

#### FRANCE.

Changes in the ministry are talked of, but nothing important is mentioned as having recently occurred.

#### HOLLAND AND BELGIUM.

The affairs of these kingdoms remain as they were—unsettled.

#### TURKEY AND EGYPT.

A Russian squadron remained in the Bosphorus—which gave much uneasiness to French politicians; and it is intimated that some coldness existed between the two courts on this account.

Ibrahim Pacha has taken possession of Smyrna. He made the governor a prisoner, and seized all the Turkish property on board of vessels in that port; and yet it is given out that an arrangement between the sultan and Mehemet Ali had been made. It is said that M. claims only to hold Syria as a pacha under the supremacy of the porte, to which he acknowledges himself tributary, and to have Egypt declared an hereditary government in his family. It is added, however, that Russia is opposed to the independence of Egypt, which is advocated by France and England.

The St. Petersburg Gazette, contains a report of the proceedings adopted by the emperor towards the Ottoman empire, and of their results at Constantinople. The sultan is reported to have been highly gratified by "the splendid proofs of the exalted regard of his majesty the emperor, for the interest of the Ottoman empire," and has made arrangements to avail himself of the aid of Russia, should events require it.

#### GERMANY.

The king of Wirttemberg has had a collision with the assembly of the states, and abruptly dissolved them. The reason was their refusal to sanction and adopt the tyrannical edict of the Frankfort diet. A rumour was current in Paris on the 30th, that the Prussian ambassador had received an official notification of a resolution by the German diet to suspend, for five years, the representative chambers throughout Germany.

#### GREECE.

*Trieste, March 18.* The last accounts from Corfu confirm the news, that all parties in Greece have made their submission, and that universal tranquillity prevails. Trade is resuming its activity. New ships are already constructing on the south side of the Morea, as well as in the dock yards of Galixidi, in the Bay of Corinth.

#### FOREIGN ARTICLES.

##### Irish disturbances bill.

A motion for the third reading of the Irish disturbances bill was made in the British house of commons on the 29th of March. A long, but not very interesting debate ensued.

Mr. Cobden moved, as an amendment, that the bill be read a third time that day six months.—Mr. Fildes seconded the amendment.

The third reading was opposed by Mr. Clay, sir B. Whalley, Mr. Langdale, Mr. Ruitven, Mr. Barron, Mr. M. O'Connell, Mr. Hume, Mr. Balfour, and Mr. E. Ruthven; and was supported by Mr. Willbraham, Mr. Poulter, Mr. Barnard, sir H. Verney, Mr. H. Dare, Mr. G. Young, Mr. Ward, Mr. Lamont, Mr. D. Brown, Mr. Petre and sir J. Tyrrell.

Mr. O'Connell, in opposing the bill, warned the house of the consequences of passing such an act, which would exasperate the Irish people, and be the sure means of effecting a separation between England and Ireland; for though the original horrors of the bill had been mitigated, it was sufficiently atrocious to rouse the indignation of his countrymen.

Lord Althorp replied. Crime, he said, was as great as ever in amount, life and property as insecure, as when the bill was first brought in. The honorable and learned gentleman, (Mr. O'Connell), said that the waters of liberty required agitation, but if they did require perpetual agitation—if freedom could not exist with peace and order; it was not the freedom, or the destruction of the freedom, which he had been taught from his youth upwards to love, (hear, hear.) One of the great merits of liberty—one of its most endearing qualities, was that it provided for the peace and happiness of all. Liberty was not that state in which one party only could express its sentiments, (hear,) in which men who rose up according to conscience in their legislative capacity, were to be denounced as traitors to the best interests of their country, (cheers.)—That was not what he called liberty, (hear.) Again, the honorable and learned gentleman had asked what country required agitation so much as Ireland? He, (lord Althorp), would rather ask what country required quiet more? (Cheers.) The honorable and learned gentleman also said that Ireland had never been injured, save by her own sons. In that position he fully agreed with the honorable and learned gentleman; and would further add, that it had never been more grievously injured by her own sons, than of late years, (hear, hear.) All Ireland's real grievances had been freely admitted by the government and the parliament, and both were steadily bent on applying proper remedies to them, (cheers.)

The house then divided—for the third reading, 345—for Mr. Cobden's amendment 76—majority 269.

The bill was then read a third time and passed.

#### BRITISH HOUSE OF LORDS—MARCH 28.

##### Negro slavery—intentions of ministers.

Lord Suffield said he had several petitions on the subject of slavery in his hand, which he was induced by peculiar circumstances to present to their lordships at an earlier period than he had at first intended. Certain rumors had lately been afloat respecting the plan of emancipation to be proposed by government, which he confessed had produced in his mind, and he believed in that of the public, the greatest consternation. He did not mean to say that those rumors had lessened the general confidence which he was disposed to place in his majesty's ministers, or cause him to regard with distrust their intentions with respect to the particular question to which the petitions he held in his hand referred. He felt convinced that the principles of his noble friends near his own were sound and right, and he had no doubt that they were fully disposed to act upon them; but yet he was not blind to the formidable array of prejudice and false notions of self interest with which they had to contend. He was anxious, therefore, to obtain for them such support throughout the country, and such a decided expression of the national feeling, as could alone enable them to encounter the opponents of the settlement of this question.—The petitioners prayed for a total and immediate emancipation; and he could assure their lordships that nothing but total and immediate emancipation would satisfy the country. He wished, however, to explain, that by the expression "immediate emancipation" was meant—not that the slaves should be at once liberated on the sending out of a despatch, or the sailing of a ship—but that at the earliest possible period there should take place a substitution of legal restraint for the present absolute and irresponsible power of the slave master.

Lord Goderick said it was obviously impossible for him to give any answer to the rumors which his noble friend said he had heard respecting the supposed intentions of government on the subject of negro emancipation. He did not think it at all incumbent on government to offer explanations relative to rumors stated on such loose authority as newspaper report. It was not his duty to state at the present time what communications had taken place between the government and different parties on this subject; but, aware as he was of the importance of submitting it at the earliest possible period to the decision of parliament, yet we must take the liberty of saying that if the wish of the noble baron opposite—that this question had been brought under the notice of parliament before the present time—had been realized, the result would have been any thing but advantageous to the safe and satisfactory settlement of the question. (Hear hear.)

The duke of Buckingham regretted that the measure of government on the subject of emancipation had not yet been brought forward. To the government and not to the West India proprietors, was to be attributed the blame of all the delay. The government had communicated with a portion of the West

India interest, and to them they had told their hopes, their wishes, and their disputes, which were kept a secret from the general body of the West India proprietors.

Earl Grey said there was no doubt that this question was one of deep importance; and however anxious he might be to have it settled, he was still as anxious that all circumstances connected with it should be carefully examined, and the co-operation of all parties interested procured. However easy and popular it might be to attack ministers for delay, he was content to submit to any imputation of that kind, provided that he avoided the greater danger of precipitation, of which the only result could be an unsatisfactory and unsafe settlement of the question. As to communications that had taken place between government and other parties on this subject, he did not think that the noble duke would impute it as a crime to them that they had endeavored to ascertain the opinions of the West India body, and to obtain their co-operation in a work which was beset with difficulty and danger.

The noble duke complained that the government had communicated with a select portion of the West India proprietors. How would he have had the government act! Would he have had the ministers go to a general assembly—to a meeting at Exeter hall—and there publicly declare their intentions! All that ministers could do was to consult those privately whom they knew to be opposed to them, but in whom they had the greatest confidence, in order to ascertain in what way their objections could be met. It would be inconsistent with his duty to throw out any hint respecting the nature of any plan which it might be in the contemplation of ministers to propose. All he would say at present was, that the attention of government generally, and of his noble friend near him, had been directed carefully to this great subject, with a view to bring it, as speedily as possible, to a satisfactory settlement. He could not say what the rumors were to which the noble friend had alluded, and such rumors the government were not responsible, and it could not be expected that they should enter into any explanation with respect to them. To declare immediate emancipation would undoubtedly make short and easy work of the matter, but he confessed that that was not the way in which he wished to deal with the question; and he was glad to hear from his noble friend's explanation that the word "immediate" was not to be taken as meaning (immediate) laughter, but the earliest period at which emancipation could take place with safety to all the interests concerned. He (Earl Grey) was anxious for the abolition of slavery, but he was not prepared to declare for immediate emancipation, without considering the consequences that might flow from such a measure.

The duke of Richmond begged leave to emphatically deny that there were any disputes or differences in the cabinet in relation to the West India question.

#### The plan of liberation.

We extract the following from the London Standard, in which it was given as a faithful outline of the government plan, for the settlement of the West India question:

A loan of 30 millions is to be negotiated upon the credit of the colonies. The legislative assemblies of those colonies which have any are to be summoned upon to guarantee this loan, and in the colonies which have no legislative assemblies, some agreement is to be come to with the planters for the like purpose. The loan is to pay an interest of five per cent.—one per cent. being reserved for the creation of a sinking fund and the remaining sum to be payable to the subscribers.

The money so raised is to be applied as follows to the immediate emancipation of the whole negro population:

The planters are to be paid an ad valorem price ranging between £10 and £30 per head, for their several slaves. The slaves then, de facto, cease to be the planter's property, and become the indentured laborer, as it were of the public. They are, however, to be held in gangs upon the estates in the cultivation of which they are employed.

They are to be obliged to work six days of the week and the compulsory instrument is to be supplied by a numerous and efficient white police, acting under a subordination of magistrates communicating with the several colonial governors.

### CONDITION OF THE PEOPLE OF IRELAND.

From the American Almanac for 1833.

According to the returns of houses in 1791, there were—

Houses inhabited by paupers,	112,556
Houses having only 1 hearth and not inhabited by paupers,	515,346
Houses having 2 hearths,	32,785
Houses having 3 hearths,	10,216
Houses having more than 3 but less than 9 hearths,	23,299
Houses having from 11 to 144 hearths,	9,900

TOTAL, 704,109

This statement indicates what is notoriously the fact, that the great mass of the people of Ireland are extremely poor. The number of inhabited houses, since the above date, has much increased: in 1821, it was 1,142,602; but the condition of the people has probably not been on the

whole, improved. "Four mud walls with one entrance, and frequently without either window or chimney, constitute an Irish hovel. The rent of these cabins is from one to two guineas a year. To each cabin there is commonly annexed about one acre of ground, which is cropped with potatoes, oats and flax. There are numbers of peasants who have not a bedstead, nor even a truckle bed-frame. They sleep on a bundle of straw or heath, laid on the clay floor; sheets are scarcely known, and their blankets are scanty and tattered. Their food is almost entirely potatoes and milk, and their fuel turf."

The habitation of the Irish peasant is described by Mr. Bieheno as follows:—"It is built by the occupier of the soil out of the materials which he finds on the spot. The four walls are of dirt, mixed with rushes or straw beaten up with it. The floor is the earth. The roof is constructed of bogwood fastened together with pins of the same, or tied with rude cordage made of grass or rye-straw, which is a favorite material. The covering is sods or perhaps a thatch of heath. If a window be indulged in, it consists of a single pane of glass, built in with the wall. There is a door-way, but frequently no door; its place being supplied by a straw mat. The chimney, if there be one, is a square frame of wood work, wrapped round with wattles of hay plastered with clay. The smoke indeed seldom escapes by its lawful channel, but makes its way as it can, by every pore through the roof, walls and door. The general aspect of these hovels at a distance is that of heaps of dung reeking with the steam of their own fermentation."

"No country upon earth," says Mr. Bryan, in his Practical View of Ireland, "has exhibited so stern an evidence of the fatal power of an oligarchy to counteract the bounties of heaven as Ireland. Her soil has been proved by the clearest experiments to be superior to that of England; yet 5,000,000 acres are at this day undisturbed by the plough or spade; her seas abound with fish, and some of the finest fishing banks are in sight of her shores; yet the Irish peasant on the first failure of his potatoe crop, dies of hunger. In this country we behold capacious jails, extensive barracks and crowded hospitals; and in their vicinage the clay-built habitations of the people, whose food is roots—drink, water—and beds, straw,—all manifesting their moral and physical degradation. In one year 20,000 persons have perished from famine and 8 millions' worth of produce exported. Mr. Nimmo, the government engineer, states the yearly expenditure on idle beggars to be £1,500,000; soldiers cost £1,300,000; police, £250,000; total \$3,050,000 for idle consumers, to keep Ireland in a state of misery, famine, idleness and insurrection, where there is no security for life or property."

"More than £12,000,000," says Mr. Bryan, "is annually taken from direct investment in Irish industry; £4,000,000 of abatees rent; £2,000,000 invested in the funds; more than £5,000,000 of taxes; £600,000 for tithes; if we consider the whole island brought under the composition act, and make our estimate from the 1,200 parishes now under it; £600,000, the rest of glebe and bishop's lands. The tyranny of the Irish landlords is almost incredible." "The rents," Dean Swift affirmed in his time, "are squeezed out of the very blood, sad vitals, and clothes, and dwellings of the tenants, who live worse than English beggars." Mr. Bieheno remarks, that "there are many liberal landlords; but still as a class, they are needy; exacting, unremitting; harsh, and without sympathy for their tenants." "The Irish landlord" says the Quarterly Review, November, 1831, "is not even restrained by the check of fear which operates on an eastern despot, lest extremity of suffering should drive his riotous peasants to desperation and endanger the security of his power and property. He depends on an English army, maintained by English taxes, for the collection of the amount of his bond, and for securing the passive submission of his tenantry to any exactions he may choose to inflict. There can be no question of the various classes of peasantry, the Irish cottiers stand the most thoroughly destitute and alone in the time of calamity, are the most entirely at the mercy of their own landlords, and, as a body, occupy the lowest, the most helpless, and utterly hopeless position. It is only the circumstance resulting from the proximity of England—the facility, namely, of procuring money and suppressing insurrection—which creates the peculiar pow-

er of extorting high rents possessed by the landlords of Ireland, and places the cultivator of the soil of that country in a situation of unexampled hardship. May the common legislature, by extending the benefit of the English poor laws to that portion of the empire, speedily remove this dreadful state of things, which, so long as it exists, is an indelible disgrace to a nation that prides itself on standing at the head of civilization, on the benevolence of its character, and on the equality, the justice, and impartiality of its institutions!"

"The Irish proprietors," says Mr. Bryan, "reside chiefly in England, indulging in luxurious ease and comfort, and participating in all voluptuous amusements, purchased by means of the toil and blood of thousands of their fellow creatures." "The cultivator receives barely what keeps him alive." "The potatoe is the only produce he reserves to himself. All the rest, cattle, corn, butter, pigs, poultry, eggs, go to the landlord." Bicheno. "The average rate of rural wages for men, in the whole country, is 10*d.* a day; in some districts it is only 8*d.* And when the days, nay, weeks and months, in which great numbers of laborers cannot obtain employment, are deducted, what a wretched remuneration is even 10*d.* a day?"

When the employment is constant, this remuneration is insufficient. It is but 5*s.* a week; out of which deduct 10*d.* a week for house rent, and 3*s.* 6*d.* for potatoes to give a family three meals a day, allowing 28 lbs. for each day, at 3*d.* a stone, a low average for the whole country throughout the year, and but 8*d.* a week, or £1 14*s.* 8*d.* a year would remain to provide fire and clothing for the family. There would be nothing for salt, milk, or any kind of sustenance other than potatoes washed down with water. The Irish are not singular in being turbulent, when suffering privations or oppression; but they are singular in bearing so much of both before they become turbulent." *Commentaries on Ireland*, 1831. "The people, naturally hardy, easily subsisted, and singularly vigorous, laborious and intelligent, when we consider their opportunities," says Bryan, "were yet one-eighth of them paupers, and almost all restless, insubordinate, and embittered against the laws and present system of government."

#### ORIGIN OF THE BRITISH SLAVE TRADE.

The following statements respecting the origin and history of the British slave trade, are from the *London Courier*.

The slave trade was instituted in the reign of queen Elizabeth, who personally took a share in it. At that time the West India colonies did not exist.

In 1662, Charles II. granted an exclusive right in the slave trade to queen Catharine, the queen dowager, the duke of York, and others, who formed themselves into a trading company, they undertaking to supply the West India planters with 3,000 slaves annually. In the same year that monarch issued a proclamation inviting his subjects to transport themselves to Jamaica, agreeing to allot lands to every individual who would go to reside in the island, and signify his resolution to plant there.

The slave trade continued to be fostered during the reigns of Charles II. and James II. but still under a monopoly.

In 1679, petitions from the manufacturers in Great Britain of woollen and other cloths, and the makers of the various articles necessary to the slave trade with Africa, were presented to parliament, alleging that the trade was cramped by being in the hands of an exclusive company, and praying that it might be opened.

In consequence of these and similar petitions to the house of commons, a committee of the whole house, in 1695, resolved, "That for the better supply of the plantations, all the subjects of Great Britain should have liberty to trade to Africa for negroes, with such limits as should be prescribed by parliament;" and by statute 9 and 10 William III. c. 26, the trade was accordingly laid partially open, the preamble of that act stating, that "the trade was highly beneficial and advantageous to the kingdom, and to the plantations and colonies thereto belonging."

The manufacturers of Great Britain, however, were still dissatisfied with the restrictions imposed upon the trade. They continued to ply the legislature with petitions to give greater latitude to a traffic, by which they exchanged their goods for negroes, and sold those negroes

From 1711 until 1749, the demands of the manufacturers for a more unrestricted trade continued to be the subject of parliamentary investigation and dispute.

At length, in 1749, the statute 23, Geo. II. c. 31, was passed, which removed all obstruction to the operations of private traders, declaring "the slave trade to be very advantageous to Great Britain, and necessary for supplying the plantations and colonies thereto belonging," with a sufficient number of negroes at reasonable rates."

"To show the light in which the courts viewed the slave trade, the following is quoted from the report of a case referred to the judges for their opinion by the crown on the Assiento contract. The judges say: "In pursuance of his majesty's order in council heretofore annexed, we do humbly certify our opinions to be, that negroes are *merchandise*; that it is against the statute of navigation made for the general good and preservation of the shipping and trade of this kingdom, to give liberty to any alien to trade in Jamaica, or other his majesty's plantations, or for any shipping belonging to aliens to trade there, or to export these negroes," &c. And the certificate is signed by lord C. Holt, justice Polefen, and eight other judges.

Neither does the case rest here. The colonies anxious to limit the trade, passed laws imposing a duty on negroes imported. Great Britain refused to sanction any laws having such a tendency. The colonies began in 1760. South Carolina, then a British colony, passed an act to prohibit further importation.

Great Britain rejected this act with indignation, and declared that the slave trade was beneficial and necessary to the mother country. The governor who passed it was reprimanded, and a circular was sent to all other governors warning them against a similar offence.

The colonies, however, in 1765, repeated the offence, and a bill was twice read in the assembly of Jamaica for the same purpose of limiting the importation of slaves, when Great Britain stopped it, through the governor of that island, who sent for the assembly, and told them that consistently with his instructions he could not give his assent; upon which the bill was dropped.

At a later period, 1774, another attempt to the same purpose was made by the assembly at Jamaica, who passed two bills to restrain the importation of negroes. This was met by letters from lord Dartmouth, the secretary of state, to sir Basil Keith, the governor of Jamaica, stating that, "the measures had created alarm to the merchants in Great Britain engaged in that branch of commerce," and forbidding him upon "pain of removal from his government to assent to such laws."

The despatch proceeds:

"At the same time, I am to acquaint you that the alarm taken by the merchants of this kingdom, on account of that act, has been greatly increased, and fresh complaints of a very urgent nature, have been made by them, from their having received advice, not only that such additional duty has been continued for another year, by an act passed in November last, but that propositions have been adopted for laying the slave trade under further restrictions, and subjecting it to impositions that will have the effect of an entire prohibition.

#### BRITISH WEST INDIA COLONIES.

The following information, respecting the British West India colonies, acquires more interest at this time, when their future fate depends on the measures which may be adopted by the British government, with regard to the slave population.—  
Estimates of the value of the British West India colonies, as taken from the report of the select committee of the house of lords, and recently published in London.

	British colonies.
Jamaica	£58,126,908
Bahamas	9,069,530
Antigua	4,364,000
St. Christopher	3,783,800
Montserrat	1,078,440
Nevis	1,750,100
Virgin Islands	1,093,400
Grenada	4,994,365
St. Vincent	4,966,666
Honolulu	3,656,000
Trinidad	4,829,705
Bahamas	9,061,500
Bermudas	1,111,000
Honduras	5,787,600

£105,415,604

Ceded colonies.		
Demerara	—	£18,410,480
Berbice	—	7,415,160
Tobago	—	2,681,920
St. Lucia	—	2,529,000
		£31,037,560

So that the whole amount is not less than £136,453,164.

The subjoined table, embraces statistical information important as exhibiting the relative number of blacks and whites in the British West Indies, and as furnishing data from which to estimate the amount of property which may be suddenly struck from the hands of the colonists, will not be uninteresting to our readers.

Chartered co.	Whites.	Slaves.	Free blacks.	Governors.
Jamaica	15,000	331,000	40,000	earl of Belmore.
Barbadoes	15,000	81,000	5,000	air James Lyon.
Antigua	2,000	30,000	4,500	sr Patrick Ross.
Grenada	800	34,500	3,700	sr Jas. Campbell.
St. Vincent	300	22,500	8,000	sr George P. Hill.
St. Christopher	1,800	19,500	2,500	Wm. Nicolson.
Nevis	800	9,000	1,800	Boothby It. gov.
Virgin Isles	800	5,400	607	Jas. Bathurst, It. g.
Dominica	800	14,500	3,600	
Tobago	350	14,700	1,200	Nat. Blackwell.
Moustrerrat	500	6,000	700	sr P. Stewart It. g.
Bahamas	400	9,500	2,800	sr Jas. C. Smith.
Crown colonies.				
Trinidad	13,500	23,000	16,000	Lewis Grant.
St. Lucia	1,000	13,500	4,000	

FRENCH LIBERTY OF THE PRESS.

Paris, March 31. Yesterday, at noon, the court of assizes assembled to pronounce judgment in the affair of M. Paulin, editor of the National, and that of M. Cuchet, editor of the Charivari. The judges remained in deliberation in the council chamber till a quarter past five, when they entered the court and delivered judgment. M. Cuchet was declared guilty of having, with bad faith, given an unfaithful report of the proceedings on the late trial, and condemned to a month's imprisonment and a fine of 5,000f, with prohibition to make in the Charivari any report on judicial proceedings for the space of one year. M. Paulin, for the same reason, was also condemned to a fine and term of imprisonment, with interdiction to report judicial proceedings in the National for two years.

The Temps has the following:—"If these judgments are carried into execution, there is an end to the freedom of the press. However much accusations we may be to the enormity of judgment by default, the surpasses all our powers of expression. The restoration, which for fifteen years was engaged in sacrificing our liberties, presents only one example of such an excess of power. We do not, however, entertain any apprehension for the ultimate fate of our brethren—the court of Cassation will do justice to this decree, which is already refuted by public opinion. A painful litigation must nevertheless remain. On seeing the judges of the land eagerly joining the administration in its acts of violence, men began to ask each other whether the contest, which was carried on between the restoration and the press, is not about to be renewed, and whether it may not terminate in another revolution?"

March 31. The Tribune and the Echo Français of yesterday were seized—the former for its leading article relative to the condemnation of the National and Charivari, and the latter for having copied the same article.

LONDON POLICE.

The following is a list of the number of prisoners taken into custody by the metropolitan police, and the result of the charges, in the year 1852:			
Males	49,896	Committed for trial by magistrates	
Females	37,653	Males	2,700
Total	77,543	Females	956
Drunken persons dismissed when sober by the superintendents.			
Males	15,411	Discharged by magistrates.	15,737
Females	10,291	Females	9,000
		Total	94,737
Taken before magistrates			
Males	6,934	Convicted and sentenced.	1,813
Females	—	Females	498
		Total	2,309
Summarily convicted by magistrates.			
Males	16,052	Acquitted, bills not found, or not prosecuted.	603
Females	7,406	Males	894
		Females	—
Total	33,458	Total	897

In the last year there is an increase of 4,719 persons taken into custody by the metropolitan police, compared with the preceding one.

A list, containing the number of persons apprehended by the force, the nature of the offences with which they have been

charged, and the disposal of each charge, has been printed by the commissioners, and sent to the different police offices.

NAMES OF FORTIFICATIONS;

HEAD QUARTERS OF THE ARMY.

Adjutant general's office, Washington, April 18, 1853. The secretary of war has given the following names to the forts to be constructed and situated on the points and places here below mentioned.

To the work on Grand Terre, Louisiana—Fort Livingston.

To the work on Mobile Point, Alabama—Fort Morgan.

To the work on St. Rosa Island, Florida—Fort Pickens.

To the work on Cockspar Island, Ga.—Fort Pulaski.

To the new work now constructing in the harbor of Charleston, South Carolina—Fort Sumter.

To the work on Oak Island, North Carolina—Fort Caswell.

To the work on the Pea Patch, Delaware river—Fort Delaware.

To the work on Throg's Neck, New York—Fort Schuyler.

To the work on St. George's Island, Boston harbor—Fort Warren.

By order of maj. gen. Maconab,

R. JONES, adj. gen.

CANAL TRANSPORTATION.

From the Cincinnati Gazette, 132d inst.

We are indebted to Messrs. Mills and Townsend, agents for the New York and Ohio transportation lines, for the following communication received by them from Alfred Kelly, esq. acting canal commissioner of the Ohio canal:

"Persons engaged in commercial pursuits, and particularly those who receive merchandise from the eastern cities, or send property of any kind to those cities, will be interested in learning that such important reductions have been made in the rates of toll, both on the Erie canal of New York and on the Ohio canal, as will materially reduce the cost of transportation between the western country and the seaboard, by way of the lake and the canal.

"On the Erie canal of New York, the tolls on the staple articles of agricultural produce, such as flour, wheat, beef, pork, lard, whiskey, &c. have been reduced from 7 to 5 mills per 1,000 lbs. per mile, and on merchandise coming from tide waters from 14 to 13 mills per 1,000 lbs. per mile.

"On the Ohio canal, the toll on the staple articles of agricultural produce, in all distances beyond 300 miles, have been reduced from 5 to 3 mills per 1,000 lbs. per mile. The toll charged on the staple articles of agricultural produce from Portsmouth to Cleveland is 15 cents 8 mills per 1,000. Sugar and molasses in hogsheads or barrels, cotton in bales, and manufactures, when transported from the Ohio river to the lake, throughout the whole length of the Ohio canal, and charged with toll at the rate of five mills per 1,000 lbs. per mile. Under the present rates of toll, flour may be transported from Cleveland to New York for \$1 00 per barrel, covering all expenses, and for about \$1 62 from Portsmouth, and other staple articles at the same prices, according to weight. Merchandise may be delivered at Portsmouth from the city of New York for \$2 25 per 1,000 lbs. and at Cincinnati \$3 37 to 2 40, covering all expenses at intermediate points.

"On lake Erie arrangements have been made to have 9 steam boats leave Buffalo every day for Cleveland, and the other for Detroit by way of Cleveland. One steamer leaves Cleveland for Buffalo, and one touches at Cleveland on its way from Detroit for Buffalo each day. This arrangement will expedite the transmission of goods between New York and the western country, and together with the arrangements made for the tow boats on the Hudson river, will prevent those delays in the forwarding of merchandise which have heretofore been the subject of complaint. The average time required to transport goods from New York to Portsmouth on the Ohio will not exceed 17 to 20 days."

OLD OPINION ABOUT NULLIFICATION.

The operation of a state veto on our foreign relations is not matter of conjecture; it is history, and is strikingly exemplified in the following letter from the duke of Dorset, to the American commissioners in 1785, at Paris. They, it seems, had made overtures to enter into a treaty of commerce with Great Britain; and this is his grace's answer. If the doctrine contended for by the Cooper party\* in South Carolina, and his disciples Calhoun, Hayne & Co. should be established, such would be the language of every power in Europe to whom we might

\*Great injustice is done to that celebrated man, Dr. Cooper, in designating the nullification doctrines as the work of Calhoun. He is the humble imitator of Cooper, who has the honor of being the true founder of the sect. Hamilton is without a rival in the part of Seide to this new political prophet.

apply, to make commercial or other arrangements with us.

[Washington Globe.  
From the duke of Dorset to the commissioners.  
Paris, March 26, 1785.

GENTLEMEN: Having communicated to my court the readiness you expressed in your letter to me of the 9th December, to remove to London, for the purpose of treating upon such points as may materially concern the interests, both political and commercial, of Great Britain and America, and having at the same time represented that you declared yourselves to be fully authorised and empowered to negotiate, I have been, in answer thereto, instructed to learn from you, gentlemen, what is the real nature of the powers with which you are invested, whether you are merely commissioned by congress, or whether you have received separate powers from the respective states. A committee of North American merchants have waited upon his majesty's principal secretary of state for foreign affairs, to express how anxiously they wished to be informed upon this subject, repeated experience having taught them in particular, as well as the public in general, how little the authority of congress could avail in any respect, where the interests of any one individual state was even concerned, and particularly so, where the concerns of that particular state might be supposed to militate against such resolutions as congress might think proper to adopt.

The apparent determination of the respective states to regulate their own separate interests, renders it absolutely necessary, towards forming a permanent system of commerce, that my court should be informed how far the commissioners can be duly authorised to enter into any engagements with Great Britain, which it may be in the power of any one of the states to render totally fruitless and ineffectual. I have the honor to be, &c.

DORSET.

#### “THE STAR SPANGLED BANNER.”

[From the Cincinnati Republican.

The circular, copied below, has been received by a gentleman of this city. To say that the object intended in it meets our cordial approbation, is but imperfectly expressing our feelings. We love the American union—and we love every thing connected with its history that tends to throw glory and beauty around it. Sometime last winter, we published the speech of Mr. Poinsett, (made, we believe, in a meeting of the unionists, in Charleston, South Carolina), in which the almost magic triumph of our American flag, in Mexico, was related. No American, whose heart is still alive to the revolution, can read the little incident referred to in the circular, and which is so touchingly and eloquently described by Mr. Poinsett, without feeling proud of our union. The intention of the circular is to procure the means of embodying that one glorious triumph of the star spangled banner upon canvas—to construct from the circumstances a memento of our national greatness, flattering alike to our patriotism and our taste. Copies of the circular have, we presume, been sent to all the other cities in the U. States, and the funds necessary to the execution of the design will speedily be raised.

[CIRCULAR.]

Charleston, S. C. April 11th, 1833.

At the period of the revolution of the *Acordada*, which compelled the congress of Mexico to reverse the election of Pedraza and place Guerrero on the presidential chair, the city was taken by assault, and the army of Guerrero attacked and plundered the houses of the European Spaniards, who were peculiarly odious to the native Mexicans. Many of these had taken refuge in the house of the American ambassador, and it was pointed out to the exasperated soldiery as the asylum of their enemies. They rushed to attack it, and in a few minutes would have massacred all within its walls. At this moment, when hundreds of muskets were levelled at the windows, Mr. Poinsett, with his secretary of legation, Mr. John Mason, jr. threw themselves into an open balcony which overlooked the crowd, and, unfurling the STAR SPANGLED BANNER, demanded that all persons in his house should be protected while the flag of his country waved over them. The scene changed as by enchantment, and the very men who were about to make the attack, cheered the standard of our union, and placed son-

netinels to guard it from outrage. The history of the world presents no parallel to such a scene; and its moral beauty and grandeur should be equally preserved on the page of the historian and the canvas of the painter. It is therefore proposed to raise by subscription a sufficient sum to have this illustrious triumph of our national flag represented on canvas and afterwards engraved. The painting will be presented to some public institution of the state or United States.

The minute particulars attending the unfurling of the United States flag at Mexico, furnish materials for a splendid national painting. The sectional excitements, at the present existing among the states, are obliterated national feelings. These must be revived, the arts are powerful in their operation, and lasting in their influence. We must have national paintings, national songs, national celebrations, to excite and perpetuate national enthusiasm. Though it is difficult for the mind to calculate the value of the union, yet the hand of a master may successfully exhibit to a single glance, that national protection, which, like the pressure of the atmosphere, though omnipresent and powerful, is neither seen nor felt. The flag of every country is its emblem. It should command respect abroad—adoration at home. The man who loves and reveres not his country's flag, is prepared to violate her laws and destroy her institutions. To pourtray then the Star Spangled Banner overawing, in a foreign land, an infuriated and lawless soldiery, and protecting from revolutionary violence the objects of political hatred—in to spread before the eyes of our countrymen, and particularly of the rising generation, the unseen, but high moral protection afforded by a great, because a united people. The chief object, however, is to have this scene engraved, that the flag of our country may wave in every house, in every cottage, even every log house beyond the mountains; that our children may learn, before they can read, to love and reverence the emblem of their country's power, and may realize that it is their guardian and protector, not only on their native soil, but in a land of strangers.

The amount of your subscription you will please transmit to the joint address of

WILLIAM DRAYTON,  
DANIEL E. HUGAR,  
BENJ. F. PEPOON, } committee.

And yet the “star spangled banner” was absent—the late grand military celebration at Charleston.

#### THE PUBLIC CREDIT.

In a circular letter written by Messrs. Baring, Brothers & Co. of London, dated March 14th, 1833, we find the following account of United States stocks:

United States bank, per share,	£22 5s. to £22 10s.
Louisiana bank do.	26 15s.
Louisiana state bank do.	26 5s.
N. Orleans canal bank do.	24 15s.
With dividend from 1st January.	
New York fives, 1845	£105 to 106
sixes, 1837 and 1845	—
With dividend from 1st January.	
Pennsylvania fives, 1856 and 1860,	105 to 107 10s.
With dividend from 1st February.	
Ohio sixes	114
Fives	—
With dividend from 1st January.	
Alabama fives	No buyers.

The letter closes in the following manner: “Scarcely any thing is doing in American stocks: there are, however, fewer sellers, and confidence is, in a great measure, restored; but it will be a long time before they recover the favor to which they had reached before the violent proceedings in Carolina.”

Here is evidence derived from the most respectable source, of the evil effects of such principles and such conduct, in one of the United States, as have been lately manifested in South Carolina. They necessarily shake all confidence in the character of our system of government, and the stability and permanency of the union of the states. The first visible effect is in the injury to our credit. It is impossible that it should be otherwise. When foreigners perceive that one of the states of which the union is composed, claims right to prevent the execution of the laws of the nation within its limits, and, in the pro-



execution of its opposition, adopts measures entirely subversive of the national authority and power, setting that authority at defiance, and arming its inhabitants to resist by military force the execution of the laws, it is not possible in the nature of things, that they should not lose their confidence in a government, which to them must appear so weak and insecure, as such a state of things would necessarily indicate. And it is worthy of remark, that the evil thus produced, does not primarily fall upon the state of South Carolina. Its effects are realized by the government of the United States, and in many instances by the people of the other states.

It is not likely that the United States will ever be reduced to the necessity of going abroad to borrow money, and therefore they will not be exposed to the effects of the loss of credit in that particular way: but when the character of their government is injured, and doubts of its stability and security are raised, the loss of credit necessarily follows, and every state, as well as individuals, must be, in greater or less degree, sufferers. The credit of many of the individual states has hitherto been, and still is good, abroad as well as at home. Much of this credit, however, arises from their relationship to the union, and its continuance in a great measure depends on the permanency of the national government. Let the union once be destroyed, and the states be "thrown back upon their sovereignty," and not only South Carolina, and other small states, but the great states of New York, Pennsylvania, Virginia and Ohio, would be most materially affected by such a state of things. Nor could any future union that might be formed between any number of the states, restore them to the ground they had lost; because the first attempt to maintain an united republican government over such communities having failed, and for no substantial cause, it is perfectly apparent that the world at large would place no confidence in the more fortunate result of a second experiment.

We are perfectly aware that reasoning against pride and passion is a hopeless task; and that men who are under the influence of the latter, and who wholly disregard the former, consider it a matter of far greater importance that their will should be gratified, than that the general interests of the country should be consulted, or the union and the constitution be preserved. This feeling may last for a while; but the tempers of men must eventually cool, and grow more moderate; and when the consequences of rash and violent measures are realized in their full extent, conviction will force itself upon their minds, and will add much to the poignancy of unavailing regret.

[New York Daily Advt.]

#### THE PROTESTED BILL.—ON FRANCE.

From the Washington Globe.

In order to counteract the misrepresentations which mischievous persons are making on the subject of the non payment by the French government of the bill drawn for the first instalment payable under the late convention between the United States and France, it may not be improper to state the facts.

The act of the 13th of July, 1833, having made it the duty of the secretary of the treasury to cause the several instalments, with the interest thereon, payable to the United States in virtue of the convention with France, to be received from the French government and transferred to the United States in such manner as he may deem best, and the net proceeds thereof paid into the treasury, it was determined, after having obtained all the information necessary to a decision, to accomplish these objects by drawing on the French government, and disposing of the bill on the best terms that could be obtained for cash.

This course was deemed most advantageous to the interests of the claimants, as it would save the expense of commission which would otherwise have to be paid out of the fund, and as it would be free from all the risks of intermediate agencies. For this purpose offers were invited and many made. The highest price for the bill however was offered by the bank of the United States, being \$1 for 56 3/4 centimes. A bill was accordingly drawn by the secretary of the treasury upon the French minister of finance in favor of the bank of the United States, and the proceeds, being \$900,564 89, were at the same time paid to the credit of the treasury on the books of the bank. By the convention, the amount of the instalment was payable in Paris on the 3rd of February last; and as the bill was not drawn until the 7th of February, after the instalment was due, it was made payable at sight.

It is understood, however, that when the bill was received in Paris, no appropriation had been made by the chambers for the payment of the instalment, and it is believed to be owing altogether to that circumstance that the bill was not paid on presentation. The French government, it is not doubted, will

promptly admit the right of the United States to be indemnified for any loss sustained by the non payment.

Though notice has been given to the treasury by the bank that the bill has been protested for non payment, it is not understood that it has yet been returned to the United States. The rumor of its having been paid by Messrs. Hosienguer & Co. is, probably, true, but if paid by them, whether it has been for the accommodation of the bank, or at the instance of the French minister or that of the American chargé d'affaires at Paris, is yet to appear.

It will be recollected that at the last session, congress authorized the secretary of the treasury to lend these instalments on interest, upon a pledge of the stock of the United States, or of the bank of the United States, or to the bank of the United States. The secretary accordingly invited proposals for borrowing the proceeds of the first instalment, either by the bank itself, or by others on the pledge of its stock in par, it not being deemed advisable to invite an offer on the pledge of the United States stock, as that would withdraw it from the market, and thus place it beyond the reach of purchase by the commissioners of the sinking fund. It is understood that proposals were received for a part only of the proceeds—and in consequence of an objection being made by a highly respectable part of the claimants to the money being lent on such security, no decision had been made, and the proceeds of the bill of the amount of the bill has therefore remained in the bank until this day.

From the New York Commercial Advertiser, of May 9.

We have some amusing information to communicate, touching the French indemnity for spoliation upon American commerce, and the comparative credit abroad of the government, and the bank of the United States. It will be recollected that near the close of the late session of congress, an act was passed requiring the secretary of the treasury to invest the moneys to be received under the French treaty of indemnity, in the stocks of the bank of the United States. This act, however, as will appear in the sequel, was at least unnecessary—if the government is to net upon the principle of the excellent Mrs. Glass, who, in her directions for cooking a turbot, commences by saying—"first catch a turbot." In other words, it appears that there is no money forthcoming, just at present. On the exigencies of Louisiana Phillips's treaty, however, or of his indisposition to meet his engagements, Mr. McLane seems not to have been aware; and having literally "scrapped" the bottom of the treasury, as was remarked by a member of congress at the close of the session, his only means of partially replenishing it was through the assistance of the much abused United States bank. For this purpose the bank so accommodated the secretary, purchasing a draft upon the French government for about the stocks of dollars being the amount, as we understand, of the first instalment which France was to pay on the first of February. The bank remitted the bill to the Baring's, by whom it was sent over to Paris for payment. But the French government refused to honor the draft, and the bill was protested! This French bankers' ruse for the honor of the French bank, and the United States—not of the government, be it understood—came forward in this emergency, and took up the bill! The reason assigned by the French ministers, as we are informed, why the bill was thus allowed to be dishonored, was, that the chambers have as yet made no appropriation under the treaty. But this is not all, if rumor speaks true. The public have witnessed the clamors raised by the opponents of the bank, against the net requiring the secretary to invest the funds supposed to be coming from France, in the stock of the bank of the United States. Their object was to deery the stock in every possible shape, so that by depressing its value in the market the Jackson speculators could purchase to better advantage in compliance with their contracts to deliver stock ahead. The unshaken confidence of congress in the soundness of the institution, however, operated severely against them, and their wits have been taxed in every possible shape in devising fresh schemes of frightening stockholders into the market with their scrip. The last of these devices, as the report goes, was to get up a memorial to the secretary of the treasury, signed by such Jackson claimants under the French treaty as could be found, protesting against the investment of the money in the stock of the bank, and praying Mr. McLane to disregard the act of congress, or at least to provide that the funds if invested in the bank would be insecure. A paper of this kind, it is said, was circulated in Philadelphia last week, and perhaps elsewhere. And it was just at this crisis in the movements of the opponents of the bank, as we learn, that the news above mentioned was received from the Baring's, viz: that the funds were coming from the French bank, and at present; that the draft of our government had been dishonored; and that it was owing to the sound credit of the bank of the U. States, and not of the government, that an individual banking house in Paris had come forward, as above stated, to sustain our credit. The bank here having advanced the money to the treasury, must of course be reimbursed, to refund the foreign bank; and the treasury is but poorly prepared for the emergency. Under these circumstances, we cannot but admire the position in which the protesting French claimants have thrown themselves, by this last parliament attempt to injure the stock of the bank. Query: will not the government, as the drawers, be compelled to pay the damages to the bank, accruing on the protested bill? At twenty per cent. here would be a neat little item of \$180,000 to the government, and a gain to the bank of nearly two hundred thousand dollars. "The administration is in a blaze of glory."

P. S. The preceding article was written for last evening's paper, but was excluded for want of space. Since penning it, we have ascertained that a paper similar to that mentioned above, was circulated in Wall-street a short time since. It was not addressed to the secretary of the treasury—the proper officer in the premises—but “To general Jackson”—praying him to interpose and prevent the lending of the money to come from France, to individuals, on the pledge of stock of par—but not objecting, as we understand the case, in the lending of it to the bank itself. It was believed, however, to be a stock jobbing attempt to depreciate the scrip of the bank. But France has taken care that the ruffians shall lose nothing by investments in the bank this year!

The Paris Constitutionnel of the 3d of March has this statement:

It will be recollected that the French ministry fixed at twenty-four millions the amount of the claims of the United States of North America for vessels seized and sold under the republic. The government has not hitherto ventured to present to the chambers a treaty so disadvantageous to France. But the government of the United States has taken the ministers at their word, and it is affirmed that it yesterday caused a bill of exchange for four millions to be presented by M. Rothschild, and that the treasury caused it to be protested. It is added that M. Bagueuault, who endorsed it, has paid the amount to M. Rothschild. This is a serious affair, for we much doubt whether the chamber will ratify in 1853, a treaty which the government of the restoration never would sign.

This paragraph presents the question in a new aspect. We think the Constitutionnel must be mistaken. But if the French chamber will not fail to make the proper appropriation. But if it does refuse what next? [PHIL. INQ.]

#### THE ASSAULT UPON THE PRESIDENT.

From the Alexandria Gazette, May 7.

An incident of a most painful nature occurred on board the steamboat Sydney, as she stepped here on her way down, yesterday. An assault was made upon the president of the United States by Mr. Randolph, late of the navy. At the first blow, we understand, almost a hundred arms fell upon the assailant, and he was with difficulty rescued and carried on shore. We have never known more excitement nor more feeling to be manifested by all our citizens. We are induced to mention this matter, which ought indeed never to be published, only because we know that reports of it will be circulated throughout the country, and printed elsewhere. It was an affair of a moment; but it is sad, that, from the feeling produced, it is wonderful that one assault escaped with his life. So great was the public indignation at this outrage, that we believe almost any measure would have been adopted to express it. The president was naturally highly excited and exasperated. He departed amidst the cheers and good wishes of the great crowd which had assembled.

In the confusion of the moment, no attempt was made to arrest Mr. Randolph on the instant; but, the count being in session, he was immediately presented by the grand jury, and a bench warrant forthwith issued for his apprehension.

From the "Globe" of May 7.

A gentleman just arrived from Alexandria gives the following account of an atrocious attack upon the president of the United States, as he was on his way to Fredericksburg, where he had been invited to lay the corner stone of a monument about to be erected to the memory of Washington.

"The steamboat Cygnet, [Sydney] in which the president and several members of the cabinet, accompanied by many other gentlemen, were going in Fredericksburg, stopped on her way for a few minutes at Alexandria. Many persons from the wharf came on board, and among them Mr. Randolph, late a lieutenant in the navy. He made his way into the cabin, where the president was sitting reading a newspaper, and, advancing towards him, as if to address him, began to draw off his gloves. The president, not knowing him, and supposing it was some person about to salute him, and seeing him at some difficulty in getting off his glove, stretched out his hand towards him, saying "never mind your glove, sir." Randolph, having then disengaged himself from his gloves, thrust one hand violently into the president's face, and before he could make use of the other, received a blow from a gentleman standing near with an umbrella. Almost at the same time two other gentlemen in the cabin sprang upon him, and he was pulled back and thrown down. The moment he was assaulted, the president seized his cane, which was lying near him on the table, and was forcing his way through the gentlemen who had crowded round Randolph, insisting that no man should stand between him and the villain who had insulted him; he drove off several of them. The president, Randolph, by this time, had been borne towards the door of the cabin, and pushed through it to the deck. He made his way through the crowd on the deck and the wharf, being assisted, as is believed, by some ruffian confederates, and made his escape. He stopped for a few minutes at a tavern in Alexandria, and passed on beyond the district line. The grand jury, then in session, in a few minutes issued a bench warrant against him, and the count being issued a bench warrant. A magistrate had just previously issued a warrant; but before the officers could arrest him, he was gone."

From the Alexandria Gazette of May 8.

“We are requested to say, that the term ‘ruffian,’ used in reference to the recent assault upon the president, was not correct. It may be well to say also, here, that the remark made in the Globe, relative to ‘villain confederates,’ is entirely erroneous. As far as we are able to learn, not a human being knew of the assailant's intention, and he was hurried from the deck of the boat, by gentlemen present, to prevent his being killed upon the spot, and not with any design of assisting him in an escape.”

In the REGISTER of the 9th ult. page 136, we inserted a notice from Mr. R. B. Randolph, late lieutenant in the navy, announcing that he had been dismissed, “after twenty-three years arduous service,” though a court of inquiry had acquitted him “both as an officer and a gentleman” of “certain charges which had been preferred against him, as a ‘public delinquent.’” And on Monday last, (the day of his assault on the president, but previous to making it), he caused to be inserted in the Alexandria Gazette, an address to the public, which it now seems required of us to copy, as due to the extraordinary order given stated above. We have followed the lead of the “National Intelligencer” in omitting a few lines, or words, of Mr. Randolph's address, for the simple reason—that their insertion would impose upon us the necessity, perhaps, of opening a controversy between individuals, and that, with respect to the present circumstances of the case. The lines or words omitted are rather of a personal character, than useful to Mr. Randolph's vindication of his conduct.

From the Alexandria Gazette of May 8.

TO THE PUBLIC.

Robert B. Randolph, late lieutenant in the navy of the United States, having recently announced his resignation from the service by the president, will now undertake, for the information of his fellow citizens generally, and of his late associates attached to the navy, to expose the circumstances which have led to this catastrophe.

In the spring of 1848, John B. Timberlake, purser of the U. S. frigate Constitution, died at Port Mahon, from the effects of derangement, in a fit of which he had unfortunately maimed himself, by cutting his throat. Commodore Patterson, then commander of the frigate, directed me, verbally, to assume the duties of acting purser, as the successor of Mr. Timberlake. About a because the recipient of the money, ships, and other effects belonging to the United States, which were left by my predecessor, it was not my duty to count the money, or take an inventory of the effects. Common sense might teach any one that the counting of the money, and surveying the effects, devolved upon others, before I could be made responsible. I participated in neither.

It has been testified, however, by captain Patterson, that he gave verbal orders, to his first lieutenant to deliver the money to be counted, and an account taken of it to be caused to meet, and also to designate three officers of the ship, to make an inventory of all the public effects, before they should be delivered over. Captain Patterson has further deposed, that lieutenant Valette, the gentleman to whom these verbal orders were given, reported to him that all had been done as commanded. But the persons named by lieutenant Valette, as those designated to perform the duty before mentioned, were never in agreement, and positively asserted that they had no agency in making an inventory, or counting the money, and never had any knowledge of the money or effects left by Mr. Timberlake, except from hearsay.

These strange discrepancies in the evidence of gentlemen, made under the obligations of their oaths, necessarily called for the minutest examination by the court and my counsel; when, at length, it was positively ascertained that there had been no inventory taken of the public property; as captain Patterson countermanded his own order to that end, upon the representation to him, by lieutenant Valette, that the ships and stores were so situated as to render it very inconvenient to make an inventory thereof. The survey was postponed by order of captain Patterson, until after the arrival of the Constitution at the navy yard, Charlestown, Massachusetts; when all the ships and stores were, by order of captain Patterson, surveyed and turned into the navy store, and received for by Mr. Bates, the navy store-keeper on that station.

So much for the reported inventories made at Port Mahon, by orders of captain Patterson. Here the investigation concerning the mysterious inventories, which from the beginning had existed only in fiction, might be terminated, but for the evidence of captain Patterson, before the court of inquiry, who swore that when the Constitution came near the light house, and before the survey took place in the navy yard at Charlestown, he inquired of me, whether I had forwarded to the fourth auditor, duplicates of the inventories of these same ships and stores, and received an affirmative answer! The reader has seen, above, that no inventory had before been taken, and this with the knowledge, and in pursuance of the orders, of captain Patterson himself. It is scarcely worth while to say, that I never was cognate in this subject. Had captain Patterson could imagine that I had transmitted to the fourth auditor duplicates of inventories never made—or how I could answer in the affirmative, never having heard or seen any such inventories, I leave to every one to conjecture. It surpasses all my logic. Such, however, it will be

seen, in the president's letter of dismission, (A) is the testimony on which he has arrived at the decision, that I am unworthy of the naval service of this republic!

Had the president been actuated by correct motives, influenced by the proceedings and judgment of the court of inquiry, and sought information from the books and vouchers in the navy department, he must have come to other conclusions.

I may, however, put up with my share of censure, when in the same breath he stigmatizes the integrity and intelligence of the late court of inquiry in my case, composed of officers not surpassed in character and respectability by any in the service of the country.

With any slops that might have been on board when Timberlake died, I am wholly unacquainted. For some time before his death, and until the day of his interment, Norman, Mr. Timmerlake's clerk, had charge of all the slops which had been set apart for the use of the crew. What they must have issued, I had no means of knowing. It having been determined by captain Patterson, that the slops and public stores in the hold, and other departments of the ship, should not be disturbed, I obtained, and receipted to our consul at Port Mahon, Mr. Ladio, for a small amount of slops, which have been fully accounted for with the same receipt by signature of the clerk, in my slop account, the court were of opinion that I had a credit for the amount of \$178 in slops not belonging to my parcel. I did not feel disposed to dispute with my judges on so small a matter; and therefore, in forming my account current for the consideration of the accounting officers, I admitted that charge, although perfectly ignorant of any mixture of my slops with the remnant of the crew's baggage, when the ship was closed, gratuitously on my part, any claims which the government might have on me for their slops left by Mr. Timberlake, if any there were. In view of this miserable remnant, however inconsiderable, supposing it actually to exist, the president, in his peculiar candor and magnanimity, designated the slops and stores turned into the navy store at Charleston, as the property of the United States, "to be taken care of as the other stores under the ship's provisions," amounting in all to more than three thousand dollars! some stores in comparison with the enormous quantity supposed to have cost \$178!

In relation to the slops and public stores, it will be seen that the president writes "that verbal orders were given, directing in what order to be taken according to law," without intimating by whom given, or to whose eyes, leaving room for the inference that the lack is imputable to me. That it may be seen how accurately the president has interpreted the law, screening the guilty, and impugning the innocent, I here insert two extracts, Nos. 14 and 15, from the rules and regulations for the naval service of the United States, under the head "of stores and provisions," viz:

14. "On the death of an officer having charge of stores, his public papers shall be separated from those of a private nature, the former to be forwarded by a safe conveyance to the fourth auditor, and the latter, together with his private effects, to be put in charge of such officer as the captain of the ship may appoint for that purpose, to be preserved for the benefit of the legal representatives of the deceased, unless, from particular circumstances, the captain shall deem it advisable to dispose of them at public sale; in which case a duplicate of the inventory, with an account of the disposal or sale, shall be transmitted to the fourth auditor of the treasury.

15. "If an officer having charge of stores, should, from any accidental circumstances, be separated from his ship, the captain shall proceed to survey and ascertain the state of the stores, as though such officer were actually dead or discharged; and shall, as in a like case, appoint another officer to act in his place, giving the earliest intimation of his proceedings to the fourth auditor of the treasury."

So much of the rules and regulations as I have here inserted, consist especially of instructions to CAPTAINS, and they are now produced to show to the people, and my late brother officers, how unjustly and tyrannically the president has acted towards me, who suffer the neglect and capriciousness of the president in command of a squadron in the Mediterranean. It is somewhat unintelligible to any one not conversant with the history of my case, that there should be a motive with the president to harass and degrade me, who acted in all this affair in a subordinate capacity, and by the commands of captain Patterson.

With respect to the small stores on board belonging to Mr. Timmerlake, the explanation is equally clear. When Mr. Timmerlake died indebted to Mr. Norman, his clerk, something more than six hundred dollars, and before his death expressed a desire to secure him out of his small stores. He directed Norman to make a schedule of them, that he might assign them to him; but before the article could be prepared, he grew so ill, that he was unable to execute it. Captain Patterson, knowing the wishes of Mr. Timmerlake, requested me to execute the arrangement for Norman's benefit; and if it had been completed by him before he sunk into the arms of death. These stores were sold at auction by order of the secretary of the navy, and out of the proceeds I satisfied the claim of Norman within a very few dollars. This is a simple and true account of a transaction upon which the president attempts to fix upon me an interference with the property of Timberlake. Nothing but the most hideous obliquity could have so distorted his poor blind vision.

I have now done with Mr. Timberlake's slops and small stores; having no more agency in their disposition than that above stated, and which is matter of record, as the minutes of the

proceedings of the late court of inquiry will abundantly prove, and which, according to the letter of Mr. Woodbury, (B); had been examined and returned by the president without disapprobation.

I shall, in the sequel, to the reader with a history of the money test by purser Timberlake on his demise. The amount was reported to me, by those who counted it, to be 11,483 dollars, of which I immediately made a memorandum. This memorandum I voluntarily delivered to the court, to save all fruitless inquiry about the money, having no motive to conceal the truth. My first impression was to charge myself with that sum—open a new account with the government, and at my risk disburse it in the service. This was positively prohibited by capt. Patterson, and as peremptorily was I commanded to disburse it on the books of the late purser. I implicitly obeyed; and in paying his rolls, and discharging the outstanding debts of the 31st March, 1828, exhausted the last dollar; inasmuch, that, with the permission and approbation of the commander of the Constitution, a thousand dollars were borrowed of the Dutch consul, to enable the ship to depart in credit from Port Mahon. All the vouchers taken for the payments, upon Timberlake's books, and of his outstanding debts, made out of his foresaid \$11,483, were turned in with his books and papers for his benefit, or rather the benefit of his estate; for all which he received full credit, while I, who performed this task, by order of my superior, without emolument or compensation, have been denied the credit of a single dollar, in the very face of the judgment of the late court of inquiry, and the records of the files of the department.

With the sanction of Mr. Woodbury, I had access as well to my own accounts as to those of the late purser; and I presented for the consideration of the accounting officers an account current, covering the whole sum which came into my hands, every item of which is supported by a legal voucher, precisely as if the account had been originally mine. The two accounting officers, however, deign to ask or receive the slightest explanation; but rejected the whole as an inseparable part of his benefit, on their iniquitous report, the president acted; having, as I believe, never seen one of the vouchers. Upon such a report, he charges me with presenting an account current, composed, in a "great degree, of items which have notoriously passed to my credit, or are unfounded and frivolous. A more bare-faced scandal was never exposed, alike unmerited by me, and unworthy of the chief magistracy of the United States.

Below will be found my account with the government in settlement of its new claims upon me (C), and I shall now wait two events—a suit at law, which I fearlessly challenge, and the meeting of congress, to which I shall appeal. In the mean time, I cling, for the defence of my honor, and protection of my dear slight family, to the generous interposition of my state brethren in the service, no one of whom will have heard of the high handed oppression with which I have been assailed, without the deepest grief. I know they will bear testimony in my favor, even at the risk of an odious inquisition.

It there be not honesty and firmness enough in the officers of the treasury department, to investigate the state of this concern, I will take it upon myself to bring it to an issue.

B. B. RANDOLPH, late of the U. S. Navy.

(A.)

The president of the United States has carefully examined the proceedings of the court of inquiry, charged with the investigation of the conduct of lieutenant Robert B. Randolph in connection with his account as acting purser of the frigate Constitution.

It appears by the evidence of commodore Patterson, commander of the ship, that upon the death of purser John B. Timberlake, at Port Mahon, on the 3d day of April, 1828, lieutenant Randolph was appointed acting purser; and that verbal orders were given directing an inventory to be taken according to law of all the money and stores, public and private, left by the said Timberlake, which were absorption of his into the possession of the acting purser; and that it was reported to the court, having been performed with the exception of some stores which had been stored away under the ship's provisions, he being nearly ready to sail for the United States.

It appears by the same testimony, that when the ship arrived near the light house at Boston, commodore Patterson inquired near lieutenant Randolph, whether the inventories of the money and property left by Mr. Timberlake, and the report of the court, were made to the fourth auditor of the treasury, and was answered in the affirmative.

Nevertheless it appears by the evidence of those who were directed to take the inventories, that although the money was counted, no inventories of the stores were taken, and by the records and files of the fourth auditor's office it also appears, that an account either of the money or stores, was furnished to that office by lieutenant Randolph, or any other person.

It further appears, that in the settlement of his accounts at the office of the fourth auditor, lieutenant Randolph neither charged himself with any portion of the money or stores left by Mr. Timberlake, nor gave any intimation that any had come into his possession.

It further appears, that after lieutenant Randolph had completed the payment of the ship's company on her arrival in the United States, he had left of the public money put into his hands for that purpose, upwards of \$30,000, of which, upon the settlement of his accounts, he returned into the treasury a little more than

\$10,000, applying the rest to his own use, and that he refused to state in his defence before the court of inquiry, in what manner this surplus of funds had accrued.

It further appears, that in the year 1829, having arrived in the United States in July, 1828, and his accounts having been settled in October of that year, lieutenant Randolph paid to Thomas Norman, \$600 of the funds remaining in his hands on account of purser Timberlake, proving that he was not ignorant of the fact that all those funds had not been accounted for in his previous settlement with the government.

It further appears, that the accounting officers of the treasury were ignorant of the money and stores left by Mr. Timberlake, until an unaccountable default exhibited in the settlement of his accounts, led to inquiry into the means by which it had been produced; and when, in the course of that inquiry, it was ascertained that money and stores left by him had come into lieutenant Randolph's possession, the latter, when called on, refused to state the amount, or render any account of them, although he acknowledged that he had a memorandum of the amount of the money, indulging in passion and threats unbecoming an officer of the navy, and not to be expected from a man of conscious integrity.

Considering these things so clearly established by the testimony, the president cannot approve of so much of the finding of the court as declares, "it does not appear that lieutenant Randolph said any thing with an intention to assist or deceive the commanding officer, in relation to taking of inventories of articles left by Mr. Timberlake, or of the disposition made of them;" nor can he approve of the opinion expressed by the court, "that the before mentioned neglect of lieutenant Randolph, and the irregularities in his manner of performing the duties of acting purser, and in keeping and making out his accounts, did not proceed from any intention to defraud the United States or Mr. Timberlake."

These conclusions, in the opinion of the president, are incompatible with lieutenant Randolph's failure to charge himself with the money and effects of Mr. Timberlake, with the misinformation given by him to commodore Patterson in relation to sending the inventories to the fourth auditor—with the appropriation to his own use, before the settlement of his accounts, of near ten thousand dollars of the money sent to him at Boston to pay off the ship's company, showing that he had an accurate knowledge what would be the result of that settlement—with his payment of \$600 to Mr. Norman after the settlement of his account, which is a confession of his knowledge, that he had retained money belonging to the United States or to Mr. Timberlake—with his refusal to give information in relation to the money and property left by Mr. Timberlake as he was bound to do, as purser of the navy, and with the manifestation of excitement and the violent language used by him when called upon for explanations.

And finally, instead of coming forward and correcting the errors of his account which have been developed by the court of inquiry, and returning into the treasury the \$4,303 11—which that court after liberally admitting every claim advanced by him with a show of evidence, find to be still in his hands unaccounted for, he has presented to the accounting officers of the treasury an account current, composed in a great degree of items which have notoriously passed to his credit, or are unfounded and frivolous, showing a balance of about \$600 in his own favor against the United States, thereby evincing a determination not to refund any portion of the money which he has improperly applied to his own use, if it be possible to avoid it.

In the opinion of the president, the facts which appear in this case, and the conduct of lieutenant Randolph throughout the investigation, prove him to be unworthy the naval service of this republic, and an unfit associate for those sons of chivalry, integrity and honor, who adorn our navy. The secretary of the navy is therefore directed to dismiss lieutenant Robert B. Randolph from the naval service of the United States.

And the president trusts that the most efficient means will be resorted to by the navy department to prevent in future that total neglect and disregard of the rights of deceased officers and their families which form striking characteristics in this case.

ANDREW JACKSON.

April 18th, 1833.

(B.)

Navy department, January 24th, 1833.

Sir—The court of inquiry in relation to your conduct having closed its sessions and made a report to this department on the questions submitted. I seize an early opportunity to apprise you of this fact, and of the completion by the president of an examination of that report.

The whole proceedings are on file for your inspection at any convenient time, and a copy may be taken if desired.

Among other things the court find that—

"Lieutenant Randolph has received public property with which he has not charged himself, and for which he has never accounted to the government, as follows, viz:

Cash left by Mr. Timberlake,	\$11,483 00
Stores left by Mr. T. which cost	178 75
	\$11,661 75"

They further find, that you paid from the same, sundry sums, amounting, in all, to

7,358 64

"Leaving still to be accounted for

\$4,303 11"

After so long a delay since the receipt of the above money, it is hoped your immediate attention will be given to the adjustment of it, with the proper accounting officers of the treasury.

Respectfully yours,  
L. R. B. Randolph, Alexandria, D. C. care of Mr. Cummings.

(C.)

The United States in account with lieutenant R. B. Randolph, late acting purser of the U. S. frigate Constitution, Daniel T. Patterson, esq. commander.

1828.	Dr.	
March 31.	To this amount paid officers, as per list rendered	\$3,431 75
	To this amount paid discharged men, as per pay roll, 3,259 50	3,259 50
	Orfila's bill	
	Ration money to boys, waiters and cooks	1,206 36
	Private bills of Md. Mower	98 84
	Bill of G. T. Ladis	160 57
	Norman's claim	600 00
	Commissions on 11,483 dollars	392 07
	Arrears to John Fernandez	320 00
	Hospital on account of Md. Mower, by order of surgeon	10 00
	My per diem, for attendance on the orders of the secretary of the navy, as per bill rendered	1,422 00
	1 month 18 days pay, and rations to 18th April, 1833	119 90
		\$13,181 96

1828.	Cr.	
April 2.	By cash left by the late purser, John B. Timberlake,	\$11,483 00
	By small stores assigned to Norman	600 00
	By slope charged by the opinion of the court, and by me admitted, without any knowledge of the facts	178 00
		\$12,261 00
	Balance due R. B. R.	920 96
		\$13,181 96

[CONT.]

No. 7,428—7,712

Treasury department, fourth auditor's office, Oct. 27, 1828.  
I certify, that I have examined and adjusted the account of Robert B. Randolph, acting purser of frigate Constitution, and find that it is closed as appears from the statement and vouchers herewith transmitted for the decision of the second comptroller of the treasury thereon.  
T. WATKINS, auditor.

To the second comptroller of the treasury.

I admit and certify the above balance, this 9th day of January, 1829.  
RICHARD CUTTS, second comptroller.

Treasury department, fourth auditor's office, May 25, 1833.  
Pursuant to "an act to provide for the prompt settlement of public accounts," approved 3d March, 1817, I, Amos Kendall, fourth auditor of the treasury of the United States, do hereby certify, that the foregoing is a true transcript from the original report on file in this office.  
AMOS KENDALL.

(E.)

Alexandria, Dec. 23d, 1830.

Sir: Twelve months have elapsed since the subject of my accounts, and the various controversies growing out of them, have been brought to an issue between the fourth auditor and myself. Serious charges, implicating any personal integrity and official character, have been promulgated to the world upon the authority of the auditor. You will readily concur with me in opinion that it is desirable that this matter shall be terminated, and my own sense of what is due to myself, imperatively enjoins upon me the duty of asking for some proceedings which may either fix upon me the imputed guilt, or honorably relieve me from this state of painful suspense. I am ignorant whether I stand charged upon the books of the department with any moneys which remain to be accounted for; if I am, I pray that I may be apprised of them, as well as of any description of charge which stands against me.

Peculiar circumstances in my situation make me solicitous upon this subject; and will, I trust, afford me an ample apology for the present application to you. I have the honor to be, with unfeigned respect, your ob't serv't,  
R. B. RANDOLPH.

Hon. John Branch.

(F.)

Navy department, Dec. 31st, 1830.

Sir: Your letter of the 23d instant has been duly received. In reply, you are informed that a court of inquiry shall, agreeably to your request, be ordered, at as early a day as the public interest will permit, and of which you will be duly informed.

I am, very respectfully, &c. &c.  
JOHN BRANCH.

Lieut. Robert B. Randolph, of the U. S. Navy.

(G.)

Navy department, May 4, 1832.

Sir: A court of inquiry in your case has been ordered, and will be held at the navy yard, Charlestown, Massachusetts, on Monday, the 4th day of June next.

This will give to you the longest time for preparation practicable, before the supposed sailing of the United States frigate from New York, in which vessel some of the witnesses are now under orders to the Mediterranean.

As other witnesses reside in Boston, whose attendance elsewhere would be highly inconvenient, and as you have declined waiving the personal attendance of any witnesses, the court has been ordered to sit in that neighborhood.

It will be composed of the following named officers, viz: commodore Charles Morris, as president; masters commandant Thomas H. Stevens and Joseph Smith, members; and Henry M. North, esq. judge advocate. I am, respectfully, sir, your obedient servant,  
LEVI WOODBURY.  
Lieut. Robert B. Randolph, U. S. Navy, Alexandria, D. C.

TOWN MEETING AT ALEXANDRIA,

On the outrage committed on the *President*.  
At a public meeting of the citizens of Alexandria, held at the market square, on Tuesday, the 7th of May, 1835, agreeably to public notice, Bernard Hoce, esq. the mayor, was called to the chair, and on motion, Charles Neal, esq. appointed secretary.

The mayor having briefly explained the object of the meeting, Thomson F. Mason, esq. in an eloquent and animated address, denounced the outrage and amplifying and illustrating the principles of the following resolutions, offered them to the consideration of the people assembled in the public square; and the resolutions were severally and unanimously adopted.

Resolved, That the citizens of the town have learned, with mingled sentiments of regret and indignation, that a flagrant violation of the public peace, and of the sanctity of the laws, was yesterday committed on board the public mail boat, whilst lying in our wharves, by Robert B. Randolph, on the person of the president of the United States.

Resolved, That whilst despotic government, resting on principles of fear, have been necessarily sustained and protected by force, and in the milder forms of monarchical governments, though in some degree distinguished by greater security to the persons of their chief executive officers, it has severally been thought necessary to surround them with armed guards; it has heretofore, been the proud boast of our republican institutions, that obedience to the constituted authorities, was upheld by a sacred reverence for the public will—and that the moral force of public opinion, alone, spread in promptly of defence around the person of every officer in the discharge of his official duties more enduring and certain than the array of armed men.

Resolved, That the outrage which has been committed, the principles of our free institutions have been violated; and that in the manner and circumstances of its perpetration, there is nothing found to extenuate it or allay the feelings of an injured and indignant people—that in the history of our country, it is the first time within the knowledge of this people, that an attempt has been made to gratify a personal vengeance—for the results of an high official act—and this blow to the fundamental principles of our institutions has been struck by no man to which had once been confided the high trust of upholding the flag and defending the character and honor of his country.

Resolved, That this outrage on the dignity of the people, in the person of their chief magistrate, calls for a general expression of public indignation.

Resolved, That the chairman be requested to enclose a copy of the proceedings of this meeting to the president of the United States, and also cause them to be published in the newspapers of this town.

FROM THE "GLOBE"—SCIENTIFICALLY PUBLISHED.

Extract from the report of the fourth auditor to the secretary of the navy, in relation to the accounts of John B. Timberlake, and Robert B. Randolph. May 25, 1830.

It recently occurred to me, that it might be ascertained with desirable certainty what were lieutenant Randolph's receipts and payments from the 3d April, the time he assumed the command of the *Port Mahon*, to July, the time of the ship's arrival at Boston; and again, from the ship's arrival to the settlement of his accounts. A minute investigation exhibits the following result, viz—

His receipts and payments before arrival, were as follows, as shown by his account and vouchers, viz—  
Received in cash at Port Mahon \$742 50  
Received in shops at Gibraltar 11,000 00

Total receipts \$11,742 50  
He is credited with payments to officers and men, disbursements in the Mediterranean, shops and stores issued, and shops returned to naval store, \$30,729 98. Excess of payment over receipts, \$19,987 48.

There was no known fund out of which this could have been drawn, other than Mr. Timberlake's money received at Port Mahon. But in addition to these payments, he paid for tobacco at Gibraltar, \$148 72, little of which was sold to the crew, in consequence of its inferior quality; and a considerable sum for other stores. How much of this was repaid by issues of the same stores, the papers do not enable me to ascertain.

After arriving at the shore result, I examined into lieutenant Randolph's receipts and payments after his arrival in Boston. The result exhibited a balance of receipts, over payments corresponding with the excess of payments over receipts before his arrival.

From these views of the subject, it was apparent to my mind, that lieutenant Randolph must have had left in bank at Boston, after paying off the crew, appropriating all his own commissions, compensation and expenses, and after returning into the treasury the amount found due from him on settlement, at least \$10,000. At my request the secretary of the treasury applied for his bank account. The reply of the bank with lieutenant Randolph's account, is annexed, marked (36). It fully confirms my previous conclusions. It shows that, after lieutenant Randolph had finished all his payments, he still had left in bank \$19,873 23. Before he left Boston, he drew out \$2,272 23, of this sum, \$718 06 in cash; \$155 17 in a check on the Norfolk branch; and \$9,000 in a check on the Richmond branch, leaving precisely \$10,000 in bank. This, with \$257 43 afterwards deposited, was all of the \$19,873 23, which ever came into the treasury.

But in comparison of lieutenant Randolph's bank account with his account in this office, makes it apparent that he had during the progress of his payments, drawn out considerable sums on his own account. His account current, and abstracts from his pay roll, are annexed, marked (37). Had he deposited all the money he received in Boston, and drawn out some except for the payment of the ship's crew, the balance in bank would have exceeded \$23,000. A careful examination of all the accounts gives the following results; which I have no doubt are accurate within a few cents.

1828, July 5, lieutenant Randolph received of the navy agent at Boston, in anticipation of a remittance,	\$1,500 00
13. Received the amount of \$93,000 remitted, deducting the foregoing item,	91,500 00
Received for Timberlake's stores, sold at auction,	607 21
Received for dead men's and deserter's clothes sold,	41 09
Total receipts at Boston,	\$93,648 30
Whole amount paid officers and men at Boston,	71,764 49

Surplus remaining on hand, \$19,873 23, of which was in bank as his account shows, 23,253 36  
Of this sum there was retained into the treasury only 10,257 43

Leaving in lieutenant Randolph's hands,	\$11,995 93
Of this sum he has accounted for the following items, only, viz—	
Expenses at Charlottown,	\$90 00
Postage,	2 07
Paid R. Calder, ps clerk,	78 15
His own commissions allowed,	2,267 42
Travelling expenses and per diem while settling accounts,	107 40
His own pay on pay roll,	209 50
His own pay for August and September,	200 52
	\$3,006 45

Leaving in lieutenant Randolph's hands wholly unaccounted for, after allowing him his pay, emoluments, commissions and expenses, \$8,987 48

To this amount in cash, must be added, to ascertain what was really detained by lieutenant Randolph, the money on hand when the vessel arrived, the value of all stores on hand, deducting his profit on those sold to the crew, and any debts which might be due to him for money lent to other officers.

Is it possible that all this could have been lieutenant Randolph's money? By netting as purser less than four months, did he make by means unknown, \$8,987 48  
By commissions, 2,267 42  
By lieutenant's pay, 209 59

In all, \$11,517 79

And in addition to this, an unknown amount in stores and other things, which do not enter into his public account.

These facts admit of but one construction. Most of Mr. Timberlake's money was paid to the officers on board, or vested in stores, before the ship arrived in the United States. Lieutenant Randolph took a credit for these payments in his settlement. Having called for money enough to cover them he had their exact amount left on hand, after paying the crew, and transferring to the treasury the balance found due from him. This was sufficient to enable him, after meeting all demands of comfort, pleasure and friendship, to carry home a considerable sum in money, besides a check for \$9,000.

Extract from a record of proceedings of the court of inquiry in the case of *Heut. R. B. Randolph, Friday, 18th Jan. 1831.*

The court met, pursuant to adjournment; present as yesterday; the last day's proceedings were read and the court then, after deliberation, agreed upon the following opinion:

First, that lieut. Randolph has received public property with which he has not charged himself, and for which he has never accounted to the government, as follows, viz.

Cash left by Mr. Timberlake	\$11,483 00
Shops left by Mr. Timberlake which cost	178 75
	\$11,661 75

And that he has paid from the same the following amounts for which Mr. Timberlake has received or is entitled to receive credit by his final pay roll, No. 10, the following amounts, viz:

Amount paid to men at Malton, discharged on pay roll, No. 19, 31st March, 1828,	\$3,341 09
Amount paid to William France, and credited on same roll to Mr. Timberlake	315 00
Amount paid to officers and credited on the same roll	1,442 45
By amount paid for ration money to officers' boys, credited on the same roll	100 00
And by a further amount paid to a taylor named Orilla for articles made by order and for the benefit of Mr. Timberlake, whose bill is receipted as though paid by Mr. Timberlake	2,259 50

Leaving still to be accounted for \$7,388 64  
4,363 11

And further, that lieutenant Randolph received of the small stores left by Mr. Timberlake to the value of \$600 00.

And that he paid to Thomas Norman, after his return to the United States, a sum stated to have been due from Mr. Timberlake at his death to the said Norman, amounting to the sum of \$600 00.

That lieutenant Randolph's conduct in relation to his transactions as acting purser of the frigate Constitution was incorrect and censurable in the following particulars, viz:

In assuming the responsibilities and discharging the duties of purser, and taking charge of any of the property and effects left by his predecessor, before a proper order had been given for taking such surveys and inventories of the property left by Mr. Timberlake, as the regulations of the navy department required, and before such inventories had been duly taken and handed to him.

In not charging himself and crediting his predecessor Mr. Timberlake, in his accounts, with the amount of money and other articles left by the said Timberlake, of which he took possession, and which he expended as acting purser, and in not mentioning such receipts to the officers of the treasury, or at the time of settling his accounts.

In making payments and taking receipts for the same as though the payments had been made by Mr. Timberlake during his life, and thereby rendering it impossible to determine with accuracy the precise amounts which were respectively paid by Mr. Timberlake and by himself.

In not taking greater care to separate the articles left by his predecessor, and of which he did not assume the control and expenditure, from those of which he did assume the control, so as to prevent any of the former from being either issued or returned and passed to his own credit.

In returning into the navy store and receiving credit for linen or duck or slip clothing, when in fact it had not been purchased as such nor any quantity of the whole quantity originally purchased, had been issued or charged as slip clothing.

The court are further of opinion that the before mentioned neglects of lieutenant Randolph and the irregularities in his manner of performing the duties of acting purser, and in keeping and making out of his accounts, did not proceed from any intention to defraud the United States or Mr. Timberlake.

The court are also of opinion that the amount of money left in the possession of lieutenant Randolph when his accounts were left at Washington in 1828, was so large that it ought of itself to have excited doubts in his mind as to the correctness of the accounts which he had rendered of the amounts which he had actually paid on account of Mr. Timberlake, and to have induced some voluntary attempt on his part to procure a further investigation before the time when he was called upon by the present 4th auditor for explanations.

The court are further of opinion that the conduct and language of lieutenant Randolph towards the second controller and the 4th auditor of the treasury was not intimated by him to embarrass or intimidate either of them in the fair settlement of his account, but that the warmth or intemperance of his language was occasioned by his having adopted an opinion that they were disposed to treat him with injustice in relation to his accounts.

The court are further of opinion that lieutenant Randolph had no agency, direct or indirect, in writing or causing to be written, any of the anonymous letters referred to in the receipt, or that he had any knowledge of such letters having being written previous to their publication.

The court then adjourned until to-morrow at 12 o'clock, median.

Saturday, January 19, 1833. The court met according to adjournment present, all the members and the judges advocate.

The proceedings of yesterday were read and the investigation closed. (Signed)

C. MORRIS, president of the court.  
HENRY M. MORRIS, judge advocate.

#### THE PARDONING POWER.

We copy the following sound and pertinent remarks from the "New York Commercial Advertiser."

**Pardoning power.** A discreet exercise of this prerogative, is among the most difficult and delicate of the duties which the executive of this state can be called upon to perform. To the late governor wisely we may have differed from him in politics, (and less wisely we have reason to believe in principle and sentiment, than in association), we have ever accorded a prompt acknowledgement of firmness and independence in this branch of that department. It is gratifying to perceive that

his successor seems inclined to follow his example. Of this we have recent proof. A young man by the name of George Dennison, was sometime since convicted of murder, in the county of Chenango, and sentenced to undergo the extreme penalty of the law. His case presents perhaps, one of the strongest dissuaves from intemperance that can be urged. Dennison had applied to Mr. Hamblin Gregory, an innkeeper, for liquor— but was refused. For was given him on which he partook, and said that it was better than liquor. But at a subsequent day, which was on Thursday the 27th September, he called for liquor again, and was again refused, when he threatened to shoot the landlord. On the Sunday evening following, he procured a loaded gun at the house of Mr. Howard, another innkeeper, living about half a mile from the spot, with which he repaired to the tavern of Mr. Gregory, and shot his son, saying and that it was better than liquor. The son, expecting to see the next morning for Uca, laid out on some of his father's apparel, which probably occasioned the mistake—for the murderer had no enemy against the former, nor even against the latter, except such as had arisen from the refusal to let him have liquor. The defence set up was insanity—but the evidence to support it was not deemed sufficient by the jury, and they returned a verdict of guilty. That the son was betrayed by the prisoner no doubt could exist, and it was equally evident that it was done in that state of semi-consciousness or hallucination which is the frequent result of intoxication. After the rendition of the verdict he addressed the court, and without denying the facts that he was testified against him, he said:—

"It appears in evidence that I have been one of my fellow creatures who had been restored; but let me tell you, as a dying man, that the circumstances which led to the commission of this crime, are a mystery to me. The whole transaction appears more like a dream than a reality; there is one circumstance in particular, that I have no knowledge of, which is, in relation to my calling supper at Howard's. There is no doubt but what I did eat there, but I do not remember the amount of what that day. I would, also, mention another fact in relation to the testimony of esquire Campbell, not that I would have you think I doubt his veracity, for I have not the least particle of doubt in my own mind but what he stated the facts precisely as he heard them from my own lips. He tells that he asked me if I went directly from Howard's to Gregory's. He says the answer was, that I did. Now, gentlemen, I remember going to Howard's, and I also remember being at Gregory's; but don't know any thing about the manner in which I went there, for there are but a few rods of the ground that I have any recollection of. I do not hesitate to say that I have had a fair and impartial trial. According to the testimony, I think the jurors could render no other verdict than the one they have, with a clear conscience and in conformity to the laws of our country. I have no objection to this, and I am sensible that I have not only broken and trampled upon the laws of my country, but have set at naught the dread law of my maker."

The plea of intoxication is no excuse for the commission of a crime. The community would not be safe were such a justification to be allowed; and we feel confident that the public will approve the course which has been taken by governor May, in reference to this individual, as indicated by the letter already published.

#### LAW CASES.

*Brief reports or notices of important or interesting things.*

**INTEREST ON MONEY.** Lord chief justice Ellenborough has laid down the rule of law with regard to interest clearly and concisely thus: "Interest ought to be allowed only in cases where there is contract for the payment of money on a certain day; or where there has been any express promise to pay interest; or where from the course of dealing between the parties it may be inferred that this was their intention; or where it can be proved that the money has been used and interest had actually made. A note of hand or promissory note, does therefore legally carry interest; tradesman's bills, where there are no special agreements, do not."

**IMPORTANT TO PUBLISHERS.** Bailie court of Edinburgh, 25th of February, 1833. A. Denchar, seal engraver, agent for the *British Herald*, vs. Thomas Johnson. Johnson was an original subscriber to the *British Herald*, which, by the prospectus, it was stated, would be published in four parts, price 2s. each. On the publication of the fourth part, it was announced, that the work would extend to five parts, and the price of the whole to £5 5s. instead of £4 4s. The bailie held that the publisher was bound by his prospectus, and that the defendant was entitled to have the work complete for £4 4s. However many parts it might extend to. [Glasgow Herald.]

**TRAVEL ON THE HIGHWAY.** Bowditch and wife, vs. Champion and Evans. This was an action against the defendants, who were two of the proprietors of the late pioneer line of stages. One of the drivers of the line, in passing a one horse wagon near Vermont, in the county in which Mrs. Bowditch was riding, struck the wheel of the wagon with the stage, and the same was upset, and Mrs. Bowditch seriously injured, so that she has been ever since confined to her home, a period of more than two years. A large number of witnesses were sworn on this cause, and great interest was excited. Mr. Bowditch had previously recovered a verdict at a former circuit for his own damages, \$800; and this suit was brought to recover the

damages, resulting from the personal injury to his wife. The cause was ably summed up to the jury by O. Hastings, *esq.*, of Rochester, for the defendants, and J. A. Spencer, *esq.*, of Utica, for the plaintiff, and after a minute charge from Judge Williams, the cause was submitted to the jury, who found a verdict for the plaintiff for eight hundred dollars.

[*Rome, Oneida Co. Telegraph.*]

From the Worcester (Mass.) Freeman. James Reed recovered, before the superior court of Greenfield, last week, \$200 damages and \$250 costs of the town of Northfield, for an injury sustained by the state of bad roads in that town. This is a salutary admission to other towns to take heed to their ways.

Casdon to stage proprietors. An action was brought by John O'Hanlan against Asa Hall, to recover damages for an injury received by the wife of the former, by the stage coach General Mecom, of which the defendant was owner. It appeared that in the absence of the driver, who was engaged in seeking passengers, the horses broke loose from their stand, and, in their course through Broadway, ran over Mrs. O'Hanlan, while crossing the street, knocking her down, and injuring her very severely. Judge Hoffman, in delivering his charge to the jury, gave an elaborate and clear exposition of the law in relation to furious and careless driving, involving the liability of stage proprietors. He observed that he was glad the present case had come before the court, as it would afford an opportunity to make public the liabilities under which stage owners were bound. The corporation had passed a law regulating hackney coaches, by which it was rendered penal for a driver to leave his box, as was done in this instance. The owner must be responsible for the carelessness of those employed by him in the capacity of drivers. If drivers neglect their duty, a jury must measure out the extent of his responsibility accordingly, and give a verdict for the plaintiff, fixing the damages at four hundred and fifty dollars, and six cents costs. [N. Y. Advocate.]

Another. A jury in New York has returned a verdict of seventy five dollars damages against the owner of a hack, for careless driving, by which injury was done to a wagon and a lady riding in it.

The judge in summing up the case made the following remark, which may be interesting to husbands, as it shows when they are personally and when jointly concerned in their wives' misfortunes.

"The next question was, what is the rule in relation to an injury done to the wife? On this head, the law laid down by the defendant's counsel was correct, viz: if the wife receives an extreme injury, by means of which she is confined for weeks or months, and her services are consequently lost, the husband could have no difficulty in recovering none—but if the injury were merely light or trivial, the action could not be sustained by the husband alone. If the services of the wife in the present case were lost at all, the jury must measure the period and estimate their damages accordingly."

[The law of the road case about to be much better understood than it has been—and *impudent* or *careless* drivers of stages and other vehicles, or negligent public officers, will be more frequently "brought into court," (as they ought) than heretofore.]

TAKING OF A DEAD BODY. Among the proceedings of the court in Northampton, Pennsylvania, reported for the Eastern Continent, is the following case:

Commonwealth vs. Daniel Huntman, } Indictment for taking up the dead body of Hugh Pugh, in Stroudsburg.

The facts of this case were briefly as follows: Mr. Pugh had been buried some two years ago, but contrary to the custom of the congregation had not been placed in the same row with his friends, but in the burial row of the Hollingshead family. One of the said family deeming herself near her latter end, and anxious to be laid beside her deceased sister, to which arrangement the grave of Mr. Pugh, as then located, was an obstacle, employed the defendant to remove the coffin a few feet further off. This was accomplished without the knowledge of Mr. Pugh's friends and the sexton, with circumstances of carelessness and brutality—contending that the grave was very shallow, the coffin broken and placed in the grave on the side. The judge charged the jury, that taking up a dead body, and removing it with such intentions as evidently actuated the defendant in this case, ought not to be considered an indictable offence. The jury found a verdict of not guilty.

LIABILITY OF DIRECTORS OF MONIED INSTITUTIONS. Vice chancellor McCoun has pronounced his decision in the case of William Scott and others, stockholders of the late National Insurance company, vs. Frederick de Peyster and others, president and directors of that institution. The circumstances of this case, growing out of the misconduct of Oliver G. Knne, secretary of the company, are not doubt familiar to our readers. The vice-chancellor dismissed the bill, at the same time establishing the following important points.

1. That the directors of the National Insurance company violated the law by discounting notes amounting on an average to \$200,000 per year—that they had no right to invest their capital in banking business, and by doing so they acted contrary to the charter of the company and the restraining act.

2. That directors, though they violate the provisions of law, by investing their capital in an illegal manner, and contrary to the provisions of the charter, are not to be held liable for any

loss, provided they acted through mistake, and with no dishonest intentions.

3. That the directors of the National Insurance company are responsible, not for gross neglect merely, but for ordinary neglect, which is the want of that care which a man takes of his own concerns, and that on the pleadings and proofs in the cause, the loss of \$179,000 out of a capital of \$300,000 could not be attributed to the want of ordinary care.

It will be, perhaps, interesting to the public to hear that an appeal will be taken to this decision. [N. Y. Cour. & Esq.]

SLANDER SUIT. A case of slander was lately tried in Troy, N. Y. in which Miss Aisiah L. Clark was plaintiff, and John O. Martling, defendant. The trial lasted two whole days, and resulted in a verdict of \$1,200 damages. It appeared in evidence that Mr. Elijah Wild, a very respectable young man of Troy, had become intimate with the plaintiff, while residing at the defendant's house, which intimacy was continued after changing his residence; and which finally resulted in a marriage contract between them, that was to be consummated on the first of May next. Martling, the defendant, wishing to retain Miss Clark in his employ, who was a very perfect and competent hand in the manufacture of toys, which was carried on by him, and knowing he could not, unless he could break up her intimacy with Mr. Wild, who had just advised him not to marry Miss Clark, telling him at the same time her character was bad, very bad, and related certain circumstances to prove it. Before this slander was communicated to Mr. Wild, he was put under an injunction of secrecy—the defendant thereby thinking to induce him to desert Miss Clark without an explanation. Mr. Wild resolved, however, to communicate the statement to Mr. Wild, his brother and related to him what the defendant had told him.

Her brother immediately called on the defendant, who took him into a back room and told him "that all he had stated to Mr. Wild in relation to his sister was true." Mr. Wild then called upon Miss Clark, and told her the defendant (Martling) had made statements in relation to her, which had induced him to decline marrying her, and all further intimacy, and that her brother would inform her of the nature of the statement made by the defendant. And it was directly communicated to her at the defendant's house—which she immediately left. Thus the contemplated marriage was broken up, and a prosecution about to be commenced—the defendant then immediately set himself to work to pacify Miss Clark, and to get her again into his employ, but she attempted through his wife and Miss Eliza Clark, the sister of the plaintiff. He stated to her brother, and gave out, that all he had said in relation to her was false—a mere fabrication by himself and offered her \$16 per month, exclusive of her board, to return to his employ—which was by her indignantly refused, and she persisted in her determination to appeal to the law for justice against the murderer of her reputation.

When Mr. Hunt, counsel for the plaintiff, rose to speak, the house was instantly silent; a breath could have been heard—and by him the testimony was most ably canvassed; and perfect justice was done to his cause—and the feelings of injured innocence. Mr. Hunt then rose and took a general view of the case. He portrayed in all the colors of language, the principles and objects which actuated the defendant in his attempt to destroy the reputation of the plaintiff, rose to speak, and a perfect oration. And by an eloquent flow of argument, in which he severely and justly castigated the execrable and odious creature before him, the excitement of the audience was raised to the highest pitch of indignation. And being followed by an able and proper charge delivered to the jury, by Judge Vanderpoel, a plaintiff that could not be suppressed, made the very edifice itself tremble; and when the miserable defendant rose to speak, so great was the feeling of indignation, every person near whom he passed, slunk back from his touch as if he had been a leper.

[N. Y. Gazette.]

PERFECTION OF REASON. The London Morning Herald furnishes the annexed article:

"It has been long understood that English law is the 'perfection of reason'—at least by English lawyers. In a celebrated six hours' speech, the present lord chancellor Brougham, a member of the house of commons, endeavored to disturb that opinion, so long and so well established in the bar. He, in fact, attempted to show, and some of the 'unarmed' members of the legislature thought his proofs unanswerable, that many things which are law are neither reason nor common sense, nor good policy, nor justice, nor equity, nor what the law itself says; however, the quiver of sarcasm was exhausted in vain, and the 'perfection of reason' still continues to initiate its close alliance with what the human mind, uninitiated in legal mysteries, might easily suppose to be the 'perfection of absurdity.' Judge Buller, a great luminary of the bench, once held that a man who makes a tender to another, to whom he owes money, of a new shilling more than the debt is not to be considered in law. In logic, it is understood that the greater quantity contains the less. Accordingly, logicians would say that the man who offered another four pounds, and a few shillings over, when he only owed him four pounds, had, in fact, offered the four pounds due. But what is sound in logic is not always good in law. It was only yesterday that a rule was applied in the king's bench for a new trial, and the rule granted upon the following point: The plaintiff sued the defendant for £20; the defendant pleaded a tender to that amount, which would have

barred the action. The jury having heard all the evidence on both sides relative to the tender, were of opinion that the defendant had tendered, not the bare debt of £30 to the plaintiff, but the sum of £30 9s. 6d. A point of law was now raised, whether a tender of the latter sum was, in law, as well as in fact and logic, a tender of the former. One of the learned judges asked why the plaintiff, knowing he was tendered more than his debt, did not take the debt out of it, and leave the remainder? All these lordships seemed, indeed, to desire to reconcile the law with the fact, if the 'authorities' would allow them, and to have an inclination to rule that he who tendered another £30 9s. 6d. did, on the principle of the greater sum containing the less, tender him £30. But the law was peremptory. The 'judge-made' law of Mr. Justice Buller established that £4 19s. 6d. did not contain £4 9s. 6d. a rule should not be a new trial, on the ground of his having tendered the plaintiff more than the sum due, and thereby made no tender at all. This is certainly *law*, but whether it is the 'perfection of reason,' let the unlearned decide."

**LIABILITIES OF PARTNERS.** Judge Hoffman, of New York, has recently decided in the latter, were of opinion that the defendant had tendered, not the bare debt of £30 to the plaintiff, but the sum of £30 9s. 6d. A point of law was now raised, whether a tender of the latter sum was, in law, as well as in fact and logic, a tender of the former. One of the learned judges asked why the plaintiff, knowing he was tendered more than his debt, did not take the debt out of it, and leave the remainder? All these lordships seemed, indeed, to desire to reconcile the law with the fact, if the 'authorities' would allow them, and to have an inclination to rule that he who tendered another £30 9s. 6d. did, on the principle of the greater sum containing the less, tender him £30. But the law was peremptory. The 'judge-made' law of Mr. Justice Buller established that £4 19s. 6d. did not contain £4 9s. 6d. a rule should not be a new trial, on the ground of his having tendered the plaintiff more than the sum due, and thereby made no tender at all. This is certainly *law*, but whether it is the 'perfection of reason,' let the unlearned decide."

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**ESTATE OF STEPHEN GIRARD.** From the *Philadelphia Gazette*. It is known to most of our citizens, that the heirs at law of the late Stephen Girard, claimed all the real estate which the deceased purchased subsequently to the publication of the last codicil of his will, amounting, we believe, to between sixty and seventy thousand dollars. The city as residuary legatee, defended its claim upon the property, but the supreme court of this state gave its opinion, which must settle the question, viz: that the property claimed by the heirs did not pass with the real estate previously acquired by the deceased, and by right and in law it belongs to the heirs.

**LAW OF PATENTS.** We learn from the *Greenfield*, (Mass.) Gazette, that a case of some interest was lately decided at the supreme court in that county, of which the following is an abstract:

**George Dickinow, vs. Richardson Hall.** It was an action on a note of hand for \$300. The defence was that it was without consideration. The defendant proved that the note, with several others, amounting in all to about \$1,000, was given in consideration of the conveyance to himself and others for the exclusive right to make, use and vend Hines and Bains' improved patent machine for dressing flax and hemp in five towns in the county of Franklin. He then attempted to prove that the patent was void for several reasons. It seems that in 1823 a patent was granted to Hines and Bains for the whole machine, and afterwards, in 1826, they obtained a patent for the remainder of the term for the application of the broil wheels and ride shafts for the purpose of turning the fluted rollers only—arguing that their former patent on the same subject was void on account of a deficient specification. The former patent was accordingly cancelled. The machine was proved to have been in general use between 1823 and 1826, and the defendant contends that this destroys the validity of the second patent, as by the provisions of the patent law, valid letters could only be granted to an inventor, not to one who had been before the application. But the court held that the invalidity arising from a prior use depended upon the intention of the party—the presumption that he had abandoned his right and dedicated his invention to the public, and that the circumstances of the use in this case negatived such an intention, the objection could not be sustained. The defendant then contended that the patent was void, because the "improved machine" was not a new and improved patented machine, and a variety of evidence was gone into upon these points on both sides. The chief justice charged the jury that it would be a good defence to the note to show that the patent was void: that in order to a valid patent, the machine or invention patented must be both "new and useful,"—that in order to usefulness, the machine or supposed improvement patented must be applicable to beneficial use, and that it clearly appeared that no man in any part of the United States, under any circumstances, could erect such a machine without loss, that it could not be useful within the meaning of the law. He also directed them if the patented improvement contained neither a new principle, or any new combination of old principles—or a combination for a new purpose—then also the patent would be void. The jury found a verdict for the defendant. Several questions of law were reserved for the whole court. [Boston Courier.]

**FORFEITURE OF GOODS IMPORTED.** In the district court of the United States for the eastern district of Pennsylvania, be-

fore Judge Hopkinson, and a special jury, a decision was lately there which is of importance in many respects. An information was filed by the district attorney against a box of lace—which was found to contain thirteen cards of quilings not enumerated in the invoice, or stated at the time of entry—and a forfeiture of the whole package was required.

The defendant did not controvert the fact, but rested his defence upon the ground that the forfeiture accrued only where there was a design to defraud the revenue and that the additional articles having been put in by accident or mistake, the jury might exercise discretion in condemning the property. On the other hand, it was contended by the United States attorney, that the question of fact being admitted or proved, the positive directions of the law demanded the forfeiture, and that the remedy for a party innocent of fraudulent intention, is a subsequent remission of the penalty in the mode established by law.

Judge Hopkinson reviewed at length the acts of congress bearing upon the question, and charged the jury, that by the law; the whole package was forfeited by reason of containing articles not mentioned in the invoice; and that neither the court nor the jury had any thing to do with the question whether the articles got into the package by mistake or accident, or by intention, fraudulent, or innocent with which they were put there. The verdict was accordingly in favor of the United States, and the package was condemned.

**STEALING ONE OWN'S PROPERTY.** From a *London paper*.—At the Manchester quarterly sessions, on Sunday, a man named Richard Harcourt, of respectable appearance, who had formerly kept a public house in Manchester, was indicted for having stolen, at Manchester, on the 24th of December last, one box, the property of Messrs. Pickford the carriers.

The case excited considerable interest, as it involved a rather singular and novel question—viz: whether the prisoner had or had not been guilty of stealing his own property? The evidence adduced in this case appeared that the above named day the prisoner called at the warehouse of Messrs. Pickford & Co. the well known carriers, and asked if they had a box for him, which he expected would be sent, addressed to him from Birmingham, by their conveyance? The porter of Messrs. Pickford, whom he questioned, told him that it had arrived, and was in the warehouse; but that he had better go into the clerk's office, and pay the carriage before the box was given to him. He accordingly went into the office, and asked one of the clerks what was the charge for carriage.

The clerk told him, and he went away without paying any thing; but he said that he would call again about it. In two or three days afterwards he again called at the office, and asked for the box, saying that he had brought the money to pay for the carriage. On searching for the box, the clerk's warehouse was not to be found, and the prisoner appeared to be exceedingly enraged, declaring that he would bring an action at law against Messrs. Pickford for the value of the box and its contents. The clerks and warehousemen had a conversation on the subject, and after considering the circumstances of the prisoner's previous visit to the warehouse, together with the fact of the box not being seen since that visit, the clerk began to suspect that the prisoner himself must have taken it away. Messrs. Pickford in consequence applied to the magistrates, and obtained a warrant to search the prisoner's premises, which they did, and there found the identical box, emptied of its contents.

Evidence to the above effect having been adduced, the jury stopped the chairman as he was about to sum up, observing that they were quite satisfied with the facts of the case, but they wished to know from him whether it was "a felony for a man to steal his own goods?"

J. H. Norris, esq. the chairman, said that, under the circumstances, there could be no doubt that, if the prisoner was guilty, it would amount to felony.

The jury immediately returned a verdict of guilty.

The chairman, in passing sentence, said that the prisoner was a man of very considerable and acute intellect and had managed this robbery with a deal of tact. He was liable to be transported for life, but the court would not do that length. Still, however, considering the address he had displayed, they could not do less than transport him for fourteen years.

The prisoner, on hearing his sentence, burst into tears, and was taken down crying bitterly.

**A MAN'S HORSE HIS CASTLE.** We notice, in the case of a trial in New York for assault and battery on the keeper of a drinking house, the court held that if a person is ordered out of another's house, he must go, whether he is right or wrong in any discussion which gives rise to the order. The owner can put him out, and is authorized to make use of as much force as may be necessary to force him from the premises. [U. S. Gaz.]

**A BORROWED HORSE.** An action was lately decided in the supreme court of Rhode Island, before Judge Wild, in which William Newhall obtained a verdict against John Webster for the value of a horse which had been drowned about two years since. Webster had borrowed the horse from the plaintiff to go from the town of Fall River to Providence; on his return, and after he had crossed the river, the horse became restive, blacked into the river, and was drowned. The jury awarded the plaintiff damages to the amount of \$125.



# NILES' WEEKLY REGISTER.

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THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

☞—There is nothing important, just now, to lay before our readers—but we have endeavored to give them an interesting and well-filled sheet. We intend, next week, to redeem our promise to publish the report of the minority of the committee of the house of representatives, on manufactures—and shall give it entire, by the aid of extra pages.

☞—The shreds of foreign news that we have would seem to shew the probability of some collision between Great Britain and France, on the one hand, and Russia on the other, as to the affairs of Turkey. The former will not agree that the latter shall take the sultan under the "protection" of her army and navy. But sooner or later, unless Russia shall fall into pieces, because of her own weight and power, the possession by her, of Turkey in Europe, must be confidently expected.

☞—We had hoped that any further notice of that abominable affair, the assault on the president, by Mr. Randolph, at Alexandria—would not appear necessary; but a proceeding as abominable as the assault itself, renders it proper for us to add to the record. A base attempt is making to inflict a wound upon the national character, by representing that attack as a party matter; or, to render it a sorry tool for party to work with. One might almost think that certain miscreants are pleased with the assault, because of furnishing matter to feed their scurrilous appetites upon. The exclusiveness of this party is such, that it would rather degrade the whole people of the United States, as it were, for the act of an individual—than permit them to have a common feeling on any subject affecting the national reputation; and these have forced a consideration of the merits of the case of Mr. Randolph, which ought to have had no sort of influence over the minds of men, with respect to his attack on the person of the president. We have laid aside several articles on this subject, and shall relegate them—but take no other part in the matter than that of a "faithful chronicler."

UNITED STATES BANK. The honest gentlemen who worthily obtained, through some incorruptible public officer at Washington, a copy of the president's message before it was delivered to congress, and, in honorable fairness, speculated in the stock of the bank of the United States, at New York—we have the pleasure to say, have been handsomely rewarded! It is probable that the \$80,000 which they so reputationally pocketed by the "chivalric" proceeding just above stated, have been "nullified," three times over, by the confidence of the people in the bank. On Tuesday last 150,000 dollars of its stock was sold at 113 $\frac{1}{2}$ @113 7-8—probably to meet contracts for delivery. "The biters have been bitten."

MR. RANDOLPH attended the New Market races in Virginia, a few days since, and addressed the party at the Jockey Club dinner. The "Richmond Whig" says—"He trod the wine press of wrath, and, ranging through society, struck down moral and political offenders on the right and left, even as Achilles among the flying squadrons of Troy!"

The account says—"His speech was plentifully seasoned with appropriate anecdote, biting sarcasm, high compliment, and bold denunciation. Whilst chief justice Marshall, B. W. Leigh, Mr. Macon, and other distinguished individuals, received the tribute of his high-wrought praise, Daniel Webster, (!!!) and the editor of the Richmond Enquirer, were completely "rowed up Salt river."

"His health was still so feeble as to compel him to address the company from his seat. He concluded by paying a merited eulogy to the character and talents of B. W. Leigh, and offered the following toast, which was received with general applause:

"Benjamin Watkins Leigh, for the next president of the United States, and John Marshall, chief justice thereof."

VOL. XLIV—SIG. 12.

VERMONT. At the third trial, H. Everett, esq. has been re-elected a member of congress from Vermont—though there were three candidates. But, at a third trial, a plurality elects.

MASSACHUSETTS. Second attempts have been made in the Boston, Norfolk, and Essex districts to elect members of congress, without success in either, because of having three or more candidates.

CONNECTICUT. The annual income of the school fund of this state, now nearly is, and soon will be, one dollar per head for every child educated.

NEW YORK. A wonderful excitement prevails in this city on account of the location of the new custom house—and the president of the United States and secretary of the treasury are much harassed on the subject. The merchants insist that their convenience ought to be consulted—but the property-holders, up-town, would have the site of the building a mile or so from the present chief seat of business. "There have been many meetings and missions on this subject."

Some have proposed to offer the City Hall and Park to the United States—but the other party, we believe, has not yet offered the Battery! The government, however, would only give 500,000 dollars for the City Hall and a large slice of the Park, and so that project was voted down. Sell the Park!

The great Erie canal aqueduct over the Genesee river, at Rochester, is considered in danger of falling. The event, should it occur, would occasion the double loss of the expense of reconstruction and a suspension of the navigation of the canal.

THE ERIE CANAL. The first canal boat from Albany (the present season) arrived at Buffalo on the 27th April; and in the week ending May 1, there arrived at that port six steamboats, eight schooners, and ten sloops, laden with the products of the west.

LAKE ERIE. There are twelve steamboats on our side of this lake—some of which are large and beautiful, and one building; there are also many schooners. A trip to "Mackinaw," or the "pond" in which we might "soave Britain's island whole," is now—as nothing.

CANAL TOLLS, &c. The returns received at the comptroller's office show that the amount of tolls collected on all the canals of the state, from the 22d to the 30th of April, was ninety-three thousand and sixteen dollars: averaging \$11,626 for each day. The receipts, notwithstanding the diminished rates of toll, have surpassed those for the same number of days after the opening of the canals, in any former year.

The first trip on the Mohawk and Hudson rail road yesterday morning, the engine brought over ten cars, with about 140 passengers—the largest number that has passed over at any one trip this season.

There was weighed at the Albany weighlock, on the 3d inst. 2,110,882 lbs. merchandise, exclusive of 19 empty boats, the heaviest day's freight ever weighed at that lock. [Albany Argus.]

LAKE ERIE DAMMED BY ICE. We learn that this unprecedented event has actually occurred, and that the mouth of the Niagara river between Fort Erie and Buffalo, is literally jammed or wedged with ice which has floated down the lake; and that the waters of the lake have, in consequence, risen several feet, while the waters of the river have, from the same cause, fallen so low that numerous rocks and islands, whose faces have never before seen the light of heaven, have made

their appearance in the river. The low grounds about Buffalo are stated to be inundated, and much damage has been done to property in consequence. In confirmation of the above, we have just heard that the waters of the Clippewa creek are lowered many feet; the Adelaide steamer is lying "high and dry," and the mills of Clark and Street have no water to keep them in operation.

[*York Courier.*]

**NEW YORK AND PHILADELPHIA.** We see it stated that the distance between these cities, by a straight line, is about 74 miles; as travelled by the Camden and Amboy rail-road and steamboats 94 miles; as by the Trenton rail road and steamboats only 84 miles. The latter is now making, or will soon be commenced and rapidly finished.

**NEW JERSEY.** It is estimated that the water power of the Delaware river, at Trenton, as improved by a company, is equal to that of from 300 to 500 horses. It is a capital location—if manufactures are permitted to prosper, communicating both with Philadelphia and New York, by water-carriage, and in a healthy and fertile neighborhood.

**PHILADELPHIA.** Stocks valued at 500,000 dollars are about to be set aside to improve the eastern front of this city, according to the will of the late Stephen Girard.

The various donations received by the committee for the relief of the Cape de Verd sufferers, amount to \$5,246 20.

The present amount of subscriptions received for the relief of the sufferers by the late fire at Cumberland, Md. is between 2,500 and 3,000 dollars.

**THE PHILADELPHIA EXCHANGE** is in such a state of forward preparation that we are informed the post office will be established there about the first of June. The apartments allotted to the office are in the basement story, on the Dock street flank of the building; and are preparing with the lobbies adjoining the business room. The room is 74 by 35 feet, containing three compartments, which are severally appropriated for the postmaster and his clerks.

The approaches to the post office are by three different portals, with wide and spacious lobbies leading from east to west—and which are to be flagged with marble laid on the arches of the basement story.

A coffee room or *restaurant* will be established on the Third street front of the building, communicating with the western lobby of the post office by means of two large folding doors.

[*Phil. Cen.*]

**RICHMOND.** From the *Whig*. The foundation of an immense flour mill, is now being laid by Mr. P. J. Chevalier, adjoining his lumber house at the foot of the Basin, to replace the Gallego mills, lately destroyed by fire; and it is contemplated also to erect a cotton factory; immediately below it, the machinery to be propelled by the same water that will be required for the flour mill—the fall being over thirty feet, after the water leaves the latter. We shall thus have the unseemly ravine, which has hitherto been a nuisance, converted to a useful purpose, and the farmers will lose only for one season the market for over 200,000 bushels of wheat, which were ground by the late, and will be by the new mill.

**GEORGIA.** A convention is sitting in this state to reduce and equalize the state representation. Mr. Wayne has been chosen president—for Mr. Wayne 151, *William H. Crawford* 88, scattering 9. The political character of the body may be gathered from this election. It is against nullification—and so forth.

**ALABAMA.** We have the first report to the stockholders of the Tusculum rail road, now making. It is to extend round the Muscle Shoals Falls of Tennessee (of 142 feet) and is in length 45 miles. From thence there is an uninterrupted water navigation to New Orleans—about 2,300 miles. The work seems to be going on with both prudence and spirit.

**SOUTHERN DISTRESS.** *Choice cotton.* We have before us (says the *Mobile Register*) samples of general Chambers' cotton, which brought the extraordinary price of 12½c. It was selected from his crop, and in point of color, cleanliness, staple and *handing*, (as it is termed by growers), is equal to any we remember to have seen. The price paid for this beautiful cotton should serve as an encouragement to the planters to bestow due attention on preparing their crops for market. Choice cottons like these will always command buyers, at rates sufficiently above the market to repay any expense in its preparation.

What a comment upon nullification! Surely the good people of Alabama could not wish better times. They will yet bless their stars, and cashew the Palmetto.

[*N. Y. Com. Adv.*]

**THE MAIL.** Ninety-nine persons in a hundred, when they speak, or hear others speak, of the mail, think it only a bag the size of a school boy's satchel, made to carry letters from one place to another. How they would stare to see three leathern portmanteaus and twelve canvas bags, each of which might contain two or three bushels, and be told that was the mail—Uncle Sam's satchel. They would not believe it. Yet such is the fact at New York, and proportionably so at other cities. The mail that left New York for the south on the 3d instant, carried letters, newspapers, &c. amounting in weight to more than a ton and a half, and it was called a *light day* at the office.

[*Boston Transcript.*]

**THE MAILS.** From the *Mobile Advertiser* of April 17. The failure of all the mails must plead our excuse for the barrenness of our columns to-day.

We have no news from New York later than the 28th ultimo, being 19 days—5 mails due. From Charleston, our latest dates are to the 2d instant.

No eastern mail arrived this day—*five due!*

Up to the time of our sheet going to press, there were no less than *five daily mails due from New Orleans!!!!* a distance (we believe) of not more than 150 miles, and but thirty miles of that distance land carriage, the rest good steamboat navigation.

**TRANSPORTATION.** The *Cleveland paper* says—The carrying trade between Philadelphia and Pittsburgh has been somewhat reduced the present season. All heavy country produce is carried from Pittsburgh to Philadelphia at 75 cents per 100 lbs. which reduces the transportation of flour to about \$1 63 per barrel. This is probably the lowest price of transporting produce from Pittsburgh to Philadelphia, and is a higher price than is paid for the transportation of flour from the Scioto to New York, by way of lake Erie.

Only ten years ago flour could be transported from Pittsburgh to Philadelphia at a cheaper rate than it could be brought from Chillicothe to Cleveland, 600 miles distant from New York.

**THE FAR WEST.** Goods have been received at St. Louis in 15 days after they left Baltimore—fifteen days! This operation will yet be performed in about half the time, the rail road to the Ohio being finished.

**BRITISH "FREE TRADE" EXPORTATIONS.** It is positively stated in the *New York papers*, that the parish officers of Middlesex and Surrey, having resolved to rid themselves of small thieves, vagrants, and paupers, as much as possible, have taken up several ships at London for the purpose of spewing them into the cities of the United States. New York and Baltimore have been most favored with such cargoes of miserable beings, but it is now said that Boston and Providence will be chiefly honoured with present exportations. We hope that there is authority in the corporations of those cities to send back these British "wares," or to tax them so heavily that they must be entered for exportation, only, like coarse British cotton goods. We are happy to believe that there is not cruelty and rascality enough in any public officers of the United States, to export cargoes of old and worn-out negroes to England; but, and except on that account, we should like to ascertain, by experiment, another proof of what *British "free trade"* is, by eating a few thousands of such "surplus population" into London.

**BRITISH TAXES.** *House of commons.* Mr. Robinson rose to make a motion to the following effect: "that a select committee be appointed to consider and revise our existing taxation, with a view to the repeal of those burthens which pressed most heavily upon productive industry, and to substitute an equitable tax on property in lieu thereof." As this motion has been for the present lost, and as we are most sadly pressed for space, we shall despatch the debate as briefly as possible, as we have no doubt that the necessity for a property tax will very soon be forced upon ministers by the irresistible press of circumstances. Mr. Robinson maintained at considerable length, that the taxes, as now imposed, were of ruinously unequal operation; that the working classes could no longer bear them; and that their continuation would be of the most disastrous consequence to the best interests of the nation. The increase of the poor rates, the progress of crime, and the reductions in the savings' bank deposits, prove how grievously the working classes had been affected. He therefore urged on the house, before the financial statements were brought forward, to express its opinion, not as to the reduction of taxation, but as to the expediency of ascertaining whether it could not be differently and less injuriously imposed by means of a property tax. Mr. Warburton seconded the motion. After considerable discussion, the government not acceding to the motion, wishing to have the opportunity of making the financial statement, and not desiring to be pledged as to the tax named, the motion was negatived on a division. The numbers were 155 ayes, and 221 noes.

[London paper.]

[The statement of Mr. Robinson shows how England "squeezes the orange"—and the export of paupers to the United States shews how the skin is presented to us.]

**LUNATICS IN ENGLAND.** By a return recently made to parliament, it appears that the total number of lunatics under the care of the lord chancellor is 393. The annual amount allowed for their care and maintenance is £134,999 17s. 2d. and the estimate of the rents and profits of their estates, real and personal, £243,443 2s. 3d.

[What a vast amount of wealth is thus vested—the aggregate revenue or profits of the estates of 393 persons is about 1,900,000 dollars—or an average of 3,000 dollars each.]

**NEW BISHOPS.** Letters from Rome announce that the pope has appointed the right reverend Dr. Purcell (now president of the college of Mount St. Mary's, Emmittsburg, Maryland, to the vacant bishopric of Cincinnati, and the right reverend Frederiek Rese (late vicar apostolic of the diocese of Cincinnati) to the new see of Detroit in the Michigan territory.

**REPORT.** We have just received a letter from an old correspondent, saying, that he would "to-morrow" be removed from a little office which he held, because he had refused a *present* support to a certain individual for the next presidency of the United States! This is looking a-head—"with a vengeance!"

**DELAWARE BREAKWATER.** We learn from the Philadelphia Commercial Herald, that upwards of 130,000 tons of stone have been contracted for, to be delivered at the Delaware breakwater during the present season. The whole length of the foundation on which deposits of stone had been made at the close of last autumn, was 1,883 feet (something more than a third of a mile), of which 1,419 feet had been raised 3½ feet above the level of low water, and 474 feet to its destined height. The ice breaker had been enlarged during the season to an extent of 575 feet in length by 60 in breadth, and 151 feet had been brought up nearly to the height contemplated. The expenditures upon this work, for several years past, have amounted to full \$300,000 per annum. The whole cost was estimated by the commissioners at \$2,216,870. The amount hitherto expended is not far from \$1,000,000. Two or three years more will be required, in order to carry the work to its completion. When finished according to the original plan, it will afford a harbor sufficiently spacious for the anchorage of upwards of 60 vessels. "The water surface will comprise an area of one mile square, having a depth at low

water of from 3 to 6 fathoms, between the pitch of the cape and the western extremity of the ice-breaker. This space will be completely secured from all gales from the north-east and north-west, these being the only points of attack from which there has been a necessity in the plan of the work to secure and fortify." There is but one breakwater in the world which can claim a comparison with it, viz: that at Plymouth, England, the length of which is about a mile. Its cost was upwards of £1,000,000 sterling, and the quantity of stone employed in its construction, about 2,000,000 tons.

**MISSOURI LEAD MINES.** Official information has been received by the superintendent of the United States' lead mines, at Galena, that the lead mines on the west bank of the Mississippi, recently ceded by the Sac and Fox Indians, will be opened for lease on the first day of June next.

A writer in the Galician states that new and valuable discoveries of lead ore have been made upon the east bank of the Mississippi river, between the Platte and Grant rivers, in Iowa county, M. T. The ore is said to be of the best quality, found in large bodies, and over an extensive tract of the country. Among the most valuable discoveries is a horizontal cave, the entrance of which is about 150 feet above the level of the river. It is from two to four feet wide, and from six to nine feet high. From this cave, about 400,000 pounds of lead ore have been taken with little labor, and the operation was still continued. The land is of the best quality, and covered with timber. A town, called Van Buren, (which name has also been given to the mines and cave adjacent), has been laid out, and that part of the country is rapidly increasing in population. [St. Louis Rep.]

**CONVENTION OF FREE PERSONS OF COLOR.** Delegates of color have been selected from most of the states in the union, to assemble next month in Philadelphia. Their avowed object is to devise means to elevate the character and improve the condition of the colored population in this country, and to fix upon a suitable place whither they may emigrate, and where they will no longer endure the depressing inferiority to which, so long as they dwell among the whites, they must always be subjected. It is understood that the delegates are generally, if not altogether, opposed to the colonization society—averse to going to Liberia—and that they have it in contemplation to plant a colony in the Texas.

These prejudices entertained by them against removing to Liberia, have been created and fostered, as is well known, by the deluded advocates of *immediate* emancipation. Misguided fanatics often occasion more mischief than avowed infidels, for their honesty of purpose may sometimes give them influence, when the personal character of the latter might prove an antidote to the perversity of their doctrines. We cannot but regard these persons as the greatest foes to the best interests of the African race. Their number, however, is few, and though the noise they make is great, their influence is small. Yet if it can be clearly shown that a settlement in the Texas would answer the purposes of the blacks, we would not lay a straw in their path. We are quite certain, however, that they will find obstacles in their way, much more difficult to overcome than a settlement in Liberia. [N. Y. Com.]

**LIBEL CASE.** *New York courts of sessions—the people versus Edwin Croswell,* [editor of the Albany Argus]. This cause being called on, Mr. Hoyt, in behalf of the defendant, presented the following paper to the court and moved that it be filed:

*Edwin Croswell, et al. the people, &c.*—In reference to the publications charged in the indictment, Mr. Croswell, the defendant, says that the articles were published on the strength of expressions said to have been made by Mr. Blunt, and reprinted to Mr. Croswell by responsible persons, and which Mr. Croswell at the time believed to be correct. He however afterwards became satisfied that the information on which the articles were founded was erroneous, and so stated in his paper. Mr. Croswell is advised that in law these publications are libellous; and as he is desirous to exonerate Mr. Blunt in the fullest manner from the imputations contained therein, he re-

quests permission to withdraw his former plea of not guilty, and in lieu thereof has freely admits the publications charged, and repeats that he is satisfied that they were erroneous in point of fact, and unjust towards Mr. Blunt.

Mr. Blunt then rose and stated that he had not brought the prosecution from any personal feeling, but solely for convincing the conductors of the public press that private character was protected by the laws of the land. So far as he was personally concerned, he was entirely satisfied by the submission of the defendant, and hoped the court would acquiesce in the motion which the district attorney would make. Mr. Hoffman then moved that a *nolle prosequi* be entered, and the same was ordered accordingly. [N. Y. American.]

**MUSK IN CHOLERA.** From the "New Monthly Magazine," published in London. "Among other matters resorted to by the faculty to stay the progress of this terrible disease, one has been published of so singular a character, that we do not hesitate to extract the statement into our columns. It is contained in a letter from Mr. Richard Laming, of No. 48 Finsbury square, a district in which the ravages of the plague have been very great. Mr. Laming says—

"I have lately employed musk in several cases of cholera with a success so uniform and decisive, as to make its introduction desirable, without loss of time to the notice of the whole profession, &c.

"The salutary influence of the first dose of musk will be found to become manifest by greatly mitigating, in a very few minutes, and in many cases, by effectually removing the cramps, the purging and the vomiting. My plan has been to give at once fifteen grains, rubbed in a draught with a lump of sugar and a wine glass full of cold water; and I am justified in reporting that this first step, if taken promptly, will scarcely ever fail to arrest the progress of the disease, as to leave the patient to easy and ordinary convalescence.

"So evident is the action of musk in cholera, that the practitioner will experience no difficulty in determining whether he need repeat its exhibition, or whether, having subdued the immediate cause of the disease by the first dose, he should direct his attention to the removal of its consequences by the ordinary means."

#### BRIEF NOTICES.

Sam'l Sayre, esq. his wife and servant, were lately found murdered in their house near Morristown, New Jersey; and the house was also plundered. The circumstances belonging to this affair are horrible. One person, a French or Swiss laborer, who was lately hired to Mr. Sayre, was, with seeming certainty, the sole author of those proceedings. He had been taken, and some of the property stolen was found upon him.

The trial of the rev. Mr. Avery for the murder of a young girl, who is supposed to have been seduced by him, is going on at Newport, R. I. and excites a high degree of interest.

The secretary of the navy was at Pensacola on the 29th April, and, after inspecting the navy yard, &c. proceeded eastward.

A disease has broken out at New Orleans, which, if not the cholera, bears much of the character of that fearful disease—and had already caused many deaths.

There has been an affray, with fists and sticks and stones, between a party of Georgians and a party of Cherokees, near Beudder's in Forsyth county, Geo. in which there were many black eyes and some broken bones. The quarrel probably originated about the gold mines at that place.

The worthy veteran of the press, Joseph Gale, esq. of Raleigh, N. C. has retired from the editorship of the "Register," which will be continued by his son, Mr. W. E. Gale. Mr. G. sen. is about to remove to Washington. On the 11th inst. the citizens of Raleigh gave him a public dinner, at which gov. Swain presided. Among the guests was chief justice Marshall. The compliment so well deserved, was happily given.

It is now so arranged by the steamboat lines, that one continuous journey may be made from Philadelphia to Norfolk, in 31 hours.

Part of the cargo of a ship, which has cleared at Boston for Calcutta, consists of 300 tons of ice.

#### LATEST FOREIGN NEWS.

##### GREAT BRITAIN AND IRELAND.

It is said that the duke of Orleans was about to visit London. In the house of lords on the 1st of April, Lord Suffield presented a petition from (Gibson, for the "immediate and unconditional abolition of slavery in the West Indies;" and petitions from Southampton, Ennisorthy, Londonderry and Swarwater, for the immediate abolition of slavery. His lordship gave an explanation of the meaning he attached to the words, "immediate and unconditional."

Lord Ellenborough quoted Johnson's dictionary, and asserted that "immediate" meant "instant," and that there was no such word in the English language as "unconditional," the word was "unconditioned."

After a few remarks from lord Suffield, Earl Grey expressed a hope, that as important business was pending, an immediate end might be put to this discussion, and that every noble lord would understand what he meant by "immediate." (Cheers and laughter). His wish was that emancipation should be as speedily as it could be rendered safe.

A bill has passed the house of commons by a majority of 11, in which flogging in the army is abolished, except for open mutiny, thieving and drunkenness on guard.

The Irish church bill meets with a warm opposition. The priests are loath to give up their fat things, and the nobles and others the power of providing for their younger sons and other relatives.

The funds experienced a decline of 1 per cent. on news being received that a Russian army had passed the Pruth.

The Irish enforcing bill finally passed on the 1st April, without much opposition—as modified in the house of commons. The Irish church bill is regarded as a remedial measure; and, if passed, is expected to "nullify" the operation of the first named bill, by quelling the Irish people. It may, for a moment—and such was the wish of the Roman Catholic relief bill. But the causes of distress in Ireland lie much deeper than in these things. Nor would a repeal of the union relieve them.

##### FRANCE.

A large squadron was assembling and fitting at Toulon, and to be held ready to sail at a moment's warning. Troops were also collecting at Toulon.

Joseph Bonaparte has contributed a rich decoration of the legion of honor, set in diamonds, which was worn by Napoleon during the campaign of Austerlitz, &c. with 600 francs, for the relief of certain imprisoned patriots, a meeting concerning whom was to be held at Paris, over which "the illustrious friend of Washington" (Lafayette), was to preside.

Louis Bonaparte has made a contribution for the relief of M. Lafitte, in a very handsome manner. The subscription for M. L. amounted to upwards of 300,000 francs.

General Guilleminot is definitively nominated governor of Algiers.

##### TURKEY AND EGYPT.

Mehemet Ali has rejected the propositions made by France on the subject of the war between himself and the ports. This has created much sensation; and, being thought to render the intervention of Russia all but certain, is expected to produce a bad understanding between that power, on the one hand, and France and England on the other. Many things are stated which shew that the latter will not quietly permit the occupation of Turkey by Russia.

A report was current that a large body of Russians had already crossed the Danube—and the Russian (Black sea) fleet remained near Constantinople.

Smyrna was yet in quiet possession of the Egyptians, and their fleet was cruising before that port. Ibrahim's head quarters were at Koniah. Constantinople suffers much from the loss of a communication with Smyrna.

There was a report that the French ambassador at Constantinople was about to demand his passports.

##### PORTUGAL.

There were frequent skirmishes at Oporto between the troops of the contending brawns—but nothing of a decisive character is mentioned as having happened.

##### EAST INDIES.

A second great failure has taken place at Calcutta. The house of McIntosh & Co. are said to have stopped for three or four millions sterling.

##### PERUSSIA.

The king has lately made an important concession to his subjects. He has given permission to public functionaries of a very advanced age, to appear at court in pantaloons instead of state breeches!

##### GREECE.

This new kingdom has been divided into three principal sections, viz. the Morea, Continental Greece, and the Islands. Plapontas, one of the three commissioners sent to congratulate king Otho at the Bavarian court, has been rewarded by the ap-

\*By an arrival at Boston we have the following: The new governor (Ibrahim's) met with no resistance in the exercise of his authority until the 5th March, when a courier arrived from Constantinople, bringing intelligence that the new French ambassador at that court had declared it to be the intention of France to join with Russia in support of the sultan's authority. In consequence of this information, the consuls of those powers refused to acknowledge the new governor of Smyrna, and were making preparations to take down the flag staffs, when the governor thought proper to resign his post to the former occupant under the sultan. Ibrahim's governor was seized and thrown into prison, until he should restore the sums due to the treasury during his administration. Here seemed to end the Egyptian authority in Asia, and petitions were sent to the determination of the combined forces, he will probably desist from any further attempt to carry his designs against Smyrna and Constantinople into effect.

pointment of governor of the first; Colotti of the second; and Zani of the third. Colocotroni and his partisans, possessing republican opinions, have been put aside.

ONE DAY LATER.

Some changes have taken place in the British ministry—E. J. Stanley has been appointed secretary of state for the war department and the colonies, vice viscount Goderich, resigned; sir John Cam Hobhouse secretary of state, for Ireland; Mr. Ellice secretary at war; and viscount Goderich lord privy seal, vice the earl of Durham, resigned.

Many additional petitions had been received for the immediate abolition of negro slavery; and others to relieve dissenters from payments for the repair of churches, and "the means of carrying on worship in them, from which they derived no benefit."

The accounts from Holland are called "warlike." The whole of the Dutch army, it is said, were advancing to the frontiers. It would seem that the king had been encouraged by Russia and Prussia. It may be so—or, it may not be so!—as may be generally said of Dutch or Belgian news.

There was a report that 6,000 Russians had disembarked near Constantinople. (Doubted).

The (London) Albion says:—We understand that orders have been given to equip, with the utmost despatch, a fleet for the Mediterranean. It is now well understood at the admiralty, that the Russian ships are not disposed to leave Constantinople, even with a favorable wind.

The agents of Don Miguel have succeeded in raising a loan of £100,000 for him, in London.

The case of the duchess of Berri excites much attention in Paris—and reports of her illness do not seem to be circulated; but the day of deliverance is said to be close at hand: Four physicians were waiting upon her.

The British revenue for the quarter ending 5th April, shews a decrease of £92,420, as compared with the corresponding quarter of last year. The excise, which is called "the gauge of the people's comfort," fell short in £35,545.

The price of the stock of the bank of England had declined 6 1/2 per cent. though the precise terms on which its charter would be renewed were yet unknown.



COBBETT AND PAINE.

The following which happened in the British house of commons on the 23rd March, we supposed had about as much effect on Mr. Cobbett's feelings, as the falling of a drop of water on a duck's back is annoying to him!

A number of petitions were presented for the better observance of the Sabbath, which Mr. Cobbett condemned as originating in pounds, shillings and pence feelings, and not in a respect for the gospel. In observing on one petition presented in favor of the emancipation of the Jews, the same hon. member said that the presenters of the petition (Mr. E. J. Stanley) had declared that the Jews were one of the most industrious classes of his majesty's subjects. Now, he would ask the hon. member whether he could produce a Jew who ever dug or went to plough, or made his own shoes or coat; or who ever did any thing except get money from the pockets of the people? Mr. E. J. Stanley, in reply, said that as the hon. member had once condemned Paine as a blasphemer, and yet afterwards assisted at his apotheosis, it was to be hoped that he (Mr. C.) would exhibit a similar change of opinion with regard to the Jews.

Mr. Cobbett denied that he had ever held up Mr. Paine as a blasphemer. He had always, however, drawn a distinction between Mr. Paine's political and religious opinions. With respect to his bringing Mr. Paine's bones to England, all he should say was, that in doing so he considered he was only doing his duty, out of the respect to his writings on the subject of paper money; which, if they had been attended to, and his advice followed, would have prevented the present difficulty of dealing with the currency.

Mr. E. J. Stanley said, that after what had fallen from the hon. member for Oldham, he must be allowed to justify himself by reading the very words of the publication of the hon. member himself: "In no part of the *Age of Reason* does Paine speak in terms of impious irreverence of God; he praises God, and calls upon his name, and that too, in a strain of eloquence the equal of which I have never heard in any sermon." Vol. 25, p. 725. "The *Age of Reason* is as despicable as its author. The wretch has all his life been employed in leading fools astray from their duty. His religion is of a piece with his politics, the one incites the right of revolting against government, the other against God." Vol. 3, p. 389. "If Thoms Paine was no Christian, he was no blasphemer. He offers no indignity to God himself." Vol. 25, p. 725. "Paine was a cruel, treacherous and blaspheming ruffian; he was a traitor, and a traitor is the foulest fiend on earth." Vol. 4.

This little episode is so characteristic of Cobbett that we have transcribed it, although we have repeatedly published these and a hundred other equally palpable contradictions. There is a little book called the "Fables of Cobbett, or blowing hot and cold," entirely filled with his assertions and contradictions, as palpable as that here exposed respecting Thomas Paine.

The speaker concluded, we presume, that Cobbett had received a regular flourish, and interfered to prevent Mr. Stanley pummeling a fallen man. The right hon. member, he said, had now answered the hon. member for Oldham, and it would be quite out of order for him to proceed.

COMMERCE OF THE UNITED STATES.

Summary statement of the value of the exports of the growth, produce and manufacture, of the United States, during the year commencing on the 1st day of October, 1851, and ending on the 30th day September, 1852.

THE SEA.

Fisheries—	
Dried fish or cod fisheries	\$749,909
Pickled fish, or river fisheries, herring	
shad, salmon, mackerel	306,813
Whale and other fish oil	1,009,738
Spermaceti oil	38,161
Whale bone	186,595
Spermaceti candles	957,332
	\$3,558,538

THE FOREST.

Skins and furs	691,909
Ginseng	99,545
Product of wood—	
Slaves, shingles, boards and	
brown timber	\$1,529,053
Other lumber	188,608
Masts and spars	73,366
Oak bark and other dye	52,914
All manufactures of wood	313,678
Naval stores, tar, pitch, rosin	
and turpentine	476,291
Ashes, pot and pearl	930,268
	3,556,340
	4,347,794

AGRICULTURE.

Product of animals—	
Beef, tallow, hides, horned cattle	774,087
Butter and cheese	290,820
Pork, pickled, bacon, lard, lye	
bogs	1,938,196
Horses and mules	164,034
Sheep	92,265
	3,179,522
Vegetable food—	
Wheat	93,500
Flour	4,880,623
Indian corn	278,740
Indian meal	480,035
Rye meal	75,392
Rye, oat, and other small grain	
and pulse	78,447
Biscuit or ship bread	255,735
Potatoes	42,077
Apples	15,314
Rice	2,152,631
	8,352,449
	11,532,016
Tobacco	5,999,759
Cotton	31,724,689
All other agricultural products—	
Flaxseed	123,036
Hops	25,448
Brown sugar	11,358
	159,716

MANUFACTURES.

S soap and tallow candles	701,184
Leather, boots and shoes	877,268
Household furniture	109,039
Coaches and other carriages	45,277
Hats	310,913
Saddlery	29,572
Wax	62,444
Spirits from grain, beer, ale and porter	137,583
Snuff and tobacco	295,771
Lead	4,483
Linseed oil and spirits of turpentine	33,264
Cordage	13,832
Iron, pig, bar and nails	65,979
Castings	96,639
Manufactures of	130,222
Spirits from molasses	38,231
Sugar, refined	74,673
Chocolate	96,023
Gunpowder	165,774
Copper and brass	130,238
Medicinal drugs	
	2,730,833

Cotton piece goods—	
Printed or colored	104,870
White	1,059,801
Nankens	241
Twist yarn and thread	12,618
All manufactures of	58,854
	1,229,574

Flax and hemp—	
Cloth and thread	1,570
Bags and all manufactures of	9,685
Wearing apparel	80,823
Combs and buttons	194,303
Brushes	4,754
Billiard tables	1,210

Umbrellas and parasols	20,361
Leather and morocco skins not sold per pound	42,565
Printing presses and type	22,558
Musical instruments	4,532
Books and maps	29,492
Paper and other stationery	64,447
Paints and varnish	24,611
Vinegar	4,677
Earthen and stone ware	6,523
Fire engines and apparatus	7,535
Manufactures of glass	106,655
tin	3,157
pewter and lead	983
marble and stone	3,454
gold and silver and gold leaf	653
Gold and silver coin	1,410,911
Artificial flowers and jewelry	14,852
Molasses	9,493
Trunks	5,244
Brick and lime	3,502
Domestic salt	27,914
	3,253,674
Articles not enumerated—	
Manufactured	477,367
Other	333,181
	810,548
	4,064,222

COMPARATIVE STATEMENT—EDITORIAL.

	1831.	1832.
Products of the sea	1,869,472	2,558,538
forest	4,363,477	4,347,794
animals	2,828,836	3,179,522
vegetable food	13,997,472	8,352,494
cotton	35,269,492	31,724,692
tobacco	4,982,288	5,989,750
Flax seed, &c.	2,511,145	1,592,716
manufactures	6,759,683	5,984,503
Non-enumerated—manufactured	394,681	477,367
other	175,311	352,181
	61,277,057	63,127,470

And there is a general excess in the value exported in the year 1832, over 1831, of two millions of dollars. We use round numbers.

The value of the products of the sea has increased in the sum of (say) 650,000 dollars—in the latter year.

The value of the products of the forest has a little increased, and so has the value of the product of animals. The value of vegetable food has decreased more than 5,500,000— but the value of cotton and tobacco has increased in the sum of 7,500,000 dollars.

Under the head of manufactures are included gold and silver coin. The general aggregate, in 1832, is about 800,000 less than in 1831; but in the sum for 1831 was included 3,656,474 dollars in gold and silver coin, and in 1832, only 1,410,911 dollars—or 650,000 less. So that the value of manufactures exported (in the common use of the word) was nearly the same in both years.

Now, if the export of domestic productions has any thing to do with the prosperity of particular sections of country, it will appear, that the cotton and tobacco planters have had no reason to complain of the tariff! They added 25 per cent. to the value of their exports—while the farming interest, or producers of bread-stuffs and meats, lost 53 per cent. on the value of their exports!

We do not build much on these facts! We know that they are "as a drop in the bucket" to the value of the internal commerce of the United States—things only of "moonshine;" but it may be that we shall hold a "talk" about them with "the forty-bale theory philosophers," and others, who seem to think that all value is confined to imports and exports—that a bale of cotton, sold at Boston, for four eagles, is not worth as much as another bale sold at Liverpool for the same weight of gold; and that, if the four eagles laid out in cotton, are made worth twelve eagles at Boston, it is better to pay twelve eagles for the cloth at Liverpool than in Boston; though into the value, at Liverpool, not one cent's worth of American bread or meat enters; whereas at Boston the home made cloth represents four eagles' worth of our bread and meat, just as extrinsically as it represents four eagles worth of our raw cotton. Indeed, in almost every important instance, bread and meat are the materials of chief value, used in manufactures.

BLACK HAWK, &c.  
From the Western Shield.

The editor of the "Western Shield" lately paid a visit to the "wilde of Missouri." In his last he gives a portrait of Black Hawk, and the warriors that are now with him at Fortness Monroe. He saw them first at Jefferson Barrecks, Missouri, and afterwards came passenger in the same boat with them. Speaking of the first impression which they made on his mind, he says:

"We were immediately struck with admiration at the gigantic and symmetrical figures of most of the warriors, who seemed, as they reclined in native ease and gracefulness, with their

half naked bodies exposed to view, rather like statues from some master hand, than like beings of a race whom we had heard characterised as degenerate and debased. We extended our hands which they rose to grasp, and to our question "how d'ye do?" they responded in the same words, accompanying them with a hearty shake. After the salutations were over, we had leisure to observe more closely the appearances of these sons of nature; they were clad in leggings and moccasins of buckskin, and wore blankets which were thrown around them in the manner of the Roman toga, so as to leave their right arms bare; when reclining or lying down, they generally threw their blankets to fall from them. The youngest among them were painted on their necks, with a bright vermilion color, and had their faces transversely streaked with alternate red and black stripes. From their bodies and from their faces and eyebrows, they pluck out the hair with the most assiduous care; they also shave, or pull it out from their heads, with the exception of a tuft of about three fingers width, extending from between the forehead and crown to the back of the head; this they sometimes plait into a queue on the crown, and cut the edges of it down to an inch in length, and plaster it with vermilion which keeps it erect and gives it the appearance of a cock's comb. The time and great care bestowed by them at their toilet, would put the foppery of a civilized man completely to the blush; the point of a single hair emerging from their eyebrows or the slightest pimple visible upon their face, awakens their anxious solicitude, and they proceed to eradicate, or erase it with all possible despatch."

He says that the whole of them were truly interesting, and had "his (Jack the eldest son of Black Hawk) countenance not been wanting in that peculiar expression which, in a civilized man a cultivated intellect and which education alone can give, we could have looked upon him as the living personification of our best ideal of manly beauty."

The article is too lengthy for insertion in our paper entire. The brief biographical sketch which he has given of each of those individuals, each of whom has become distinguished by his exploits during the summer in all nations, although somewhat indefinite, will prove of some interest to those who are aware of, and are familiar with, the transactions of that bloody and unprofitable campaign; and from his intimacy and the length of time he was in their neighborhood and company, it is to be expected that he should know as much if not more, about their individual histories as most persons—and as, moreover, it is his vocation to gather news from all nations, and upon all subjects, it is presumable at least that he did not neglect to "store well his mind" with the information thus fortunately thrown, as it were, in his way. We give one or two more extracts.

"Mack-a-tana-sic-a-ae, or Black Hawk, is apparently 50 years of age, about 5 feet 8 or 9 inches high, with rather broad shoulders, he has a low retreating forehead, sharp nose, somewhat hooked, chin slightly receding, cheeks a little hollow, and eyes of a dark hazel color; his vision is impaired and he occasionally wears spectacles. The expression of his countenance is benevolent with a shade of sorrow in it. In his manner he is in general reserved and thoughtful; but sometimes appears cheerful and converses with animation. He wears at his side the skin of a bird from which he is named, and uses its long feathers as a fan.

He is not an hereditary, but a warrior chief, who by superior prowess and skill has arisen to a power and influence over his nation, not exceeded by any other of his tribe. He was described to us, by persons who have known him for years, as a man of amiable disposition, kind in heart, and of strict integrity. He is attended by his second son, Na-ee-soe kuck, or the Thunder-cloud, who bears a strong resemblance to his brother Jack, both in feature and in form, but is far from being so handsome. O-pee-kee-shieck, or the Prophet, is aged about 45, he is upwards of six feet high, remarkably stout built and rather inclining to fatness. He wears his hair long all over his head, and has moustaches on his upper lip, his face is fuller and his nose straighter than his companions, his forehead is low, and his eyes are sunken deep beneath his brows, which close over them in a continual frown. Ferocity is almost a habit with him, and his countenance, mingled with an expression of wisdom and cunning, which when he smiles seems predominant. He carries with him a pipe a yard in length, the stem ornamented with the neck feathers of a duck, and beads and ribbons of various colors, in the centre is attached a fan of feathers, neatly wrought together. Na-ee-Pope, or Broth, the brother of the Prophet, and some years his junior, resembles him in height and figure, but he is not so robust, and his face is more sallow in wickedness of expression they are *par noble fratrum*. We were informed that when Mr. Catlin, the artist, was about taking the portrait of Na-ee-Pope, he seized the ball and chain that were fastened to his leg, and raising them on high, exclaimed with a look of scorn "Make me so, and show me to the great father." On Mr. U's refusing to paint him as he wished, he kept vouching his countenance with grimaces, to prevent him from catching a likeness. Power-shieck, or Strawberry, is the only Chief among them, the rest being all Saes. He is the son of the chief Epanoo; his parents died while he was an infant, he was adopted by Na-ee-Pope; he is nineteen years of age, tall and slender, with a remarkably frank and good natured expression, he seems vain and very fond of dress; he wears, suspended from his neck by thongs, a kind of breast plate made of leather, studded with brass; it is of an oval shape, a little larger than a man's hand, and is the badge of his nobility, and of his bravery in battle.

Po-ma-hoe, or fast-swimming-fish, is a short, thick-set, good natured old brave, who bears his misfortunes with a philosophy worthy of the ancients."

#### INDIAN DISTURBANCES.

From the *St. Louis Times*, of April 13.

We regret that the public mind is again excited, by the unfounded reports concerning the Indians. There are some who wish to keep up an excitement on this subject, for the purpose of preventing the lead region from being overrun with miners. It is very probable that the present competition among the miners will be injurious to those concerned—and especially so, if it is increased. But we care more for the general interests of the country, than for the prosperity of a particular branch of industry. We think, however, that the *frat* will, in the long run, promote the public welfare to a far greater extent, than the circulation of error. If it be a fact that the Indians are determined to fight, preparations should be made for the defence of the frontiers. But if they are peaceably disposed; if their situation is such as to render it impossible for them to commence a war, why should preparations to the contrary be checked, and general prosperity retarded for the benefit of a few? It is at all times, possible to nurse little difficulties until they become of importance.

The president was informed, long before the war of last summer, that the Indians could be peacefully removed from the east to the west side of the Mississippi, for the sum of 6 or \$5,000. It was told to the president by a member of congress that the inquiry had been made by a person competent to judge, and that the fact of their willingness to go, had been ascertained. The secretary at war also was made acquainted with the same important truth. No attempt was made to investigate whether the president and secretary had been correctly informed. By the last appropriation act, the sum of \$1,000,000 was set aside for the payment of the Illinois militia for serving against Black Hawk and his party! Here is economy! We pass by the other expenses direct and incidental, which were indeed heavy, and (in the spirit of those who cherish and foster, and aggravate private disturbances so as to create a war) we also pass by the great sacrifice of human life, and the cruelties practised upon those who have only weakness and ignorance with which to contend against power and knowledge. We pass by all this as nothing that the administration may have full scope to boast of its rigid economy and its extensive humanity.

We know that the principal Pottowattomie chiefs, who control their nation, are anxious to cultivate all the relations of peace. We know that they were hunting on grounds which belong to them for that purpose, by treaty (if treaties may be regarded as good for any but the strong) they were forbidden thus to supply their perishing families with their ordinary food—and we know, that in order to continue friendly to the government, at the request of their chiefs they retired, and suffered much, having felt the universal scarcity of crops the previous season. We are persuaded that the Winnabogues are, in every way, solicited to live undisturbed without trespassing on the rights of others. The proofs are ample. As to the Sacs and Foxes, did not Keokuc and his principal men come down to St. Louis a few days ago, offering assurances of peace—pledging that neither Black Hawk nor any one else should trouble the whites? Keokuc is known for the observance of his word—the strict adherence at all times to the truth. Yet still we hear that the Sacs and Foxes, the Winnabogues and Pottowattomies are determined to fight! However, notwithstanding the above related facts, a war may be kindled, and a majority of the people may be made to believe that the United States is not the aggressing party!

#### LAW CASES.

**CASE OF A RUNAWAY SLAVE.** An important trial was recently held in the United States district court at Philadelphia, before judges Baldwin and Hopkins, in which were involved some interesting questions touching runaway slaves. The case is reported in the *Pennsylvania* of Saturday.

It arose out of the seizure, in 1822, of a runaway slave in the state of Pennsylvania, by his owner from New Jersey, without a warrant. The owner took the runaway only upon a plain promise of service, and had put him in a wagon, when the person in whose service the slave was at the time employed, with the assistance of his neighbors, assaulted the owner (Mr. C. Johnson) and his party, released the slave, and after having wounded Mr. J. seriously in the scuffle, took him and his friends prisoners to jail, and had him indicted for felony before the county court, at which he was tried and acquitted.

The present suit was brought under the act of congress by Mr. Johnson, against one Kinderside, with whom the runaway was residing, and who had been active in the attacks. The damages were laid at \$10,000.

Judge Baldwin charged decidedly in favor of the plaintiff, and his remarks are quoted as "a striking commentary upon the recklessness of those who assert that the north is interfering with the peculiar property of the south." He expressly directed the jury "that a master has the right of arresting his slave, without a warrant, and carrying him before any competent tribunal, in order to prove his property; that he is not required to answer the questions of any one, except those of the legal magistrates, and that parol evidence is sufficient to show the validity of his claims in the absence of a bill of sale."

The jury found for the plaintiff—four thousand dollars damages.

**CASE OF MR. M. M. NOAH.** A case was recently decided in the vice chancellor's court, which may be of interest to those who buy and sell newspaper establishments. It was on an application of Mr. Noah, to cancel a bond which he had given not to publish a newspaper for eight years. In 1829, Noah sold to Webb and Tylee, the New York Enquirer, and entered into an obligation in a penal sum of \$20,000, not to publish a paper in this city for eight years. In 1831, Tylee sold back his interest to Noah, who entered upon the same as joint proprietor; and, in 1832, Mr. Noah sold out his moiety to Mr. Webb, but did not cancel the stipulations of the bond, and finally, Webb, to meet some embarrassed circumstances, assigned for a court of equity to Noah. Noah prayed that his bond may be cancelled, with a view of establishing a paper himself, and on the ground that, having purchased back the interest of Mr. Tylee, the bond became null and void. The vice chancellor, in a very learned opinion, admitted, that the parties had no redress at law, and could not rescind the bond, should Mr. Noah establish a paper; but he held that it was a legal assignment for a court of equity to cancel an agreement without pressing causes, that did not exist in this case; and he was of opinion, that the parties had an equitable right in the bond, although the subsequent arrangement had deprived them of legal redress, and thought that the court could restrain Mr. Noah from publishing a paper, should he be so disposed.

The court was full, as the case was one of interest; and Mr. Noah, though flattering himself that he was somewhat of a "veteran editor," has discovered that he has still four years of his apprenticeship to complete. [N. Y. Gaz.]

**CASE OF A REWARD OFFERED FOR A SUIT.** A curious suit was recently made in one of the ward courts. A New York candidate for the office of alderman at the late election in that city. It was an action for services performed for eight days at five dollars a day, for writing electing handbills, songs, and abusive paragraphs, against the defendant's election. The plaintiff undertook to prove that the defendant made a contract to pay for being abused in this way, and that he himself has derived his benefit from the abuse, so that the candidate had expressed this opinion, but he denied the contract, and asserted the expressions to be merely jocular, and the jury found a verdict in his favor.

#### CHINA TRADE AND GOVERNMENT OF INDIA.

From the *Liverpool Times*, of April 2.

The commercial monopoly of the East India company, after having existed for two centuries, is now about to come to an end; and the political rule of that celebrated and most potent body over the extensive regions and populous nations which it has acquired, by the valor of its armies and the skill of its negotiators, is about to be confirmed and continued for an indefinite period of time. The trade, which is thus on the point of being opened, is one which will, in a few years, give occupation to some thousands of our countrymen. The British flag will cover the seas of the most distant regions of the earth with our ships—open the markets of the most remote countries to our merchants—diffuse the products of British industry in regions where the British name is at present scarcely known—pour into our lap the wealth of the richest countries of the east—and unite, by the ties of mutual advantage, nations separated by trackless seas and the circumference of half the globe. The trade with the peninsula of India alone, though restricted to the mere out-skirts of that rich and populous empire by laws which prevent Europeans from trading with the interior, though embarrassed by the competition of a body of monopolists who have the power to injure others without the ability to benefit themselves, and though cramped and injured by the want of returns—a want originating entirely in the exclusion of the sciences and the enterprise of Europeans from the cultivation of a soil capable of producing, in the highest perfection, silk, sugar, rice, indigo, cotton, coffee, spices and every other article which tropical countries supply—this trade under all these disadvantages, has in a few years become worth many millions sterling to this country, requires many tons of shipping, and affords employment and support to tens of thousands of our best skilled and industrious workmen. What it will become, when Europeans are allowed to range through every province and district of India in search of markets—when the Ganges, the Indus, the Neruluddah, the Godavery and the other great rivers are covered, like the rivers of North America, with steamboats—and when the products of that country, drawn from the bosom of the best mode of agriculture and manufactures, be made capable of competing with the finest products of the West Indies, the Brazil, and the United States, it is easy to foresee. If prosecuted with the same spirit with which every other trade has been prosecuted by the merchants of England, it will in a few years be one of the most important, if not the most important, of all the sources of our national wealth and greatness. Add to this the trade with China and islands of the Indian ocean, many of them larger than the most extensive countries of Europe, and some idea may then be formed of the importance of the interests at issue, and of the necessity of the people of England watching the progress of the measures which are about to be brought forward carefully, and guarding against any restrictions that will limit their utility. This trade, if rendered really free, will in a few days do more to improve the condition of this

country than the repeal of millions of taxes; and now is the time for us to insist on having secured to us all the advantages which can possibly be derived from it. With regard to the political power which is about to be again confirmed in the East India company, it is of the most extensive kind. It is no less than placing in their hands the absolute and irresponsible control over the lives, liberties and fortunes of nearly a hundred millions of men. The dominion of the company was acquired with the sword, and established by bloodshed, robbery and injustice; let us take care that an authority so acquired is exercised in such a manner as to compensate the nations of India for what they have suffered, and will gradually, by affording protection to all, convert a government of force and power into one of right and justice.

The following are the great points in the memorandum, or paper of hints, submitted to the company by the government, as the basis on which the proposed arrangements are to be made all the rest being mere matter of detail—

- 1st. The cessation of the China monopoly.
  - 2d. The financial affairs of the company.
  - 3d. The future government of India.
  - 4th. The right of settlement and residence in that country.
- 1st. The cessation of the China monopoly. The government proposes that the exclusive right of the company to trade with China shall cease at the expiration of their charter; that the trade shall be thrown entirely open, and that tea shall be imported into the outports as well as into London, under certain restrictions, which we trust will, on further consideration, be abandoned. The directors, as might have been expected, object to the opening of the only profitable branch of trade carried on by them. They say that the profits of this trade are necessary to supply the deficiencies of the Indian revenue, and that if they had not possessed the monopoly of the tea trade, they would have been compelled, during the last few years, to add £17,000,000 to the territorial debt.

To this the government very reasonably reply, that it is rather too much to ask that the people of England should be compelled to pay for the deficiencies of the Indian revenue, and that as that revenue amounts to twenty-two millions a year, it ought to be sufficient. The directors, rejoicing as they are that the £17,000,000 was paid out of the profits of trade, and therefore cannot be said to have been paid by the people of England. This would be true if these profits accrued in the ordinary course of trade; but as they arise from the circumstance of the company, which is without competitors, selling its teas about twice as dear as the merchants of America, Holland and Hamburg, and in that manner realizing monstrous profits at the expense of the people of England, it is not so. To the two or three millions annually for the monopoly profits at one or two or three millions directly towards the government of India, exorbitant price for the one and money in either case. As soon as the monopoly ceases, the tea will sink in this country to about the same price as it fetches in New York and Hamburg, and the abolition of the monopoly will therefore at once public from a tax of two or three millions a year, which is deficiencies of the Indian revenue, but, as we suspect, to support a system of extravagance and mismanagement, which must cease with the cessation of the ways and means for carrying it on.

The second point is the financial affairs of the company. The government proposes to pay to the company an annuity of £610,000, which is ten and a half per cent. on its original capital, on condition of its surrendering all its territorial and commercial capital. This annuity is to be paid out of the revenue of India, so that it will bring no burden upon the people of this country. The proposed terms are very advantageous for the reason of the present incomes, without risk or trouble to themselves. If the company should be so foolish as to refuse these terms, it will either have to carry on business without a monopoly, or to sell off its stock and divide the produce among the proprietors; in the former case it will be in the hands of a few years, for no trading company ever can compete successfully with the enterprise, activity and economy of private selves fortunate if they later the proprietors may think themselves that for their assets consisting principally in immense houses in India, China and England, ill adapted for the use of ware-houses, could not be turned into money without very great loss. If the proprietors are wise, they will compel the directors to accept the terms offered by the government.

The third point of importance is the government of India, which is to remain in the hands of the company, if it accedes to the terms proposed. The directors make some demur, but the opening of the China trade will obtain no benefit, for though they will still retain enough to make their directorships well worth having. If this arrangement is made, the government will escape the perils of a British India bill. How the system The government of the East India company is many degrees better than any government that the Hindoos ever possessed before, but it is still as absolute a despotism, as that of Russia

or Spain, and the system of taxation is grievously oppressive. If, therefore, the provision of India is committed to the directors, it will be the duty of parliament to see that their authority is used in such a manner, will not only secure the natives in the enjoyment of the very few rights which they at present possess, but as well ultimately prepare them for the enjoyment of much more extensive ones.

The fourth point is the colonization of India. Europeans, according to the proposed arrangements, are to have the right of settling at Calcutta, Madras, Bombay, without restriction, but their right of visiting the interior, or of residing there, and of acquiring or holding property, is to be subject to the restraints and regulations which the local government may impose. The local government will be under the direct influence of the court of directors, whose object has always been to prevent Europeans from visiting, trading or settling in the interior, and if this power is committed to them there will be no trade with the interior, no holding of property by Europeans, and no improvement in the moral or political condition of the inhabitants, or in the products of the soil. We trust that this part of the measure will be firmly resisted by the friends of justice, and of England. The only method of improving the condition of the Hindoos, and of rendering India extensively useful to this country, is to allow British subjects to carry their knowledge of the arts of life into the vast resources of the country, and to permit them to apply them to the development of the vast resources of the soil. If the colonization of India is to be restricted to the will of an irresponsible body, like the court of directors, it will either be no colonization at all, or none that will produce any benefit either to India or England.

As we shall have many opportunities of returning to this subject, we shall only repeat at present that it is one of the greatest importance, and that the prosperity of our own country, and the happiness of the oriental world, both depend on the manner in which it is settled.

A meeting of the East India proprietors was held in London, on the 25th March, for the purpose of receiving from the directors, communications relative to the correspondence and negotiations which have taken place between the government and the East India company, on the subject of the renewal of their charter. The attendance was very numerous, and some of the documents laid before them were of the very highest importance; involving, as they do, the commercial concerns of the British empire, and the interests of so many millions of her subjects. From these proceedings we now learn the nature of the terms which the government has proposed for settling the great question relative to the trade and political administration of India. After various interviews between Earl Grey and Mr. Grant, a plan has been agreed to, of which the following are stated to be the principal heads. At the same time it was whole, appeared to be eligible, the subject was left open to discussion, and government would be ready to weigh the merits of any other scheme that might be suggested—

1. The East India company to cease.
2. The East India company to retain its political functions.
3. The company's assets, commercial and territorial, to be assigned to the crown, on behalf of the territorial government to India.
4. An annuity of £630,000 to be granted to the company, payable in England half yearly, to be charged on the company, revenue of England, not to be redeemable before the 25th of April, and then to be redeemable at the option of parliament on the payment of £100 for every £5. of annuity.
5. The revenue of India to be chargeable with all the expenses incurred on account of that country either at home or abroad.
6. The new annuitants to retain their character of a joint stock company, the qualification and right of voting to remain as at present.
7. The number of court of directors to be one fourth going out in rotation every year.
8. The patronage, civil and military, to remain with the directors as at present.
9. The civil servants of the company to be educated at Haileybury. The number of students always to be greater than the probable number of vacancies. To remain in the college for 10.
10. The directors to fill up the vacancies each year. Each director to appoint in his turn.
11. The 47th section of the 53d of Geo. III. to remain in force, but to be made applicable to removals as well as to appointments.
12. Every British subject to have the right of going to, settling in, either of the presidencies without licence; but the right of going into, trading or settling in the interior, to be subject to such restraints and regulations as the local government might require.
13. The board of control to have right of altering despatches: to have the power of sending out such despatches themselves, to have the appointment of governors to remain, as at present, with the king. The veto still to continue with the court of directors.

Before breaking up, the meeting agreed that the consideration of the question should be adjourned to the 14th of April.



## IRELAND.

Mr. O'CONNELL'S speech in the house of commons, on the third reading and final passage of the "coercion bill."

Mr. O'Connell said that he did not rise to improve—to entreat—much less to eringe—on behalf of the nation to which he belonged, which, though subject to this, was yet a distinct one ["no, no"]; he called upon the house not to pass this atrocious, this audacious bill, which, though it had received some improvements since it left the other house, where it had been supported by the lord chancellor; though the press had been left safe, and many of its original horrors had been mitigated, yet was still atrocious enough to justify him in calling upon the house not to insult the Irish nation by putting down their right of petition, and by treating crime, not by the ordinary process of law, but by opposing crime to crime, and revenge against revenge. The honorable member for St. Alban's had said, that there had been few petitions from England—not fifty—against this bill; he [Mr. O'Connell] asserted that there had been at least seventy. But when it was considered that the leading press of London had either been silent on behalf of them (the opponents of the bill), or had taken part against them, was it surprising that the feelings of the people of England should not be expressed loudly in their behalf? The bill had two parts, one unfounded altogether, the other founded on some melancholy facts, to which an unconstituted remedy was applied. He still contended that no case had been made out for a measure which enabled a lord lieutenant to prohibit any meeting however peaceable. What became then of their offers of generosity; give him justice; he laughed to scorn their offers of generosity. Were there any grievances in Ireland? When he was asked why he regretted the loss of meetings, he asked in return, were there no grievances in Ireland? No one had been hardy enough to deny there were grievances in Ireland. If there ever was a country in which agitation was necessary, where it became a sacred duty, it was Ireland at this moment. Show him, in their agitation, that they had ever stated as a grievance what was no grievance. [Hear.] He challenged any one to point out an instance in which a grievance had been exaggerated or imaginary. The common law and the magistracy were sufficient to put down the evils complained of without recourse to this measure. If you put down agitation, you put down the principles which recently renovated your constitution, which were carried too far when they brought one monarch to the scaffold, and were not carried far enough when they only banished another from the throne. But it was said that this bill must be made a law, because it was to be accompanied by healing measures. Healing measures! he defied the present ministers to point out any healing measures which they had proposed for the benefit of Ireland. The Irish reform bill was said to be one; that bill did, indeed, follow the English reform bill, but it was a narrow, insufficient, oligarchical, and insulting bill. What other measures could the ministers point to? Not one. And yet Ireland had grievances, even the right honorable gentleman admitted that, and one of its chief grievances at present was an administration which had deceived it. [Hear.] They had made great promises to the people of Ireland, but they had done nothing for its benefit. That people labored under great grievances—what ought to be done to relieve them? To allow them to meet peaceably and to petition for their removal, and so to obtain the confidence even of their most disturbed districts. He exclaimed against the injustice; he abominated the calumny; he treated with scorn in an assembly of freemen the assertion that the language used at public meetings in Ireland was too strong and bold. This was the language which lord Castlereagh applied to the petitions of the people of England, when he sought to gag them with the six acts. This was the language which tyrants always used when they wished to vanish over the oppressions which extracted the groans and lamentations of tormented millions. If the grievance was real, the terms in which you depicted it could not be too bold,—if the suffering which it caused was past endurance, the terms in which you described the manner in which it made the iron to pierce into the soul could not be too violent. He had now done with his objections to the first part of this bill; he now came to the second part of it, which contained two frightful

clauses. One of them instituted courts, which, for want of a better name, ministers had been pleased to call courts-martial. Courts-martial they were not; they were, as he had styled them, revolutionary tribunals. But what signified the name by which they were called, when the country was compelled to hear the frightful jury? The clause appointing them annihilated the trial by jury—drove from the bench the judge who had been taught by long experience to distinguish what was evidence from what was not—turned out of the box those whom the accused might challenge, even if their countenances displeased him, got rid of the forms which were established for the protection of innocence; and of those sanctions which were instituted to prevent even guilt from being unjustly convicted, and in their stead erected a new tribunal of five or six military officers, selected at the arbitrary discretion of the crown.

Such men—he spoke of them in their judicial capacity alone, for in their private capacity he did not mean to impeach their honor and integrity—such men had not either the education, the habits, the patience, or the assiduity which were required of judges. He had never yet been satisfied with the decision of any court-martial he had seen. ["Oh, Oh."] That might be his bad taste; but he would even go further, and state that he had never been satisfied with the decision of military men when acting upon other tribunals. That might be bad taste also: but it was his opinion, and therefore he was bound to state it. He therefore asked every honest Englishman who heard him, not to haul over the people of Ireland to these mongrel pseudo-military tribunals, which were called courts-martial, but were so in nothing but the name. What evidence had been submitted to their consideration to justify them in establishing these revolutionary tribunals? First, there was a red box, then, to make the evidence stronger, there were ten or eleven anonymous letters; and, last of all, to crown the climax, there was a vulgar ballad. Would they, upon such evidence, annihilate the trial by jury? This court-martial clause was accompanied by another, which gave the most unprecedented indemnity to every military man who acted upon it; for if he was guilty of outrage in the execution of it, he could only be punished by court-martial; and if he left the army before the court-martial was summoned, he could not be punished even by that. As to putting down pretrial agitation, he had himself suggested a clause by which it could have been put down legally, and by which your constitutional law would have been made stronger than it was at present.

But that clause they had refused, because it came from him—from him who had twice the anxiety which they had to put down disturbance and outrage. ["Hear," and a laugh.] If he had doubted before regarding the policy of repealing the union, could he entertain a doubt regarding it after the transactions of that evening, in which he had seen his honorable friend, the member from Kildare, received almost with a yell because he dared to raise his voice in behalf of his injured country? The rulers of England thought that they might oppress Ireland, because her people were divided among themselves. Separated they indeed were; but let them once become united, as he trusted they would soon be, and they would tell those who talked to them about the generosity and kindness of England, that it was not generosity and kindness they wanted, but equality and justice. They would say to the ministers of England, "govern your own beautiful country as you please—legislate for Britain wisely and well—but we Irishmen, bearing allegiance to a common king, and living under a common constitution, will legislate for ourselves." Government might depend upon it that they were not putting down but strengthening the cry for the repeal of the union by these coercive measures; that they were not retarding but accelerating the progress of Ireland to that great act of justice of which he was the humble advocate, and that they were adding energy to the demands of the people by refusing to hear them when calmly and dispassionately urged, and by sneering at the boasts of Galway and the uncouth names of Irish parishes, as if the people of Ireland were their subjects and not their equals. He repeated that the people of Ireland were not 8,000,000 at present, because they were divided, but they would be 8,000,000 when they had

done with the fears of some and the prejudices of others. He had now performed his duty to his country. He had denounced it as unjust, tyrannical, and unnecessary, as regarded predial agitation, and as mischievous and unwise as regarded political agitation. If it were passed, it heaven's name let us not talk again of the union between the two countries. What was the union now? In that house there were 105 members from Ireland, 543 from England and Scotland, many of the latter joining in sympathy with the representatives of Ireland, but overwhelmed by a powerful majority, which did not scruple, from its confidence in ministers, to perpetrate upon Ireland a monstrous injustice. He had done, he repeated, his duty upon this occasion to his country. He had called for inquiry—that inquiry which England had never instituted before she inflicted punishment upon Ireland. He had implored the house for investigation; that investigation had been hitherto refused. It was not yet too late to afford it to the demands of Ireland. He therefore once more entreated the government to pause whilst it was yet upon the threshold, and to halt in its career whilst it was yet time. Give us inquiry, and all may yet be well; but refuse us inquiry, and then see what a conciliatory government you are.

#### CONGRESS OF MEXICO.

[Translated for the Pennsylvania.]

Discourse pronounced by Manuel Gomez Pedraza, president of the Mexican congress, on the opening of the general congress, on the 29th March, 1833.

#### CITIZEN REPRESENTATIVE:

When in 1829 I adopted the voluntary resolution of self-sacrifice, to save my country from the horrors of civil war, my constant prayer to heaven was, that I ever preferred my private interests to the public welfare, the punishment to which I had thus freely subjected myself might become perpetual, but that if my life and conduct had been consecrated to the good of the nation, she might remember and restore me to her inextinguishable society. And, in fact, the sovereign states, the liberating army, and a vast majority of the people, proclaimed my return; and from the abject class of the proscribed, I was raised to the honorable position of supreme chief of the republic. In that extraordinary event, no secret or family interest had any share; still less was it attributable to the demands of powerful relatives—the affecting supplications of a tender spouse—the piteous grief of children, or the ever repeated efforts of a brother who identified his fate with mine. Such mediators brought back to Rome Populus, Cicero and Marius—but I was recalled to my country by the spontaneous acclamations of the army, and by the free resolves of sovereign congresses. These numerous citizens of ancient Rome were restored from banishment by the death of their enemies; whilst I have enjoyed the same blessing, when those whose influence compelled my exile were still in the full enjoyment of power, and contributed next themselves to restore me to the bosom of my country. Whoever owed more generous return to the people than I? To the Mexicans, I owe every thing; and those who were my enemies, have overwhelmed me with honors and distinction.

On my arrival at Vera Cruz, parties were engaged in a mortal struggle. The chambers rejecting all measures of conciliation, closed the door to all accommodation. The liberals, who could expect nothing from the public power, balanced on their swords their own fate, and future destiny of their country. War raged in every quarter, and the keenest foresight could discern no limit to the bloody struggle. Such was the state of the republic, when I landed on its shores.

The beligerents, concentrating their forces, were approaching each other; those of general Bustamante moved from the states of the interior, upon the capital of the confederation; those of general Santa Anna abandoned the siege of Mexico, and advanced to meet them. All, in a word, announced a new Pharsalia, as decisive the fate of our nation as that was of the destiny of Rome and of the world.

Under these circumstances, I directed my course to the city of Puebla. The armies were approaching that capital. The blood of the Mexicans was flowing in torrents, and the fields of Posadas, strewn with corpses, called aloud for an authoritative intervention by a peaceful referee. The nature of the affair, required it at the moment. A truce, during which the consent of the states to any treaty might be solicited, was of difficult attainment in the heat of passion, whose angry violence brooks no delay. Several legislatures, whose opinions were known, had rejected such conciliation as the ease required, and at best the truce could only have produced the fatal effects which others had done—namely, to give time to the parties to repair their losses, and to unbridled rage more activity and daring.

These powerful considerations, the outcry of afflicted humanity, and the most holy duties which my return to my country imposed upon me, decided me to improve the happy moment to conclude a peace. The mild and generous character of the Mexicans, and the philosophic disposition of the generals and chiefs of both armies, inspired me with the idea of initiating a fraternal reconciliation; the public opinion, and the various, and individual interests opposed, it was indispensable to recur

to a certain, recognised, incontrovertible principle; and this principle is the national sovereignty, the fountain, the original of public power. What other principle but this could, in a divided community, regulate contrary opinions, accommodate adverse interests, and reconcile contradictory views? Whilst a question which embraced the very existence of our civil society was discussed by force of arms, where was the august tribunal to decide it? Undoubtedly there was none other than the people, for in it alone resides the undivided power indispensable for the solution of such difficulties. The history of the ancient republics, and even of monarchies, demonstrate this truth. The most despotic kings in political crisis, have turned, as to the ark of salvation; to the convocation of states general, extraordinary congresses, diets and other representative bodies, which, under different denominations, have had no other object than to consult and reverse the will of the people. With the people, all citizens are comprehended—all private interests are there embraced, and parties and passions vanish or are neutralized in the common mass, where, of course, alone are found equanimity and impartial decisions.

Such were the guiding principles of my conduct in December last. Society shook to its foundations—public confidence violated—the laws contemned—the state was on the brink of a fearful crisis. The persons who had the management of the war were in conflict with the majority of the nation, and instead of directing these wonderful events with skill and tact, by an inexplicable perversity, obstinately resisted the public wish. To attain to a proper result in this general confusion, it was necessary to silence the noisy strife of arms, and then listen to the supreme will of the nation. The armistice concluded on the 9th of February, accordingly, was the result of the public will. General Zavala fulfilled the part. Were this a proper place, I might describe the memorable interview, held at that estate between the generals, chiefs and officers of the contending forces. Beneath the duty roof of a rustic and nameless edifice, questions all important to the public welfare, were freely discussed: there good faith, republican liberty and pure patriotism alone reigned; the private passions were put aside, no party bias was; and there, in fine, the military gave a new proof of honor and civic virtue, by generously yielding up their commissions, and bowing with reverence to the supreme will of the people. The meeting at the estate of Zavala, presented a picture of deep interest to the philosophic observer: there shone forth in splendor all that was august and noble: the men who composed it—the reasoner who two hours before, had poured the smoke and roar of artillery, sought each other's extermination, there presented in their sedate and composed countenance, the magnificent spectacle of a patriarchal assembly. Never did an insolent aristocracy in its orgies offer to the world a reunion of citizens as disinterested in their views—as noble in their conduct.

This citizen representative, in a passing sketch of what occurred at the estate which gave a name to the convocation of purification: a convention at the time applauded by those who now load it with invectives, and which has since been sanctioned by the nation itself.

This plan—the work of philosophy and sound judgment, bitter as it may be to the enemies of democracy, will stand for as a monument of honor, and a lesson instructive to our posterity, for it records for ever to Mexicans, that in the people, and in the people alone, resides the mass of sovereign power, which is all-sufficient to rescue them from the greatest perils. When the inflammatory pamphlets—now scattered in profusion, and the names of their authors shall be sunk in oblivion, this plan of purification, the object of their present raucour, will occupy a brilliant spot in the history of the world.

But in proportion as this document affirms the important dogma of popular sovereignty, it has been a scandal to the aristocratic party, for in it they regard their privileges as an outlook to their ulterior pretensions—it is not wonderful, therefore, that they attack with rage, a plan which has forever prostrated a power they have so ferociously abused.

Invited on the 26th December, with the supreme power, I endeavored as far as human nature admits to rise superior to mean passions, and to divert myself of all party spirit—I marked out for myself the path of justice in my conduct, impartiality in my judgments and toleration towards all. The difficulties I have had to overcome, admit of no explanation. I know not whether I have succeeded in the administration, nor is it easy for me to pass judgment thereon. If I might have performed my duties better, and did not attain to that perfection, that nation which has loaded me with so many favors, as a last indulgence, will overlook my errors.

At my entrance on power, I found an exhausted treasury, loaded with an immense debt, countless arrears in payment—widows, orphans and pensioners plunged into misery. Through the proper department, I entered into arrangements with the mercantile interest, whereby, with perfect security to it, the treasury has realized receipts to satisfy its most pressing claims far beyond what could have been anticipated; the national economy has been effected, and national credit and public confidence restored. If the same system of economy shall be maintained, if the maritime custom houses shall be placed in better regulation, and if the important bank on the public credit shall be established, our income will augment, and the expenses of government, and the immense debt that weighs upon it, will be protected. The secretary of the marine department, in the necessary initiative steps, the early adoption of which, I most

earnestly recommend to the legislature, as upon them depends our political existence.

Nor of minor interest is the arrangement of the administration of justice. With a heart deeply penetrated with the evils of the country, and animated with the most lively desire to correct them, on the very day on which I entered upon the federal government, I devoted myself to an attentive examination of the actual state of the administration of justice. Convinced that it depends essentially the blessings which the constitution and the laws secure to the citizens under the name of private rights and guarantees; the fulfillment of which produces public and private morality and the solid happiness of man, I, from time to time, issued such orders as my functions authorized to invigorate this branch, which was found but too much debilitated by circumstances. I recommend most earnestly the early adoption of the reforms which will be daily presented to the congress of the union, by the secretary of that branch.

The departments of war and the marine, will also, in proper time, initiate the measures which I stipulated for in the plan of Zavala and others, which may lead to the indispensable re-formation of the active and permanent army. That army, the snare of obloquy to the ungrateful, has successfully resisted the two important problems of independence and liberty, and although the time has arrived to re-organize it in a manner suited to our republic. The elements of which it is composed present fine materials for a useful reform. The generals and chiefs in command of it, wish to see its discipline restored. To the general congress it appertains to prescribe organic laws, adequate for the purpose.

In the development of the past revolution, more than fourteen thousand men of all arms were assembled in the capital, from the most remote points of the republic. The troops of the line withdrew, and have already reached their respective states—those of the militia have marched to their several districts, and it being the constitution of these to receive arms, formed from the industrious and laboring citizens, to withdraw from active service when the emergency is past which calls them forth, the greatest part of them have retired—producing an annual saving to the public treasury of three millions seven hundred and odd dollars.

In regard to our foreign relations, they remain in a favorable state, and nothing has occurred recently but the notice (although insufficient) of a political change in Spain. The government has not neglected the national interests in this particular, nor forgotten the legislation therewith connected. I have reason to be sure that the government at Washington appreciates our political regeneration, and will shortly give us proofs of it. The enlightened people of the United States of the north, cherishes our social felicity, and applauds the triumph of liberty.

Here terminates this report of the state of the nation. Actual witnesses of the events, the Mexicans require no details to judge of the condition of the republic. The civilized world is regarding us, and desires to be more intimately informed of our situation—we are bound to satisfy this desire, and it will be complied with by the reports which the four secretaries of the republic will present, within a few days, to the national assembly, and which accompanied by a brief manifesto, will be printed. These documents, written with republican sincerity, will narrate our dissensions and errors; but they will show at the same time, that if the Mexican people has dexters and vices, as every nation has, it is also endowed with skill to avoid the precipice, with energy to reclaim its outraged rights, and to cause its sovereignty to be respected.

Having concluded the historical part of our occurrences, may I be permitted to say a word on the political course of my administration. It has been magnanimous, frank, and liberal; and has been the sarcasms of the opposition what they may, it is manifest, from the 26th of December, when I received the reins of government, a gun has not been fired, a tear has not been shed, none have been arrested, none persecuted—in a word, the action of the government has been energetic and constant, but unperceived. Who can argue against freedom of legislation? May Almighty God grant that every citizen may ever enjoy the peace and liberty which the plan of Zavala obtained for them.

Some generals and a few officers alone, through error or caprice, incurred the pain of deprivation of their rank, imposed by the 11th article of that compact on those who did not adhere to it. I, as the supreme magistrate and guarantor of the convention, found myself under the painful necessity of enforcing the penalty within the terms of that treaty, until the decision of the general congress could be had. I protest most solemnly that such an order cost me an effort to rise above the sentiments of my heart. The idea of an abuse of power never occurred to me, but as a man in public station, I was compelled to execute a painful duty—it was performed; but when I this day render an account of my proceedings to the representatives of the people, allow me to present my earnest supplication as a simple individual to every one of the members of this dignified assembly in favor of those citizens. The representatives of a generous people ought to be magnanimous. I flatter myself that my entreaties will be heard, and I already anticipate the high gratification of knowing that those general chiefs and officers who are restored to their rank, emoluments, and full enjoyment of all their privileges. It is but just that I should at the close of my public career, recommend that concord which I invoked when I arrived at Vera Cruz to fulfil the orders of the sovereign people.

If our actual political condition be compared with the sad state of the republic in the preceding November, we shall find abundant grounds to congratulate ourselves. Then the genius of evil presided over our destinies—then desolation and death threatened the young and the aged. Now peace reigns throughout the republic, and our citizens—now as presidents and security, the very manufacturers who assail the government with senseless campaigns, enjoy every privilege and security, and live free from all molestation. At that unhappy period, Mexico suffered from its government an internal hostility far more ominous than the attacks of a foreign enemy. The estates of those in easy circumstances were daily littered away by forced contributions—it was no longer lawful to speak of freedom, of peace, or of progress. Mexicans who bear me, is not what I assert true?

But since the people recovered their rights, who has aught to complain of? Men speak and write freely what they think—property is respected—the prisons are devoted to actual criminals, and the house of the citizen is sacred and inviolable. They—but why recur to securities which should be forgotten forever. Suffice it to say, that society was then fast hastening to dissolution—not so it is re-organized and reformed. The nation now reposes upon a congress elected by the people, composed of men well known in an eventual course of ten years, reared in a revolution, and schooled by misfortune. Now is nominated to the executive power an illustrious general, who well knows how to direct the glory and influence with which victory has encircled his brow, and which practical good of the interest of his country. This general has brought to a close, enterprises of the most extraordinary daring, of admitted utility originating in his own capacious mind, and conducted with courage and perseverance. The hero of such exploits is doubtless a man of spirit who will close the wounds of which his country is already convalescent. I rejoice at the prospect of such a success, and I rejoice to behold the legislative power confided to the hands of upright citizens and liberal republicans.

Mexico, March 29, 1833.

#### MESSAGE OF PRESIDENT SANTANDER.

President Santander's message at the opening of the congress of New Granada, March 1st, is nearly as long as the last message of President Jackson. We translate a few paragraphs. The foreign relations of the republic are represented as generally satisfactory.

[*Journal of Com.*]

The central republic of Colombia having been separated into three independent states, that of New Granada has repudiated the public treaties celebrated with the United States, Great Britain and Holland, doing justice to the claims founded upon those treaties, and although the respective diplomatic agents of the nations with which the Colombian government had established relations have remained in this capital, recognizing *de facto* the new political form which New Granada has adopted, France alone has, as yet, formally appointed a charge d'affaires near the government of New Granada.

With the new American republics, among which an identity of principles has formed a strict and natural alliance, the amicable relations which before existed have not been changed. It is a satisfaction to the executive to announce, that throughout the vast extent of the state, peace and tranquillity are enjoyed, as the immediate effect of the adhesion of the great majority of the people to the existing institutions, and the care with which the executive and its agents cause the laws to be strictly obeyed. \* \* \* The nation ought to make such provision that every citizen may learn to read, write, and calculate accounts—by applying, for the present, a certain portion of the national funds for the encouragement of parish schools.

The receipts into the treasury during the year ending 30th June, 1832, were \$2,227,210 75, and the estimated expenditures of the present year amount to \$2,171,621 47, exclusive of \$346,089 for the purchase, freight and transportation of tobacco. The foreign debt is one of the gravest evils of the nation, and the attention of the government is directed to its relief and payment. The constituent convention has recognized the foreign debt in the proportion which belongs to New Granada, and it belongs to yourselves to dictate some means by which its payment may be gradually effected. Whatever may be the result of the meeting of commissioners from the three states, New Granada is already pledged to satisfy a part of the debt in the republic of Colombia contracted before it was a part of the country and the representative body, to adopt some means at the present time, going to show that we desire to fulfill our solemn promises. Fortunately there are now in this capital, representatives of the stockholders, duly authorized to make certain propositions relative to securing the interest of the debt in future, and to a definitive arrangement of this affair. I request you to render your attention to this delicate matter, to provide for hearing, by means of a committee of both houses, the inquiries and proposals of the representatives of our creditors—and to base the arrangement upon a prudent calculation of the share which falls to New Granada, be it more or less.

#### LAW OF NEW YORK.

An act to subject certain debts owing to non-residents, to taxation.

Approved April 27, 1833.

The people of the state of New York, represented in senate and assembly, do enact as follows:

§ 1. All debts owing by inhabitants of this state, to persons not residing therein, for the purchase of any real estate, or se-

cured by a mortgage on real estate, shall be deemed personal property within the town and county where the debtor resides; and as such, shall be liable to taxation in the same manner, and to the same extent, as the personal estate of citizens of this state.

§ 2. The assessors in each town and ward, while engaged in ascertaining the taxable property therein, and before the first day of June in each year, shall, by diligent inquiry, ascertain the debts of the description mentioned in the first section of this act, owing by the inhabitants of their several towns and wards, to non-residents of this state, and in a preparatory assessment roll to be made by them for that purpose, shall state and designate the said property, according to their best information, in four separate columns, as follows:

1. In the first column, the names of the creditors respectively, to whom such debts are owing;

2. In the second column, the names of any known agents of such of the said creditors, with the places of residence of such agents respectively;

3. In the third column, the amount of every debt owing to such creditor, of the description mentioned in this section, stating separately the amount owing by each debtor;

4. In the fourth column, the name of the persons by whom such debts are respectively owing, and the town and county of their residence.

§ 3. For the purpose of making such statement, and for the purpose of making an assessment required by law, the assessors of any town or ward, shall be permitted, without being required to pay any fee or charge whatever, to inspect the books kept by the clerks of their county, or in the city of New York, by the register thereof, in which mortgages are registered or recorded, or in which any contracts for the sale of land are recorded, and to inspect all unrecorded mortgages and contracts left with such clerk or register, and to take such extracts therefrom as they shall deem necessary.

§ 4. The assessors of any town or ward, or any of them, may administer an oath to any person whom they may think proper to examine, to make answer to such questions as shall be put by such assessors, touching the subjects of inquiry directed by this act; but this section shall not extend to those cases where a list of debts shall have been furnished by the agent of any non-resident creditor, according to the provisions of this act.

§ 5. As soon as the assessors shall have completed their preparatory assessment rolls, and on or before the first day of July in each year, they shall cause a fair copy of the same to be made out, which shall be certified by them, or a majority of them, to be correct according to the best information they can obtain, and shall deliver the same to the county treasurer, of their county.

§ 6. If there shall reside in any county of this state, an agent of any non-resident creditor having debts owing to him of the description mentioned in the first section of this act, he shall, on or before the first day of June in each year, furnish to the county treasurer of his county, a true and accurate list of debts of the description mentioned in the first section of this act, which were owing on the first day of January preceding, to the principal of such agent by any inhabitant of this state, arranging such list according to the town and county of the residence of the debtors, specifying therein the name of each debtor, the town and county in which he resides, and the amount owing by him; which list shall be verified by the oath of such agent, to be taken before any commissioner of deeds, or justice of the peace.

§ 7. Any such agent who shall refuse or neglect to furnish such list, shall forfeit the sum of five hundred dollars to the use of the county in which he resides, to be sued for by the treasurer of such county in his name of office, and to be recovered upon proof that the principal of such agent had debts owing to him by inhabitants of this state, of the description mentioned in the first section of this act, and that the existence of such debts was known to such agent.

§ 8. The county treasurer who shall receive the certified statements of the assessors of his county, shall immediately make out from the said statements so furnished to him by the assessors, and from the lists received by him from the agents of non-residents a list of the debts appearing on such statements and lists, to be owing to persons residing in this state, by inhabitants of any other county than that of such treasurer, for each county in which any such debtor resides; the said list shall be a transcript of so much of the original statements and lists furnished as above provided, as relates to the debts herein required to be stated, and the particulars thereof shall be arranged in the said lists, in the same manner as herein directed in respect to the preparatory assessment rolls of this state. In case it shall appear that the same debt has been returned by any assessors in their preparatory assessment rolls, and also in any list furnished by an agent of any non-resident, the county treasurer shall transcribe only one of such entries in the list herein directed to be made by him. The lists thus made shall be certified by such county treasurer to be correct abstracts from the statements and lists received by him according to the provisions of this act. The list made for each county shall be transmitted by or before the fifteenth day of July in each year, by mail, to the county treasurer of such county.

§ 9. Every county treasurer shall, as soon as he shall have received such abstracts from the other county treasurers, pre-

pare from the said abstracts, and from the preparatory assessment rolls furnished to him by the assessors of his county, and the lists furnished him by the agents of non-residents, a list of all the debts appearing from the documents aforesaid to be owing to persons not residing in this state, by inhabitants of any town of his county, for each town in which such debtors reside; the said list shall be a transcript of so much of the said documents as relates to the debts herein required to be stated, and the particulars thereof shall be arranged in the said lists in the same manner as herein directed in respect to the preparatory assessment rolls of the assessors. If it shall appear that the same debt has been returned by any assessors in their preparatory assessment rolls, and also in any list furnished by an agent of any non-resident, or in any abstract furnished by another county treasurer, the county treasurer shall transcribe only one of such entries in the abstracts herein directed to be made. Such lists shall be certified by such county treasurer to be correct abstracts from the documents furnished to him according to the provisions of this act. The list for each town shall be transmitted by or before the tenth day of August in each year, to the assessors of such town or one of them.

§ 10. From the list thus furnished them by their county treasurer, the assessors of every town and ward shall correct and complete the assessment rolls, and shall transmit to the assessors of the county the assessment rolls, and the debts appearing by such list to be owing to persons not residing within the state, by any inhabitants of their town or ward; which entries shall be made under the names of the respective non-resident creditors, and the amount owing by each debtor shall be entered in a separate line, and the particulars of such entries shall be arranged in the same manner as herein before directed in respect to the preparatory assessment rolls of the assessors.

§ 11. The time prescribed by law for completing assessment rolls in the several towns and wards in this state, is hereby extended from the first day of August to the first day of September in each year, and upon the assessment roll being completed, the assessors shall proceed in the manner now required by law, in respect to giving notice thereof, the leaving the rolls with one of the assessors, and their meeting together to correct such rolls; and the time prescribed by law for delivering such certified rolls to the supervisors, is hereby extended to the first day of October in each year.

§ 12. At the meeting of the assessors to correct their rolls, pursuant to the notice given by them, any creditor whose name shall be inserted in such rolls, or his agent may, by his own affidavit or other proof, advise the meeting of the assessors to show that any error exists in the said rolls, or that any part of any debt therein stated is desperate and not collectible; and the said assessors shall review and alter the said rolls according to the facts so established; but no reduction of the amount of any debt shall be made at the instance of any non-resident creditor, whose agent shall have refused or neglected to furnish the list herein required of him.

§ 13. The assessment rolls thus completed shall be laid before the board of supervisors, who shall proceed as prescribed by law to assess the taxes to be raised for town and county purposes; and debts of the description mentioned in the first section of this act, shall be deemed to be personal estate within the town where the debtor resides, and shall be liable to taxation for town and county charges, in the same manner and to the same extent as any personal estate of the inhabitants of such town.

§ 14. In case any treasurer or assessors shall fail to receive in the season any list or statement required by this act to be transmitted to him, such officer may apply to the treasurer or assessors whose duty it was to furnish such list or statement, for a duplicate list or statement, as the case may require, which the officer to whom such application shall be made is hereby required to make out and certify in the manner herein before prescribed, and the same shall be equally valid with the original statement or list herein directed to be made; and if such duplicate lists or statements are obtained after the assessment rolls are completed by any assessors and delivered to the supervisors, the supervisors may notwithstanding correct any such rolls according to the facts contained in such duplicates; but such correction shall be made before the taxes are assessed.

§ 15. Every collector to whom any assessment roll shall be delivered, containing any tax upon any debt owing to persons residing out of this state, may receive from any inhabitant of his town the amount of the tax assessed upon the debt owing by any such inhabitant, and shall thereupon give a receipt for the amount so paid, to such debtor, which shall be presumptive evidence of the fact of such payment; and the sum so paid shall be deemed to be a payment by such debtor on the debt so owing by him to such non-resident creditor, and may be set off against the claim of such creditor, or of any assignee of such claim.

§ 16. If such tax shall not be paid by such debtor, the collector shall levy the same by distress and sale of the goods and chattels of the non-resident creditor within his town, in the same manner as if such creditor was an inhabitant of the town.

§ 17. When it shall appear to the collector, or to any collector, under the authority of the county treasurer, that any tax imposed on a debt owing to a person not residing in this state, remains unpaid, such county treasurer shall issue his warrant to the sheriff of any county in this state, where any real or personal estate of such non-resident creditor may be found, commanding him to make of the goods and chattels and real estate of such

non-resident, the amount of such tax as specified in a schedule to be annexed to the said warrant, together with the sum of one dollar for the expense of issuing such warrant, and to return the said warrant to the treasurer issuing the same, and to pay to him the money which shall be collected by virtue thereof, except the said sheriff's fees, by a certain day therein to be specified, not less than sixty days from the date of such warrant.

§ 15. The taxes upon several debts to the same non-residents, shall be included in one warrant; and the taxes upon several debts owing to different non-residents, may be included in the same warrant; and where several non-residents are included in the same warrant, the sheriff shall be directed to levy the sums specified in the schedule thereto annexed, upon the personal and real property of the non-residents respectively, opposite to whose names respectively such sums shall be written, together with the sum of fifty cents upon each non-resident, for the expense of such warrant.

§ 16. The schedules annexed to such warrant, shall be transmitted so much of the assessment rolls returned to the county treasurer by the collectors, as relates to the tax directed to be collected, and the particulars thereof shall be arranged in the same manner as they appear on such assessment rolls.

§ 17. Such warrant shall be a lien upon, and shall bind the real and personal estate of the non-residents against whom the same shall be issued, and where several non-residents shall be made upon any property by virtue thereof; and the sheriff to whom such warrant shall be directed, shall proceed upon the same in all respects, with the like effect and in the same manner as prescribed by law in respect to executions against property issued by a county clerk upon judgments rendered by a justice of the peace, and shall be entitled to the same fees for his services in executing the same, to be collected in the same manner.

§ 18. In case of the neglect of any sheriff to return such warrant according to the directions therein, or to pay over the money collected by him in pursuance thereof, he shall be proceeded against in the supreme court by attachment, in the same manner and with the like effect as for similar neglects in reference to an execution issued out of the supreme court in a civil suit, and the proceedings thereon shall be the same in all respects.

§ 19. If any such warrant shall be returned unsatisfied in whole or in part, in respect to any non-resident, the county treasurer, under the directions of the board of supervisors of his county, may file a bill in his name of office, in the court of chancery, whatever may be the amount so remaining unsatisfied, against such non-resident and his agents, and any other person having the care or possession of any property of such non-resident, for the discovery and sequestration of such property.

§ 20. On the filing of such bill, or on the coming in of the answer thereto, or upon such bill being taken as confessed, or the allegations therein being established, the court of chancery shall order such part of the property of such non-resident to be sequestered, as shall be necessary for the purpose of satisfying the taxes in arrears imposed as aforesaid upon the debts owing to such non-resident, with the costs of prosecution, and may order and direct such other proceedings as may be necessary to compel the payment of such tax and costs.

§ 21. The county treasurers of several counties may, under the direction of their respective boards of supervisors, unite in one bill against the same party, for the collection of taxes imposed on debts owing to non-residents, although such taxes may be payable to different county treasurers.

§ 22. Where non-residents who are parties to any bill filed according to the provisions of this act, shall have any known agent residing in this state, for the sale of their lands, or for receiving the purchase money on such sales, the court of chancery may, in its discretion, make an order that the service of the subpoena issued on the filing such bill, upon such agent, shall be deemed sufficient to entitle the complainant to an order for the principal of such agent to appear and answer such bill.

§ 23. The expenses of county treasurers, and such compensation as their board of supervisors shall allow them for their services, in executing this act, shall be county charges, and the expenses and charges for the services of assessors under this act, shall be town charges, and audited and paid as such.

§ 24. Whenever it shall satisfactorily appear to the assessors of any town or ward, by the oath of any inhabitant of this state, or by other proof, that any debts due to such inhabitant, by residents in any other state, are by the laws of such state subject to taxation, and have been actually taxed in such state within twelve months preceding, it shall be the duty of such assessors to deduct the amount of such debts from the personal estate of such inhabitant.

§ 25. The comptroller shall prepare instructions and forms for the execution of this act, and shall cause a sufficient number of copies thereof and of this act to be printed and distributed to the assessors, county treasurers and clerks of the board of supervisors, in the state.

§ 26. This act shall take effect immediately after its passage. State of New York, } This bill having been approved and signed secretary's office. } by the governor of this state on the 37th day of April, 1833, I do hereby certify that the same became a law on that day.

JOHN A. DIX, secretary.

REMARKS ON THE PRECEDING LAW.

From the *Albany Argus* of May 2.

We omitted to notice in our summary of the more important public acts passed at the late session of the legislature, the bill

“to subject to taxation certain debts due to non-residents.” It is a bill which must affect (whether favorably or unfavorably remains yet to be seen) the interests of those sections of the state in which the lands of the Holland land company, the Putney and other estates are situated; and which are now under mortgages, probably to an immense amount, for the original purchase money; all of which are intended to be reached by the bill. We shall publish it to-morrow.

From the *New York American* of May 6.

The law to tax debts due to non-residents, is published in our columns to-day. It is of this law that the *Argus*, the official paper, says, with “bated breath, and in most cautious phrase, “that it remains to be seen” whether its effects will be for good or evil; just as we well put by a Baltimore paper, it remains to be seen whether the sun will rise to-morrow, but with no other uncertainty as to the result. A more iniquitous law never was passed; and certainly no one which should be more resolutely questioned and opposed through all the courts, by the parties, or the agents of the parties, whom it is meant to despoil.

The city of New York has looked quietly on the perpetration of this injustice, as though it were an act by which her immediate interests would not be affected, and reasoning apparently upon the perilous fallacy, that others' property may be struck at with impunity, so her's be untouched. But there are clauses in this act, if we mistake not, which are intended to reach every debt due upon real estate in this city; and every dollar loaned by the residents of any other state in this union, as well as by those of foreign countries, is now made liable to pay for watching, lighting and paving our streets, and even for the turtle feasts of its aldermen. How far the enterprising mechanics, who, upon this borrowed capital, have constructed, and are constructing, very many houses, will resist this law—which, if pronounced just and constitutional, must have the effect of driving away the foreigner with his wealth, and leave the resident borrower to the mercy of resident lenders in legal possession of a monopoly of the money market—we will not undertake to say; but it can hardly be doubtful, that when they are made aware of the truth, they will not see any cause to thank their “Solomon in council” for such an act.

MOTHER OF WASHINGTON.

Fredericksburg, May 8.

The president of the U. States, gov. Cass, secretary of war, Mr. Tancy, attorney general, major Barry, post-master general, and major Donelson, the president's private secretary, arrived in town on Monday evening. They were accompanied by a number of citizens from the District, captain Moore's company of national cadets, from Washington, captain Kinsey's company of riflemen, and captain Brockett's light infantry, of Alexandria, the marine band from the navy yard, as well as many strangers from the eastern towns. They were met a short distance beyond Falmouth by the marshals of the day, the Fredericksburg guards, the rifle company, and Fredericksburg blues junior, by whom the president and suite were accompanied to their lodgings.

A troop of light horse from the county of Fauquier, under the command of captain Tho's T. Foutleyer, also arrived the same evening.

LAYING THE CORNER STONE. This ceremony took place on Tuesday, with very imposing effect. About 9 o'clock the president was escorted from his lodgings to the town hall, where he was introduced to a number of citizens and strangers, who called to pay their respects to the chief magistrate of the nation. The day was fine, and the occasion attracted a large concourse of persons from the adjoining counties. The procession set out from the town hall at half past ten o'clock, and moved according to the arrangement of the committee, in the order and through the several streets previously designated, to the site of the monument.

As the procession moved up Main street, the extended line, the various uniforms of the military, the glittering arms, the music, the dense mass that thronged the side walks, the crowded windows, overlooking the whole scene, altogether presented a view grand and imposing. Arrived at the spot, after an appropriate prayer by the reverend E. C. McGuire, an address was delivered by the president, and also by Mr. Bassett, the place with the inscription deposited, and the other usual ceremonies were performed. The procession then returned to the town hall, where the proceedings were concluded, and the companies separated.

The Fredericksburg Arena furnishes some further particulars of the ceremony above referred to, and of cir-

circumstances connected with it. Among them we find the following:—

A barbuque, in the old fashioned Virginia style, was prepared under an awning, in the beautiful grounds of Hazle Hill, which was partaken of by about five hundred persons. Among the invited guests present were the president and heads of departments, the military companies from a distance, and all strangers of distinction. About 4 o'clock dancing commenced and was kept up with considerable spirit until near sunset. The arrangements were excellent, and the entertainment did great credit to the contractors, Messrs. Blackburn & Curtis. There were, of course, neither toasts nor speeches, but every one seemed to enjoy himself, and the most perfect order and harmony prevailed throughout the evening.

Much credit is due to the monumental committee, and to the marshal-in-chief, Colonel Bankhead, and his assistants, for the judicious arrangements made on the occasion.

We must not omit to mention the liberality of the steamboat and stage proprietors of the line between this and Washington, as well as the assistance rendered to them by the proprietors of other lines diverging hence. The gratuitous use of the boat and coaches was tendered to the use of the committee, for the president and suite, and the marine band, and but a very trifling charge made for the transportation of one of the military companies hither, and nothing for taking them back.

#### THE MONUMENTAL CEREMONY.

*Address of the chairman of the monumental committee to the president of the United States, at the laying of the corner stone of the monument to the mother of Washington.*

In the name of the monumental committee, I present you, general, the plate which is intended to distinguish that stone just adjusted by the master of the lodge as the corner stone of this pile. I am happy, sir, that he who has defended his country's rights when perilled in the cause of freedom, her cities when the hazily foe, confident of success, pressed eagerly to seize their beauty and life, has shed for her, risked life, fortune and honor in her cause, is here to add to her honors on this occasion. Who so meet to make a pilgrimage to this shrine of hallowed relics? Who so fit to seal the stone which crowns the corner of a monument to the mother of Washington, as he who now occupies that exalted station first filled by the son of that mother? Let the occasion, general, and its circumstances, excuse this, while we turn to others the means of attaining what we object of our present regard. If we look to the page of history, or survey the earth, we see monuments have in every age and every clime, marked those spots distinguished by the happening of some great event, or risen as memorials of the once active virtues of departed worth. Praise man is ever apt to forget the past, and seek new hope of prosaure in the future. We seldom arise from the experience of others the means of attaining what he aims at, and too often stumble over a new, unbroken tract, unmindful of the brightest objects by which he might trace his road to those distinctions after which natural desire so ardently toils. Hence, enlightened posterity canonize the fame of their ancestors by emblems the most unfading their minds can devise or their powers execute.

Such is our constitution, that the strongest appeals to our better feelings is through the medium of our grosser faculties. Thus monuments are lasting incentives to those who view them, to imitate the virtues they commemorate, and attain by their life and spirit, glory and honor. Nations share in the common sympathies of nature, and participate in all the honors heaped upon their mighty dead. In looking upon this monument, (raised chiefly by the munificence of a patriotic individual), the citizens of these states are reminded that they are brothers. They will remember that here lie the ashes of the mother of the Father of his country.<sup>11</sup> They will acknowledge, too, this just tribute to the merits of her who, early deprived of the support of her consort, encouraged and fostered, by precept and example, the dawning virtues of her illustrious son, and nurtured into maturity those nobler faculties which were the ornament and glory of her mature years. They will remember the hallowed character of this romantic spot, ever to be remembered as the place chosen for her private devotions—the spot to which she often led her offspring, and pointing to the order and beauty of the works of nature, here so eminently displayed, she guided their youthful minds to contemplate the power and benevolence of the great Author of their being. Here she taught the attributes of God—that to him, as their Creator, all praise belonged—that to glorify Him was the object of their creation, and to this end their every energy should be devoted. Here she asked, as a dying request, that her mortal remains might rest. Hallowed be this wish—blessed this spot—lasting as time this monument. Let us cherish the remembrance of this hour. Let us carry with us hence, engraved on our hearts, the memory of her who is here in person. Her fortune—her glory—her every grace of life—her sweet peace in death—through her sure hope of a blessed immortality.

*To which the president of the United States replied as follows.*  
 Sir—To you, and to your colleagues of the monumental committee, I return my acknowledgments for the kind sentiments you have expressed towards me, and for the flattering terms in which they have been conveyed. I cannot but feel that I am indebted to your parity, and not to any services of my own for the warm-hearted reception you have given me. On this occasion, as well as on many others, in the course of a life now drawing towards its close, I have found the confidence and attachment of my countrymen as far beyond my merits as my expectations.

We are assembled, fellow citizens, to witness and assist in an interesting ceremony. More than a century has passed away since she to whom this tribute of respect is about to be paid, entered upon the active scenes of life—a century fertile in wonderful events, and in distinguished men who have participated in them. Of these events our country has furnished her full share and of these distinguished men, she has produced a Washington. If he was "first in war, first in peace, and first in the hearts of his countrymen," we may say without the imputation of national vanity, that, if not the first, he was in the very front rank of those, too few indeed, upon whose career mankind can look back without regret, and whose memory and example will furnish themes of eulogy for the patriot, wherever free institutions are honored and maintained. His was no false glory, deriving its lustre from the glare of splendid and destructive actions, terminating in professions of attachment to his country and terminating in the subversion of her freedom. Far different is the radiance which surrounds his name and fame. It shines mildly and equally, and guides the philanthropist and citizen in the path of duty—and it will guide them long after those false lights which have attracted too much attention, shall have been extinguished in darkness.

In the grave before us lie the remains of his mother. Long has it been unmarked by any monumental tablet, but not unobserved. You have undertaken the pious duty of erecting a column to her memory, and of inscribing upon it the simple but affecting words, "MAY, THE MOTHER OF WASHINGTON." No eulogy could be higher, and it appeals to the heart of every American.

These memorials of affection and gratitude are consecrated by the practice of all ages and nations. They are tributes of respect to the dead, but they convey practical lessons of wisdom to the living. The mother and son are beyond the reach of human applause. But the bright example of parental and filial excellence, which their conduct furnishes, cannot but produce the most salutary effects upon our countrymen. Let their example be before us, from the first lesson which is taught the child, till the mother's duties yield to the course of preparation and action which nature prescribes for the man.

The address which we have heard, portrays in just colors this most estimable woman. Tradition says, that the character of Washington was aided and strengthened, if not formed, by the care and precepts of his mother. She was remarkable for the vigor of her intellect, and the firmness of her resolution. Left in early life, the sole parent of a young and numerous family, she devoted herself with exemplary fidelity to the task of guiding and educating them. With limited resources she was able, by care and economy, to provide for them, and to ensure them a respectable entrance upon the duties of life. A firm believer in the sacred truth of religion, she taught its principles to her children, and inculcated an early obedience to its injunctions. It is said by those who knew her intimately that she acquired and maintained a wonderful ascendancy over those around her. This true characteristic of genius attended her through life, and even in its decline, after her son had led his country to independence, and had been called to preside over her councils, he approached her with the same reverence she had taught him to exhibit in early youth. This course of maternal discipline, no doubt, restrained the natural ardor of his temperament, and conferred upon him that power of self-command which was one of the most remarkable traits of his character.

In tracing the few recollections which can be gathered of her principles and conduct, it is impossible to avoid the conviction that these were closely interwoven with the destiny of her son. The great points of his character are before the world. He who runs may read them in his whole career, as a citizen, a soldier, a magistrate. He possessed an unerring judgment, if that term can be applied to human nature; great probity of purpose, high moral principles, perfect self-possession, untiring application as an inquiring mind, seeking information from every quarter, and arriving at its conclusions with a full knowledge of the subject; and he added to these an inflexibility of resolution which nothing could change but a conviction of error. Look back at the life and conduct of his mother, and at her domestic government, as they have been this day delineated by the chairman of the monumental committee, and self-possession, untiring application and probity, as they have been described by them, and they will be found admirably adapted to form and develop the elements of such a character. The power of greatness was there, but had it not been guided and directed by maternal solicitude and judgment, its possessor, instead of presenting to the world examples of virtuous patriotism and wisdom, which will be precious in all succeeding ages, might have added to the number of those madly enterprising, whose fame rests upon the faculties they have abused, and the injuries they have committed.

How important to the females of our country are these reminiscences of the early life of Washington, and of the maternal care of her upon whom his future course depended. Affection less regulated by discretion, might have changed the character of the son, and with it the destiny of the nation. We have reason to be proud of the virtue and intelligence of our females. As mothers and sisters, and wives and daughters, their duties are performed with exemplary fidelity. They, no doubt, realize the great importance of the maternal character, and the powerful influence it must exert upon the American youth. Happy is it for them and our country that they have before them this illustrious example of maternal devotion, and that their reward is of final success. The mother, of a family who lives to witness the virtues of her children, and their advancement in life, and who are known and honored, should have no other wish on this side the grave, to gratify. The seeds of virtue and of vice are early sown, and we may often anticipate the harvest that will be gathered. Changes no doubt occur, but let no one place his hope upon these. Impressions made in infancy, if not indelible, are effaced with difficulty, and renewed with facility; and upon the mother therefore, must frequently, if not generally, depend the fate of the son.

Fellow citizens, this district of country gave birth to Washington. The ancient commonwealth within whose borders we are assembled from every portion of this happy and flourishing empire, renowned as it is for its institutions, for its high devotion to the cause of freedom and for her services and sacrifices to promote it, and for the eminent men she has sent forth to aid our country with heart and hand, in peace and war, presents a claim still stronger than these upon the gratitude of her sister states in the birth and life of Washington. Most of you, my friends, must speak of him from report. It is to me a source of high gratification that in his private opinions, for his private knowledge and observation. Called by the partiality of my countrymen to the high station once so ably filled by him, and feeling, that in all but a desire to serve you, I am unworthy to occupy his seat; but sensible that to this position I owe the honor of an invitation to unite with you in this work of affection and gratitude, I am unwilling the opportunity should pass away without bearing my testimony to his virtues and services. I do this in justice to my own feelings, being well aware, that his fame needs no feeble aid from me.

The living witnesses of his public and private life will soon follow him to the tomb. Already a second and a third generation are upon the theatre of action, and the men and the events of the revolution, and of the interesting period between it and the firm establishment of the present constitution, must be living only in the pages of history. I witnessed the public conduct and the private virtues of Washington, and I saw and participated in the confidence which he inspired, when probably the stability of our institutions depended upon his personal influence. Many years have passed over me since, but they have increased instead of diminishing my reverence for his character, and my confidence in his principles. His Farewell Address, that powerful and affecting appeal to his countrymen, that manual of wisdom for the American citizen, embosoms his sentiments and feelings. May He who holds in his hands the fate of nations, impress us all with the conviction of its truth and importance, and teach us to regard its lessons as the precious legacy he has bequeathed us. And if, in the instability of human affairs, our beloved country should ever be exposed to the dangers which have overwhelmed the other republics that have preceded us in the world, may Providence, when it suffers the hour of trial to come, raise up a Washington to guide us in averting the danger.

Fellow citizens: At your request, and in your name, I now deposit this plate in the spot destined for it—and when the American pilgrim shall, in after ages, come up to this high and holy place, and lay his hand upon this sacred column, may he recall the virtues of her who sleeps beneath, and depart with his affections purified and his piety strengthened, while he invokes blessings upon the memory of the mother of Washington.

#### RAIL ROAD AND CANAL.

##### MEETING OF THE BALTIMORE AND OHIO RAIL ROAD COMPANY.

At a general meeting of the stockholders of the Baltimore and Ohio rail road company, convened on the 8th inst. at the Exchange, in the city of Baltimore, by public notice duly given according to the provisions of the charter of the said company, to take into consideration an act of the general assembly of Maryland, passed at December session, 1832, entitled "an act to provide for the continuation of the Baltimore and Ohio rail road to Harper's Ferry, and for other purposes," and also, "an act passed at the same session of the general assembly, entitled 'a further supplement to an act to promote internal improvement by the construction of a rail road from Baltimore to the city of Washington,'" Jesse Hunt, esq. (mayor) was appointed chairman, and Charles Carroll Harper, esq. secretary.

The meeting having taken into consideration the acts of assembly herein above recited J. L. Donaldson, esq. offered the following resolution.

Resolved, That the assent of this company be and the same is hereby given to the act of the general assembly aforesaid, entitled "an act to provide for the continuation of the Baltimore and Ohio rail road to Harper's Ferry, and for other purposes," and that the president and directors communicate the acceptance thereof by this company to the governor of the state, under the corporate seal of the company, and the signatures of the said president and directors, on or before the 10th day of May, 1833, according to the provisions of the said act.

Which resolution was unanimously adopted.

James William McCulloch, esq. offered the following preamble and resolutions.

Whereas, the assent of this company has been given to the act of the general assembly of Maryland, entitled "an act to provide for the continuation of the Baltimore and Ohio rail road to Harper's Ferry, and for other purposes," and it is deemed expedient to confer on the president and directors of this company full power and authority to make any agreement with the Chesapeake and Ohio canal company, which they may think useful and proper for the commutation of the damages which the latter company might sustain during the construction and graduation of the said road, or any part thereof, between said places, and for postponing the further construction of the said road along said Ferry in the valley of the Potomac river, and generally for carrying into effect the provisions of the said act in such modified form as may be agreed upon by the said company and the president and directors aforesaid, and especially so as to avoid subscribing on the part of this company to the stock of the canal company, therefore.

Be it resolved, That the president and directors of this company shall have full power and authority to make and execute on the part of the corporation, such agreement in the premises as to them shall seem expedient and proper.

Which were unanimously adopted.

James William McCulloch, esq. offered the following resolutions:

Resolved, That this company accept the act of assembly passed at the session aforesaid, entitled a further supplement to an act "to promote internal improvement by the construction of a rail road from Baltimore to the city of Washington, passed at December session 1832," and that the public interest, and especially the interest of the cities of Washington and Baltimore will be greatly promoted by the early construction of the proposed road between these two cities.

Resolved, That the president and directors be and they are hereby authorized to subscribe to all such portions of stock necessary to complete the said road from Baltimore to the city of Washington as may remain un-subscribed by corporations or individuals; and to borrow from time to time any sum of money which may be necessary to enable them to pay the instalments that may become due on the stock so subscribed by them for the construction of the said road from Baltimore to the city of Washington, and that the said president and directors be, and they are also hereby, authorized to pledge the property and funds of the Baltimore and Ohio rail road company, as a security for the payment of any and every sum so borrowed, and the interest thereon for the construction of the road aforesaid.

Which resolutions were adopted by a vote of 25,454 shares in the affirmative, 820 shares in the negative.

The hon. Jas. H. McCulloch, offered the following resolutions:

Resolved, That the thanks of the meeting be explicitly given to the president and directors of the Baltimore and Ohio rail road company, for their resolute and persevering efforts in the prosecution of that work in the midst of difficulties and discouragement; and that they have exhibited as much skill and judgment as in so new and great an undertaking could be required of men earnestly seeking to promote the interests committed to them, and deserve the countenance and support of the stockholders and their fellow citizens.

Which resolution was seconded by gen. William McDonald, and unanimously adopted.

On motion, it was then resolved that the thanks of the meeting be adjourned to the chairman and secretary, and the meeting adjourned, *in se die*.

JESSE HUNT, chairman.

CHARLES CARROLL HARPER, secretary.

##### MEETING OF THE CHESAPEAKE AND OHIO CANAL COMPANY.

From the *National Intelligencer* of May 10.

On the 7th inst. at our City Hall, a general meeting was opened of the stockholders of the Chesapeake and Ohio canal company, according to legal notice; when the following important report was presented by the president of the company:

To the stockholders of the Chesapeake and Ohio canal company in general meeting.

The president and directors beg leave respectfully to submit, along with a copy of the act of the general assembly of Maryland, in pursuance of which the present ge-



neral meeting has been convened, a report, approved by them, of a committee of their board, appointed to confer with a committee of the board of directors of the Baltimore and Ohio rail road company.

By order, and on behalf of the president and directors.  
C. F. MERCER, president  
of the Chesapeake and Ohio canal company.  
Canal office, Washington, May 7, 1833.

The committee appointed, by the order of the board of the 6th of April last, to confer with a committee of the board of directors of the Baltimore and Ohio rail road company, have performed that duty; and after several conferences with that committee, as well in Washington, as on the line of the canal, and in the city of Baltimore, beg to be recommended to the president and directors of the act of the general assembly of Maryland, entitled "an act to provide for the continuation of the Baltimore and Ohio rail road to Harper's Ferry, and for other purposes," and of sundry conditions contained in the said act; which, in all other respects, except the modifications thereof, contained in the annexed report, is left unchanged.

The committee deem it unnecessary, if not inexpedient, to enter into a narrative of the various opinions expressed by themselves or the committee of the rail road company in the progress of their negotiation; but avail themselves of this occasion, to do justice to the candor which marked the course of the committee of the rail road company, and to express a hope, which the assurance of the president and directors of the canal, is deemed to confirm, that if the proposed arrangement shall meet the approbation of both companies, the harmony, which it is so desirable to establish and preserve in their future progress, will be restored to their mutual benefit.

C. F. MERCER,  
W. SMITH,  
W. SMITH.

The Chesapeake and Ohio canal company, and the Baltimore and Ohio rail road company, by their respective committees, covenant and agree to the following terms of compromise, subject to confirmation or rejection by their respect companies:

1st. To accept the act of the general assembly of Maryland, entitled "an act to provide for the continuation of the Baltimore and Ohio rail road to Harper's Ferry, and for other purposes," within the time limited by the said act for the acceptance thereof by both companies, so as to secure to each its intended benefit. And as the purpose which the legislature of Maryland had in view in passing the same, will be more effectually attained by a modification of some of its conditions, the said companies mutually and reciprocally covenant and agree, in the event of such acceptance by both faithfully to fulfil the conditions hereinafter inserted for their common benefit, and so far to modify those stipulated in their behalf by the act aforesaid, viz:

The Baltimore and Ohio canal company, in consideration of the damage that may be done to the canal, and of the interruption or hazard to which its navigation will be unavoidably exposed, in the construction of the rail road along the margin thereof, bind themselves to pay to the Chesapeake and Ohio canal company, for grading the four miles and one-tenth of the road between Harper's Ferry and the Point of Rocks, hereinafter described, the sum of one hundred and sixty thousand dollars. The said four miles and one-tenth of the road shall consist of a space to be laid off between the entrance of the bridge at Harper's Ferry and a point two miles therefrom, according to the location of the said road, which point will be below Millar's Narrows: of one mile and one-twentieth, extending from a point opposite to the door of the chief public house, at the Point of Rocks, up the valley of the Potomac, comprehending the lower Point of Rocks; and of one other mile and one-twentieth, extending above and below the upper Point of Rocks, so as to comprehend the same; embracing all that part of the canal border at those places in which an interference exists between the location of a canal and rail road. In making as well as locating the said road, the Chesapeake and Ohio canal company shall act in conformity with the determination of the committee of the said rail road, as to the curvature, inclination of surface, and the breadth of the said road, which the act of the general assembly of Maryland prescribes, except that so much of the said road as is expected to be hereafter commuted to the Frederick and Harper's Ferry turnpike company and the rail road company, shall be of the breadth at the surface, of not less than thirty feet, instead of twenty, for the better accommodation of both.

Should the canal company prefer it, they may begin the lowest section of the said road at any elevation opposite the tavern at the Point of Rocks, not exceeding four feet above that of the road now constructed at that place; and, in case of a change of the present elevation, the expense of raising the present road and its appurtenant fixtures, so as to adjust the same to the road below and its extension above, shall be at the cost of the rail road company; and shall be done at such times as they may please to direct: provided, however, that at the lower termination of the pass, through Millar's Narrows, above mentioned, at both terminations of the pass by the upper Point of Rocks, and at the upper termination of the pass by the lower Point of Rocks, the Baltimore and Ohio rail road company shall terminate, in fixing the elevation of these points, shall be at the cost of the engineer of their own appointment, with the assistance of the canal company, charged by the same to make the location thereof, so as to

adjust those points to the intermediate rail road, according to the terms of the said act of the general assembly of Maryland; and the canal company may, in like manner, unite their engineer with the engineer of the rail road company, in fixing the intermediate location of the rail road, according to the said terms.

In the construction of the graduated road aforesaid, for the four miles and one tenth, before mentioned and in satisfaction of all injuries that may be done the canal in the construction of the said road, and as indemnity for any injuries that may be done by the engineer of the rail road company, in fixing the said road, payments of the \$366,000 shall be made monthly by the said rail road company, in the following proportions, viz: one-twelfth part thereof on the 1st day of June next, and one-twelfth part on the first day of each of the following months, until the said graduation shall be completed; but if the same be completed earlier than the twelve months, allowed therefore, the residue unpaid, at the time of such completion, shall be paid on the first day of the month next ensuing the same.

The passage to the Harper's Ferry bridge, across the canal, from the rail road, shall be by a pivot, or drawbridge; the expense of attending which shall be equally divided between the two companies; and the elevation of which, above the bottom of the canal, shall remain; as at present adjusted, at three feet below the bridge across the Potomac; the construction of the said pleasure of the rail road company to elevate it still higher. And the curves of the road, at the entrance of the draw or pass at the Point of Rocks, and at the crossing at the same point or drawbridge, being not provided for by the act of the general assembly of Maryland, shall be adjusted to the residue of the road, as conveniently may be done, in the graduation of the rail road by the canal company.

All expenses to be incurred, in condemning, or purchasing ground, or materials, for the location and graduation of the rail road, through the four and one-tenth miles aforesaid, shall be, as, at all other places, where the land required, is not now the property of the canal company, at the proper cost of the rail road company; and where the said road shall occupy ground, now the property of the canal company, the said company will survey the same, and convey to the canal company, an equivalent breadth of ground, along the northern side of the rail road, for the future supply of materials to the canal.

It is already, herein provided, that the portion of the rail road, at Harper's Ferry Narrows, shall be thirty feet in width, for the common use of the Harper's Ferry and Frederick turnpike, and the rail road companies. The canal company will survey the same by the rail road company, of any authority which they possess, to obtain permission from the turnpike company, to the rail road company, to lay their rails on the part of the said road common to both, the canal company being bound by their articles of agreement, only for the graduation of the said road, from the Harper's Ferry bridge, down to the point at which the said turnpike will diverge from the rail road, to ascend the hill above Millar's Narrows; and the rail road company shall, also, adjust the surface of that bridge to the elevation of the pivot bridge across the canal, at their own cost.

The rail road company agrees not to continue the rail road further up the valley of the Potomac than Harper's Ferry, until the Chesapeake and Ohio canal shall be completed as far as Cumberland, provided that the canal be completed thereto, within the term allowed by the charter of the said canal company.

The period of twelve months from the date of the acceptance of these articles of compromise, shall be allowed the canal company, to complete the graduation of the four miles and one-tenth of rail road before described; but the president and directors of the canal company, shall urge the contractors who may undertake the same, to proceed with diligence, and to complete the graduation in the shortest time practicable, consistently with the health of the country.

In case of any possible difference of opinion, or disagreement between the two companies, in relation to the construction of these articles of compromise, such difference, or disagreement, shall be settled in the mode provided by the act aforesaid, for the settlement of the construction thereof, by the said parties.

This report of the president and directors was, after debate, referred to a committee, consisting of Richard S. Coxe, John Mason, Archibald Lee, Thomson F. Mason and Henry Hunt; and the general meeting was adjourned to the 9th instant.

Yesterday, accordingly, the general meeting re-assembled. Mr. Coxe, under the instructions of the committee, reported against concurrence in the proposed arrangement, at the same time expressing his dissent from the conclusions of the committee.

A debate of considerable length ensued; after which, the question being finally taken on agreeing to the arrangement proposed by the president and directors it was decided in the affirmative. The aggregate vote being, in favor of the compromise, 6,904; against it, 1,300.

A compromise is therefore at last effected of this long-standing controversy, the Baltimore company having (as will be seen by the proceedings in a subsequent column) given full authority to the president and directors of the rail road to ratify what they have already in fact agreed to.



# NILES' WEEKLY REGISTER.

FOURTH SERIES.] No. 13—VOL. VIII. BALTIMORE, MAY 25, 1833. [VOL. XLIV. WHOLE No. 1,131.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

☞The present number contains twenty-four pages—eight being added, the more conveniently to get-in the report of the majority of the committee on manufactures.

We forgot to mention that the title page and index for the last volume was sent out with the REGISTER of the 11th inst. and that the large supplement for that volume has been generally forwarded to those who have ordered it, and will soon be sent to all such. About 300 copies yet remain for the order of subscribers, or general sale.

☞If any small matters of business have been neglected this week—correspondents are respectfully informed that they will be attended to early in the next.

☞The foreign articles and news inserted are interesting.

**THE PRESIDENT'S VISIT.** Some who ought to know, have thrown it out that president Jackson will be too much indisposed to proceed on his eastern tour, as was intended—others, however, say, that he will start next week. The "New York Courier" gives it to be understood that the president will move probably retire to Tennessee, and prepare for resigning his office; but the "National Intelligencer" thinks that such a retirement "is about the best thing in gen. Jackson's mind"—adding, it is "more likely that he is looking forward to a re-election for a third time." The latest accounts say that the president will start on his journey about the first of next month.

The present, it seems probable, will be a great season for travel, unless we shall be revisited by the cholera, or some other alarming disease. The secretary of the navy is now on a tour, and the "Pennsylvanian" informs us that Mr. Secretary McLane and Mr. Secretary Cass will accompany the president, being joined at New York by the vice president; and that Mr. Secretary Woodbury having returned, he, with Mr. Duane, to be appointed secretary of the treasury, (in place of Mr. McL. who is to be transferred to the department of state), will remain at the seat of government, and have charge of the public affairs; for it is stated that the postmaster-general will make a tour through the west. It is added, that Mr. Clay will pay a visit to the eastern states, and reported that Mr. Webster will make a journey through the western.\* Mr. Randolph is about to make another voyage to England—but, this time, at his own cost! Many other journeys are assigned to other distinguished individuals, with what truth we know not; but it seems certain that we are to have a "travelling cabinet."

**TIME AND SPACE.** A project is started, and, we hope, will be consummated, of making a rail road from Philadelphia to Baltimore, by the way of Oxford and Port Deposit. The distance will only be one hundred and eighteen miles—the transportation of commodities exceedingly large, and the time of travel, for passengers and the mail, not more than seven hours, at the rate of going now established on the New Castle and Frenchtown rail road—without any transhipment of goods, or transfer of baggage—unless desired on the way. Such a road would make a vast change in the existing condition of things—and especially in the winter season; when passengers and the mails have to be dragged through the mud—lubber-deep, in many places.

A large part of this contemplated road is really completed—43½ miles at the Philadelphia extremity; and the stock has been subscribed for a rail road from Baltimore to Port Deposit. The middle section, then, of between 50 and 40 miles, only, remains undetermined.

When this road shall be made, and that from Baltimore to Washington is completed, as it pretty soon will be—Philadelphia will be nine hours distant from the capital of the United States!

\* Mr. Webster, with his lady and daughters, arrived at Albany on Monday last.

We see, also, that a project is going on to make a continuous rail road from Philadelphia to the west shore of the Hudson, opposite New York, via Trenton, New Brunswick, Rahway, Elizabeth Town, and Newark. We much desire that this may soon be accomplished—and it appears that it will be. The stock must be among the most profitable in the United States. It is stated that 600 persons, even now, daily pass between New York and Newark, over the toll-bridges, besides those carried in steamboats, and the transport of merchandise is equal to 82,445 tons a year! The stock of the turnpike road between these places is 800 dollars for 900 paid—that of the bridges, 150 for 100 paid. It seems that the unwise monopoly, which was thought to have been granted to the Camden and Ansbay rail road company, by the legislature of New Jersey, will not hold—for the new company has purchased an old turnpike road, and cannot be prevented from laying rails on the sides of it! This is pleasant. We would encourage home competition; aye, and might be reconciled even to "free trade" with foreigners: but not so far as to admit English tapes and bobbins, while England forbids payment for them in bread and meat!

With these roads made (and they must be made), New York will be fifteen hours distant from Washington.

The prophecy of Oliver Evans (made in the presence of the editor of the REGISTER, and in the house of his father), many years ago—is near its fulfillment. Oliver Evans said, that the "child was then born who would travel from Philadelphia to Boston in one day." Oliver allowed, then, 80 or 90 years—but it will be done in half the time. Already the journey between New York and Boston is being made in 17 hours 41 minutes, and the time on the rail road to be made between Philadelphia and New York (less than six hours), will perfect the prophecy—however it seemed to partake of insanity when first proclaimed.

**BALTIMORE AND OHIO RAIL ROAD.** Since the compromise with the Chesapeake and Ohio canal company, the prospects concerning this road are much brightened—and by the time when it shall reach Harper's Ferry, the Winchester rail road will be ready to join it—thus opening the rich valley of Virginia to the commerce of Baltimore, and placing the land-holders, as it were, close to a sea-port. Winchester will be only from nine to twelve hours distant from Baltimore; and less, when steam power is used—as it will be. The value of the lands in the valley will be increased by millions. Even its fine and fat cattle, instead of being wasted, or exhausted, by driving, will be carried to market on the rail road.

The Frederick Examiner states that a machine has been erected at the rail road depot in that city, which supercedes the necessity of unloading wagons. On Thursday, of last week, by its aid, the *body and contents* of a wagon, weighing, in all, about 5,600 lbs. were lifted from the running gear, and placed upon a rail road car, and sent to Baltimore.

**SOUTH CAROLINA RAIL ROAD.** We have pleasing accounts of the progress and prospects of this interesting improvement—and entertain no doubt that it will, when completed, "nullify" many *Jeremiahs* in that state; and, perchance, teach some the importance of looking at home, and of relying on themselves, for prosperity. During the last month, \$3,617 03 were received for the transportation of passengers and goods. It will soon reach the fertile upper country, and then will work—miracles, in public opinion, and teach men to put their own shoulders to the wheel. This is all that is wanting, even in "distressed" South Carolina. We should never have heard of the "oppressions of the tariff" had the people been willing to work—and to expend upon their lands the profits of their crops.

Sixty-two miles of this road (to Branchville) were opened for public travelling on the 17th Nov. 1832, in less than two years from the commencement of the work, and on the 7th February last the road was opened to Midway, 72 miles. The entire line of the road seems to be only 136 miles, on which all the excavations, embankments, ditches, bridges, &c. have been made; and the whole distance (to Hamburg) will soon be opened for public use. The stock will be a very profitable one. It is expected to yield not less than 12 per cent.

"THE GROANS OF THE SOUTH." The St. Augustine Herald informs us that one planter in Florida made, with 15 hands, last season, 50 high-drawls of sugar, 7,000 gallons syrup and molasses, and 2,000 bushels of corn—realizing more than \$600 to the land in one year.

Let us see—here we have 50,000 lbs. of sugar, on which the present duty is 2½ cents, and 7,000 gallons of molasses at 5 cents—and the amount of protection on both is 1,600 dollars. And, as only 15 hands were employed, the "bounty" on each person, being made up of a "tax" on consumers, for the benefit of the only real "monopolists" in the United States—if any there are, because of soil and climate, is 106 dollars and 67 cents per head—a sum considerably more than equal to the whole average wages paid to free agricultural laborers in the north—out of which they clothe themselves, paying all that "gracious tax" which is laid on imported commodities! And it must be observed, that these 15 persons, on the sugar estate, also raised 2,000 bushels of corn, or 13½ bushels for each—being three or four times the amount of their own consumption. This is more than equal to the cost of the food which is furnished by the farmers to those employed by them in the north.

We may see what will be the effect on the sugar cultivation when the "bounty" or "tax" shall be reduced to 20 per cent. *ad valorem*; or, on the quantities just given, about 350 dollars, instead of 1,600 dollars! Will that enable our sugar planters to withstand the competition of free labor in the East Indies, or of slave labor in Brazil, Cuba, and other places? Can they make sugar cheaper than the Jamaica planters? These last are protected by a duty of 2 cents and 4 mills per lb. less than is payable on East India sugar, though equally produced in a British possession! And yet we know that the British West Indies, apart from all considerations of the slave question, have long been rapidly descending to poverty. The average product is, perhaps, less than two per cent. on capital vested in land and slaves. Is there no instruction in these facts?

Again—there are about 2,000,000 slaves in the United States. If we average them at 200 dollars a head, their aggregate value is 400 millions. The demand for slaves, for the cultivation of sugar in Louisiana and Florida, has a most important effect on the price of slaves, and may be estimated at 25 per cent. or 100 millions of dollars; and, certainly, that amount of property would be lost to the holders of slaves, if the persons now employed in the cultivation of sugar were transferred in the cultivation of cotton. We are speaking of mere matters of dollars and cents—after the manner of the "chivalric and generous south." Of the moral effect to result from rendering it less profitable to breed slaves, we have nothing to say—at the present time; nor shall we calculate the consequences.

MORE "GROANS OF THE SOUTH!" The Richmond Whig gives the proceeds of an entire crop of tobacco, just sold at the Shoecake warehouse, the average of which was \$12 16 per hundred pounds.

The British duties on sugar are as follows:	
Foreign, brown	£3 3 0 cwt. or 15 19 cents per lb.
white or elayed	4 6 8 " 30 8 do.
British East Indies	1 17 0 " 8 cents, nearly.
West Indies	1 7 0 " 5 6 " "

The heavy duty laid upon British West India sugar is for revenue—but the extra 2 4 cents, assessed on British East India sugar, and the extra ten cents per lb. on foreign sugar, are for the protection of the West India cultivators. The last, we think, would be better protected by a duty of 7s. than of 2s. per cwt. because of the increased consumption which so reduced a duty would cause; and a considerable part of the reduced duty would go into the price received by the planters, foreign sugars being still excluded.

GLASS FACTORIES IN NEW YORK. The following has been transmitted to us as a complete list of the window glass factories in New York:

At Verons and Vernon, Oneida county—Ontario and Geneva, Ontario county—Woodstock, Ulster county—Hamilton, Albany county—Sand-Lake, Rensselaer county—Redford, " county—and Clyde, Wayne county. Total, nine.

At the Clyde factory there is annually consumed—40 tons pot ashes, 125 tons of sand, 40 tons house-ashes, 200 barrels of salt, and 2,500 cords of wood, &c. The capital is 25,000 dollars—30 men are employed, and 150 persons subsisted at these works; and the product is about 8,000 boxes of 7 by 9, annually, at \$5 per box—or 24,000 dollars.

We have no particular information of the business and extent of the other establishments—but taking this as an average, the nine will produce the following results:

*Annual consumption.*

360 tons pot ashes
360 tons house ashes
1,125 tons of sand
1,800 barrels of salt
22,500 cords of wood.

*Employed and subsisted.*

270 workmen, and 1,350 persons subsisted.

*Capital, &c.*

Capital 225,000 dollars—annual product 216,000 dollars.

Fully two-thirds of the value annually created, passes directly to land-holders and agriculturists, for fuel and transportation, &c. and the subsistence of the workmen and their families; and these nine glass factories are more beneficial to the land-holders and farmers of New York, than is the whole trade with Russia, Prussia, and Denmark to the land-holders and farmers of the U. States; so far as the trade with these countries depends on their consumption of American products, according to the treasury tables of 1830—the latest that we happen to have before us.

THE COAL TRADE. At the beginning of the last week, 1,004 boats, laden with 41,701 tons of coal, had descended the Schuylkill, in the present season. Between 7,000 and 8,000 tons a week are now shipped. The price at Pottsville is \$2@2 50—freights 1 25.

And up to the 1st of May, there had arrived at Honesdale, from Carbondale, 1,625 rail road wagons, with 40,621 tons of coal—besides vast quantities of lumber. The Delaware and Hudson canal is doing a great business.

"A FACTORY GIRL." A letter from Newport, R. I. speaking of the calm and unruined deportment of Jerry, on his trial for the murder of a young woman, whom he is charged with having previously seduced—says:

"The same feeling which the deportment of the prisoner is calculated to produce, was evinced in the crowded audience yesterday, in the examination of a young lady, without its being repressed by any doubt as to its being fully deserved. I do not allude to it, as at all connected with the case, in point of testimony, but simply as one little green spot in that boasted profession, the law, which, after all, however noble it may be as a science, is, in the practice of the day, a mere art of preventing witnesses from telling the truth, and an exercise of the most ingenious deception upon the minds of plain, honest men, who are so unfortunate as to be caught upon a jury. Whoever most excels in these qualifications, is the best mere lawyer. In the case alluded to, however, there was an exactly opposite result. A young female (she would deserve any where the appellation of lady, both in appearance and deportment), was called upon, unavoidably, to testify to circumstances extremely unpleasant to a delicate female in detail in a public assembly. They had no relation to herself or to the prisoner. The unaffected and lady-like manner in which this young female acquitted herself under circumstances so peculiarly trying as a public examination of this description, was exceedingly interesting. Polished society might find it not a little

\*They related to the delicate situation of the murdered female.

difficult to furnish a representative to discharge so painful a duty, with as much of the true dignity of modesty as was here evinced by a 'factory girl.' It was an honor to that valuable portion of our population thus to be represented, and would of itself repel the slander that there is necessarily in their employment any tendencies to blunt the sensibilities of females, or prevent a full cultivation of lady-like and delicate refinement. Even the overbearing sternness of the examining counsellors at the bar was laid aside for respect to female delicacy; and the rare phenomenon in legal practice was exhibited, of the mere lawyer (whose greatest merit is supposed to consist in browbeating and confusing witnesses, to prevent their telling the truth) being laid aside for the true courtesy of the gentleman—the politeness of the heart."

☞—The people of the south, in general, have about as correct ideas of the general character and condition of the young women employed in the well-regulated factories of the north, as of the inhabitants of capt. Symmes' inner world. This is not much to be wondered at, in those who would be "shocked to death" with the mere apprehension of being called upon to labor—to receive money, in wages, for work performed! But a better and more correct class of persons are no where to be found. They are much superior, and in almost every respect, to the classes of society from whence they are drawn, and better educated; and their lives are as blameless—indeed, less liable to injurious suspicions, for very few accidents happen among them. And there is a good reason for this—each is made a guardian, as it were, of the honor of the establishment in which she labors—and a good reputation is every thing to these poor girls. There are villages at which several hundred young women have been employed, for years, with hardly a single impeachment of their chastity. They are respectable and respected—their dresses are not so costly as those of their sisters who are independent of manual labor for support—but not less neat, and tidy, and comfortable. And we have seen many of them that would have excited as much attention in the drawing room at the president's house, because of their beauty—as any who have appeared there; eye, and, we think, would have conducted themselves quite as well. But what a horrible thing would it be to introduce an honest and well-educated and lovely "factory girl," where "patches, paint and candle light" are so important, and "small talk" is only used, because the only sort-of-talk that is understood!

There is a wicked and foul disposition to debase the character of such young women, and simply because they make an honest living for themselves! But many a man has found to his sorrow, that a dashing belle may be a wife only fitted "to suckle fools," and unable even to "chronicle small beer," being no more than a female animal, with a range of intellect bounded by the fashion of a frock or a petticoat, and as if without a soul; a mere play-thing in prosperity, or a dead-weight in adversity; oftentimes regarded with indifference in the one case, and always despised in the other; in neither a companion for an intelligent and inquiring man.

We speak of the "factory girls" as we have seen them, and are entirely assured that they are. What they may be, under REDUCED WAGES and more severe labor than is now required of them, we shall be better able to say after 1842—if so long we live. Thousands on thousands of such are now among the most valued wives and best mothers in the land, offering their "jewels" to defend their country in the peril of war, or extend its prosperity in the works of peace;—to tread the mountain's top, dive into the bowels of the earth, or march upon the ocean—every where holding up the "starry flag" of the republic, and proclaiming liberty and independence. Cases of individual hardship have happened, and we would rather that female labor should find employment home, or in less dense masses than are oftentimes met with—but such females are not yet slaves; and those that are prudent and thrifty do not generally remain many years in the factories. Some accumulate little fortunes for themselves—a few hundred dollars to "begin the world with"—and the fact that they are honest and industrious, and careful, has no effect, in the north, to exclude them from society, or degrade them in the public estimation!

"MIGHTY FLOODS." Very little rain fell during the month which ended two or three weeks ago—but since then there has been a general rain, and a vast quantity of water has fallen, as the following brief notices will show.

The Connecticut river had risen near twenty feet—and caused much damage; but we have not many particulars. The Hudson and its chief tributary, the Mohawk, rose to an extraordinary height, doing great injury at Troy, Albany, and many other places, and several lives were lost by the breaking up of rafts, &c. and of persons engaged in attempts to preserve property. The rise of water is called "unparalleled." The lower part of Albany was completely inundated—the streets were impassable, except in boats or carriages, for some distance above the Eagle Hotel. One of the bridges across the Mohawk was carried away. The beautiful gardens on the islands in the Hudson, below Albany, were destroyed, and many fields on the main land overflowed. The loss of property was exceedingly heavy, on the 14th, 15th and 16th inst. It was apprehended that the canals had been seriously injured. We cannot give particulars. Such a flood, was not expected at this season of the year, and hence the injury was increased.

The waters of the Delaware reached an uncommon height on the 10th and 17th instant, and much damage was sustained.

The Susquehanna was 16 feet above low water mark at Harrisburg, on the 16th, and still rising. It was the greatest flood remembered by the oldest inhabitants—much higher than the extraordinary one that happened 16 years ago. The river was exceedingly violent and "wicked," as we have heard a person call it, and the rush of waters, at certain points, awful. We have not seen any statement of the damages sustained, but they have been large. It is expected that several of the canals have been injured. Some persons were drowned, in attempting to save lumber and other property.

The Potomac has been very full, and wafted a great quantity of produce, lumber, coal, &c. towards the market on the sea board; but we have not heard of much injury being done on the shores of this river.

The Ohio was 23 feet above low water at Wheeling, on the 18th inst. The flood in this river does not appear to have been of an extraordinary height, and no particular damage is stated.

What a vast amount of water must have descended in four or five days, which, after saturating the parched earth, hurled such torrents towards the sea! The mind can hardly grasp an idea of the quantity, though the fact is presented, that rivers, from a half a mile to a mile, or more, wide, had a volume twenty feet deeper than usual, hurried forward at the rate of ten, or more, miles an hour, at particular places.

The loss of life has been considerable. Many bridges, dams, mills and other buildings have been swept away, and immense quantities of lumber and saw-logs, &c. are lost. In a good many instances, stone buildings have been cleared to their foundations. The rivers and streams of Vermont have been as violent as others. The general amount of damages sustained is exceedingly large—and the rage of the rain-flood unprecedented.

THE CHOLERA. The total number of deaths by this disease in Havana and its suburbs, from the 1st of March to the 13th April inclusive, is now given at only 6,831. On the 1st March 35; on the 13th April 22. Greatest number of deaths on the 22d March—78 white, 255 colored—333. This was not only the highest aggregate, but also the highest number of either class of persons.

A letter from Matanzas, dated April 24 says, that the cholera had nearly ceased at that place—but was ravaging the estates, some losing 40 or more slaves in 3 days. On others it is said that all had died.

The Paris papers have official returns of the mortality caused by the Asiatic cholera in France. From its commencement until the first of January, 1833, the whole number of patients was 229,534—of those who perished 94,666. It appeared in fifty of the departments; those of the south suffered much less than the northern; the western less than the eastern. The government expended nearly thirteen hundred thousand francs in providing food, medical aid and other necessaries, for the relief of the poor.

A good many cases of cholera have lately happened at Vicksburg, Miss. and some at Nashville.

**NATCHEZ.** There has been a great excitement, and the largest meeting of the people ever had in this city, because of the finding of the bodies of several negroes, thrown into some of the gullies and slightly covered with earth; and the cholera was killing the people so fast that the survivors had not time to bury them, &c. It appears that the bodies found were those of slaves, that had belonged to certain "negro traders"—who, to avoid the expense of interment, had thus disposed of their remains—at which the people were properly indignant, &c.

The "Natchez Courier" of the 25th April says—It is a known and indisputable fact, that the cholera has re-appeared in New Orleans, to what extent, having nothing before us from the authorities of that city, we are unable to determine; but we do know, that scarcely a boat arrives from that port, without more or less sick on board, with that disease. Among other passengers there had been, during the previous week, many negroes, some of whom have died of the cholera, perhaps eight or ten—but not a single case has originated here, nor has any one of our citizens been attacked, that we have been enabled to learn.

**THE NEW TARIFF LAW.** The following are the *modest* opinions of the Leeds [England] Mercury, concerning the new tariff law of the United States. Whenever the proceeding of a foreign government interferes with the interests of Englishmen, every genuine *John Bull* "opens only one eye," as our Indians say, to see the merits of the matter. The passage of this bill is called "a most arbitrary proceeding, and, indeed, a gross breach of faith"—because that the products of the woollen manufacturers of Leeds and Huddersfield may not be sent to the United States, at a duty of five per cent. Modest and liberal *John Bull*! "A breach of faith!" Between whom? Was Mr. Bull a party to the tariff act of 1832? Has he not, an hundred times, regulated his own tariff by simple orders in council, concocted in secret, and put into operation at the chief ports, without a moment's warning to the parties interested? Does not John assess an average duty of more than 100 per cent. on all the chief productions of the land and labor of the United States, cotton only excepted! But John grumbles because the duty on coarse woollens, reduced, by ourselves, in a spirit of compromise—have, in the same spirit, and to please ourselves, been temporarily raised to the duty which is payable on other woollen cloths! and notwithstanding a greater advantage has been given him in stuff goods, linens and silks! "A BREACH OF FAITH," John!—a breach of faith between the United States of America, and the log-wood dyers of cloth, made out of old clothes, at Leeds, which, like Peter Pindar's razors, are sent out "to sell," in America. O rare and modest, *John Bull*. We pray thee—open both eyes, John. Look at home, John. Reform thyself. Do "free trade," and then we'll talk with thee about it, Father John!

From the Leeds Mercury.

Mr. Clay's tariff bill has been smuggled through the American house of representatives, by one of those original and startling manoeuvres which distinguish that republican legislature. The house had been all the session discussing the tariff bill introduced by Mr. Verplanck, which went to make great reductions on imported goods; the manufacturing party struggled hard against it, and the southern as hard in its favor: the bill had reached its third reading, when—lo! some member moved, "as an amendment," to leave out all the words after "that," and substitute for them the tariff bill which Mr. Clay had carried in the senate. The motion was carried by a vote of 120 to 85; and by this most extraordinary piece of jockeyship, Mr. Clay's bill passed in one day.

We regret to say, that this bill is not only much worse than that of Mr. Verplanck, but is decidedly less liberal than that of last July. The tariff of July, 1832, was to have come into operation on the 3d of March, but if Mr. Clay's bill should finally pass the senate, in which house it has been returned, that tariff will never take effect at all, except as modified by the new bill.

By the tariff of last year the lowest qualities of woollen goods were allowed to be introduced at a duty of five per cent. *ad valorem*, and great quantities of goods have gone out from the neighborhood of Leeds and Huddersfield on the faith of that arrangement; but Mr. Clay's bill raises the duty on these goods to fifty per cent. and every yard of the low woollens sent from England must either pay that duty or be sent back to this country;

This is a most arbitrary proceeding, and is indeed a gross breach of faith.

The other arrangements of Mr. Clay's bill are to let the duties fixed by the tariff of last July remain in operation till the 31st of December next, after which they are to be reduced by driplets—one-tenth of the excess of those duties over 20 per cent. *ad valorem* to be taken off at the end of the year 1833, another tenth, at the end of 1835, another tenth in 1837, another tenth in 1839, in 1841 one half of the remainder, and at the end of 1842 the duties are to be reduced to 20 per cent. at which they are to continue.

Our Bradford and Keighley friends are almost the only persons in England whom this tariff will benefit, as worsted stuff goods, which have hitherto paid 25 per cent. duty, are to be admitted duty free. Linens and silks are also to be admitted duty free, which will be an advantage to Barnsley and Manchester.

**BRITISH "FREE TRADE."** The Newcastle (Eng.) Chronicle, speaking of the timber trade, says—Within the last few days, several vessels have been taken up here to go to Memel to take in a cargo of timber, from thence proceed to Canada, where the cargo will be delivered, and immediately reshipped and brought to this port as American (Canadian) timber! What an absurd state of law it must be that can render such a system profitable, and yet what an outcry was raised against the ministers when they attempted to alter it!

**TEAS.** It would appear (says the Boston Centinel) that, in the article of teas, as in some other articles, we were in danger of losing the benefit of our own reduction or abolition of duties, by the incidental increase of price by the producers. The Hong merchants of Canton, hearing of our new tariff, naturally calculated on an increased consumption and demand for the principal ingredient of our afternoon beverage, and are said to have endeavored to get more profit themselves, by our expected augmented indulgence in the herbs of the east.

**THE MARKETS.** On Wednesday last, green peas were selling in the New York market at 50 cents per peck, and strawberries at 150 cents per quart. On the same day, green peas, at Baltimore 12½ to 25 cents per peck, and strawberries 6½ to 12½ cents per quart. It is probable that peas will be sold at 25 cents the bushel, this day, in Baltimore—May 26—and a plenty of fine strawberries at 6½ cents per quart.

**THE PROTESTED DRAFT.** The Pennsylvania says—that the United States bank has presented the protested draft, amounting to nearly a million of dollars, to the United States government, with a claim for damages at the rate of fifteen per cent. By the late arrivals at New York, the original draft and protest have been returned to the bank, and the directory of that institution has sent in its bill of damages to the treasury department.

[We have heard that the bank proposed to collect the draft—but that the government would sell it, and the bank became the purchaser. In this case, the affair is a mere business transaction, and the bank ought to claim of the United States what would be claimed of an individual, in a similar matter: and yet *mirabile dictum!*—half a thousand columns of "judgment" are being manufactured on this account, for the "by authority" presses. The making of such a draft, we rather apprehend, has few precedents, if any—and, surely, the sale of it was not called for, unless because of some imperious demands on the treasury, with which we are unacquainted. But if the government trades in drafts, the *lex mercatoria* is just as applicable as it would be to a private individual—and the fuss made about it is childish, or—base.

**MR. RANDOLPH AND THE BANK OF THE UNITED STATES.** From the Richmond Whig.—John Randolph, of Roanoke, for some days, (and we believe still), in this city, is understood to have declared himself distinctly and decidedly in favor of renewing the charter of the present bank of the United States. We learn that his course of argument is somewhat this: that his opinion of its unconstitutionality has not changed, but that he views that question as withdrawn, and the country brought to the alternatives of choosing between the present institution and one of more extensive powers and capital, to be established for the special benefit of Mr. Van Buren. Mr. Randolph

believes that the southern people only are influenced by constitutional scruples in their opposition to the new charter; that if the present institution is overthrown, another of more doubtful utility, and of enlarged capacities, will be immediately erected in its stead, and brought under the control of the executive for electioneering purposes; and he prefers an institution which he knows, and which has proved useful and independent, to another untried, and which may fall under government influence, and enlarge the already dangerous extent of executive power.

Mr. Randolph arrived in Baltimore on Sunday last, and on the next day proceeded to Philadelphia.

The "American," noticing the arrival of Mr. Randolph in this city, gave the following account of it. Mr. R. is said to have been "much offended," because of the crowd—but the singularity of his equipage and proceedings, were legitimate causes for that curiosity which his presence excited. Many wished to see what sort of an animal it was within the vehicle—which, as one who saw it said, looked as though it might have been dugged out of the ruins of an old coach house which had "flourished before the revolution." If "Roanoke" will not do things like other people, he cannot expect that the people will treat him as they would another man. And after all, Mr. R. would, perhaps, have been sorely mortified if his arrival had not created any sensation, though only of the "groundlings," let loose on a Sunday evening. Erostratus burnt the temple of Ephesus, for fame—others seek and obtain it by other means.

From the American. The hon. John Randolph reached this city on Sunday afternoon from Washington, and proceeded to Philadelphia yesterday morning. He travelled in his old fashioned English coach and four, with a postilion on one of the leading horses, and Juba on the box. We learn that his passage through Pratt street to the city hotel was the occasion of some little inconvenience and irritation to him. His remarkable equipage came leisurely along that street just about the time of the arrival of the steambath Kentucky, and thus attracted the attention of the crowd of persons who were in waiting to witness her arrival, as well as the hundreds who had just landed from her, at the intersection of Light and Pratt streets. It was soon generally understood that Mr. R. was in the coach, and curiosity, on the part of some, and the force of the example on others, immediately induced numbers of the spectators to follow him. By the time he reached the hotel, we learn that the crowd was so dense in front of it that his entrance at the principal door was impossible; at length the equipage proceeded to the private door on Fayette street, and he was conveyed from the coach into the hotel in the arms of Julia. Mr. R.'s appearance is said to indicate an extremely delicate state of health.

The "Richmond Enquirer" thus notices the preceding—  
"A report has been sedulously got up for some weeks, that the bank of the United States would be certainly rechartered—perhaps with some modifications. An attempt has been made to reconcile to the public this arrangement, by this sort of argument—that we are to choose between a treasury bank and the present bank of the United States. Indeed, this idea has been carried so far, that a member elect to the next congress, who was supposed to be as violent an opponent of the bank of the United States as any man breathing, has lately declared in this city, that he would probably go for the bank, not a bank—for the present institution with some modifications, rather than take, what he is pleased to term, a New York Plan (Buren bank). The design of the bank friends seems to be, to drive us into one not by the pious fear of getting into another."

And adds—"The voice of Virginia is against this institution—loud, distinct, unchangeable. It is against the New York scheme, if any such should be entertained—and we are much mistaken, if it be not also against the treasury substitute, if any such should be brought forward. True—Mr. Calhoun and a few of his friends in congress, may be in favor of the bank—but he has always been its friend. He was one of its fathers—and notwithstanding his present new-fangled doctrines of state-rights, he will be found its advocate at the next congress! But the mass of the south will be strongly opposed to it—let the bank of the United States be assured of it. For our own parts, we would rather see the government sustain a grievous inconvenience, from the want of such an institution; we would rather see it pay 10, 15, 20 per cent. more for transmitting its funds from place to place, than violate by such an institution, the federal constitution." [O Dear—ORATA PRINCIPIS:]

UNITED STATES BANK STOCK. We have the pleasure to say that the honest gentlemen-brokers of New York, are still being punished. In spite of all sorts of fabrications, the stock rises; and on the 22d was at 114½—and fearfully expected to go still higher.

MASSACHUSETTS. The ladies' fair, at Boston, for the benefit of the blind, produced near twelve thousand dollars; and a similar fair, for the same kind purpose (previously held), yielded the large sum of three thousand dollars, in the comparatively small town of Salem, which had already contributed six hundred dollars.

The Boston Transcript says—We are pleased to learn that something is at last to be done, and with energy, to ensure the immediate completion of the Banker Hill monument. A gentleman of this city has addressed a letter to the government of the Massachusetts mechanic association, offering a donation of \$5,000, on condition that \$30,000 shall be raised by subscription within three months, for the purpose above specified. A meeting of the association was held last evening, and from the spirit manifested by the members, there is not, we are informed, the slightest doubt that the work will go on and be finished forthwith.

The estate, corner of Tremont and Beacon streets, well known as the Eliot estate, measuring 184 feet 8 inches on Beacon and 65 on Tremont street, backing on Philips' place, containing 10,954 feet, was lately sold at \$3 10 per foot. The right to one-seventh part of Philips' place, so called, being all the interest and estate of the heirs of the late Wm. H. Eliot therein, subject to the rights of light, air and drainage belonging, to the mansion house estate above described, at \$450.

We understand that a company of gentlemen have purchased the White estate, so called in Roxbury, for \$26,000, for the purpose of erecting thereon a number of elegant cottages. This estate has long been known as one of the most beautiful garden spots in this vicinity.

[Advocate.

PROFESSIONAL NEWS. According to Williams' Annual Register, for 1853, just published, the number of members of the professions of divinity, law, and physic, in the state of New York, is as follows:

Attorneys and counsellors at law.....	1,956
Physicians and surgeons.....	2,580
Clergy, viz:	
Presbyterians and Congregationalists.....	509
Baptists.....	448
Methodists.....	401
Episcopalians.....	163
Reformed Dutch.....	106
Associate Reformed.....	99
Lutherans.....	14
Other denominations.....	78

Total.....1,741

PENNSYLVANIA. It is estimated that, since the opening of canal navigation this spring, Easton has sent to market about 100,000 barrels of flour, 70,000 bushels of corn, 8,000 barrels of whiskey, and 5,000 barrels of linseed oil, besides large quantities of other productions, among which was a considerable quantity of roofing slate, a large quarry of that article having been worked for some time in that neighborhood.

It is also said of this flourishing town, that upwards of fifty buildings, chiefly brick, will be erected there this season, and a large edifice, for the Lafayette college, 112 feet front, will be commenced. In addition to the merchandise and produce of the neighborhood, which we have noticed above as coming from Easton, we may add that, in the last week, 64 Mauch Chunk boats, loaded with 3,147 tons of Lehigh coal, entered the canal, and contributed towards the \$1,648 received during the week.

MARYLAND. James H. Alexander, esq. civil engineer, and professor Ducent, of the university of Maryland, have been appointed by the governor and council, to collect and prepare the materials for a geographical and topographical chart of the state, and a geological survey thereof. Philip P. Tyson, esq. will assist in the latter. These interesting matters are committed to gentlemen

happily fitted to execute them in the most satisfactory manner.

**BALTIMORE.** We have more than once mentioned, an addition to this city which is now being made, by the improvement of a property called "Canton," which lies on our river, south of Fell's Point, and has a fine depth of water along its front. The company having expended a large sum of money in levelling, filling up, and opening the property, and built a long line of wharves, &c. &c. on Saturday last offered 200 of their lots for sale, all which were disposed of. These lots are generally 20 by 60 feet, and varied from one hundred to five hundred dollars, according to location. The whole product of the sale exceeded 30,000 dollars.

Buildings will be immediately commenced on many of these lots, and we may soon expect to see a new town rising up. It is intended that the rail roads shall be extended to Canton, and the time is not distant, we think, when a lively and large business will be carried on there. The whole tract is said to abound with good water.

**CUMBERLAND SUFFERERS.** The following is a return of the monies collected in the several wards of the city of Baltimore, for the relief of the sufferers by the late fire at Cumberland:

1st ward.....	\$151 62
2d do.....	129 23
3d do.....	138 93
4th do.....	171 16
5th do.....	216 75
6th do.....	1,014 27
7th do.....	1,714 12
8th do.....	150 37
9th do.....	986 50
10th do.....	360 88
11th do.....	683 48
12th do.....	143 95

Total.....\$5856 28

In addition, one gentleman of the 6th and another of the 7th wards had, individually, forwarded 150 dollars each: making the whole sum \$6,156 28.

The 7th, 6th and 9th wards are always the heaviest contributors on occasions of this sort. They are compact, and the chief seats of business; and many, resident in other wards, have their places of business in these, and so swell the amounts obtained in them.

**VIRGINIA.** The Winchester Republican says—We have received a printed catalogue of the officers and students of the university, for the present session. It gives us great pleasure to see that the number of students who have matriculated during the term exceeds that of any other session, except the second: In 1825, the whole amount of matriculates was 123; 1826, 177; 1827, 128; 1827-'28, 131; 1828-'29, 150; 1829-'30, 133; 1830-'31, 133; 1831-'32, 140; 1832-'33, 157.

The total estimate of expenses for the session of ten months, exclusive of books and stationary, clothing and pocket money, is \$23.

We understand that a fine spirit of order and industry now pervades the institution—and that the students are actively engaged in preparing for the examination in July.

We learn with regret that the university of Virginia is about to lose the services of Dr. *Robley Dunglison*, he having accepted the chair of *materia medica*, therapeutics, hygiene, and medical jurisprudence, in the university of Maryland.

**MISSISSIPPI.** A new and flourishing town of fifty houses, called Amsterdam, has jumped up on the Big Black river, about 100 miles above its junction with the Mississippi, in the last 12 months. It is in the heart of a rich cotton-growing country, and steamboats easily ascend to it.

**FLORIDA.** The return of votes, though not official, shew that col. *White* has been re-elected the delegate from this territory to the congress of the United States, over gen. *Call*, after a most arduous and very violent campaign.

**EMIGRATION TO MICHIGAN.** The Detroit Courier mentions the arrival at that place, of seven steamboats, from Buffalo, from the 1st to the 7th inst. with 2,610 passengers.

We are told that the steamboats at Buffalo oftentimes depart previous to the time appointed, to avoid the pressure of persons wishing to take passage in them.

**TEXAS.** By the brig *Friedricksburg*, arrived at New York from Matamoros, we learn, (says the Courier), that a vessel of war from Vera Cruz, arrived at that place a few days previous to her sailing, with troops, who, with others assembled at that place, amounting altogether to about 350 men, were to march in a short time to Texas for the purpose of driving the American emigrants from that place.

[Texas has been considered as a sort of neutral, or middle ground, for the congregation of all sorts of adventurers, making laws for themselves, in fact, though pretending to respect those of Mexico. The 550 troops above mentioned were to be joined by 1,200 others, and eight pieces of artillery; and the prevailing anarchy will probably be put down, very promptly.]

**LATE TREATY WITH DENMARK.** The Washington Globe contains a list showing the result of every claim presented to the board of commissioners under the late treaty with Denmark. The full amount awarded in all the cases is \$2,154,425. The sum actually payable is \$670,564 78.

**INFIDENT VILLAINS.** The progress of crime in the United States is appalling. The exports from Europe of murderers, robbers, gamblers, thieves and pick-pockets, &c. with thousands of paupers, are "free" enough, indeed! Strong measures must be adopted to prevent their various depredations and impositions on society. The punishment of those convicted should be sure, and the full penalty of the law certain, without the hope of executive pardons. Let the penitentiaries be enlarged, if necessary—and second offences close their doors against the egress of persons condemned for any crime resulting from manifest perversions of the heart—while the unfortunate should be more tenderly dealt with, and encouraged to reform themselves. But so it is, that the meshes of the law are too often broken through by "rogues of distinction," who are *artists* in villainy.

One of the editors of the Boston Centinel was lately assaulted in the street, after nightfall, by some ruffian, supposed to be a gambler, the editor alluded to having aided in the exposure of a den of villains of that character. Since the assault he has received the following anonymous note through the post office:

Boston, May 5, 1833.

Sir: The personal chastisement inflicted on you on Monday night, must convince you that justice, though slow, is sure. You have received an anonymous hint that for a certain paragraph that appeared in your paper some time back, (the object of which was to call the public attention to a certain house in this city,) you should not go unpunished.

If you are wise, institute no inquiries into this affair, but let it blow over, lest a greater evil befall you, the *loss of life*; for if that be extinguished, there is no promethean heat that can that light relume. I have given your brother editor of the Galaxy, a much broader preliminary hint than I have ever gave you, and I am inclined to think this affair of yours will convince him, there is something more in them than meets the eye or flesh in these corporeal chastisements and written hints.

If either of you are not silent now on a subject which does not concern you, which is connected with the morals of the city, you shall both hear in a more summary and decisive manner from

ABELINO.

**LAW CASE.** *State of Delaware versus John Porter, jun.* A very extraordinary trial under the above title is recorded in a Wilmington paper of the 14th instant. An indictment was found by the grand jury against John Porter, jr. for committing *mayhem* by emasculating a

young lad of sixteen. It is the second offence of the kind in the United States—the former instance having been that of Potter, in North Carolina. The young lad gave a pitiful account of the manner in which he was waylaid and assaulted by the defendant—and his testimony was so direct and conclusive that the counsel for the prosecution made no remarks to the jury. The account concludes—

Chief justice Clayton briefly charged the jury to the effect—that the fact, the crime had been committed was notorious, and undisputed—that the question with the jury was, which testimony should be believed—that the prisoner had attempted to prove sickness and an *alibi*—that, on the contrary, the attorney general had produced witnesses invalidating this testimony—and it was for the jury to say, which should be credited—in short whether the prisoner was the individual who committed the deed.

The jury after a few minutes returned with a verdict of *guilty*.

The prisoner was then arraigned before the court to receive his sentence. He arose apparently much agitated—of a dark complexion, black eyes—of a youthful appearance, no beard—with a general physiognomy entirely against him. His head apparently is broad between the ears, which phrenologists say is a development of the organ of destructiveness.

The chief justice, in a feeling and impressive manner, pronounced his sentence to be a fine of \$2,000 to the state, and one year's imprisonment. The legislature of this state has since [this outrage] passed an act, making this crime capital, and punishable with death.

#### BRIEF NOTICES.

The salary of the British ambassador at Paris is £10,000, say 50,000 dollars a year—of his secretary £1,000, or 5,000 dollars, and he has an *attache* at £400, or 2,000 dollars.

The *New Bedford Mercury* of the 28th ult. says—A launch, if launch it can be called, of rather a novel character, took place at a wharf in this place on Saturday afternoon—a vessel of about 300 tons, which had been thrown a bottom upwards to be repaired, which is under water when afloat, was attempted to be put into her destined element, by rolling over; but the plan was not fully executed. There was a great collection of people to witness the novel scene. The bottom of the vessel had been made almost new with timber as well as plank. During the night, another effort was made, which was successful.

We did not recollect that Virginia ever was a land of witches; but the *Charlestown Free Press* informs us that at the last meeting of the Virginia Historical and Philosophical society in Richmond, among other curious documents read, was "an authentic record, certified by the clerk of Prince Anne county, of the trial of a female in 1705, for *witchcraft*." The records of the early settlement of the Old Dominion, if they could be snatched from oblivion, would doubtless afford as many amusing specimens of popular superstition, as the extant histories of our New England brethren supply, for the amusement and edification of the descendants of the pilgrims. It may not be amiss to suggest, whether it would not advance the purposes of the Virginia Historical society, and contribute to the gratification of the public, if they would publish, in some suitable form, the various interesting facts, of which from time to time they become possessed?

The two hundred tons of ice lately exported from Boston for Calcutta, was surrounded with fun. If it shall arrive safely—a grand voyage will be made. It is a "Yankee notion"—and "chivalric" in trade.

The *Lexington* (Ky.) Gazette notices the exhibition, in that place, of Miss Sayer, a young lady, about nineteen years of age, who is regarded as one of the greatest natural curiosities ever seen. The lady has neither hands nor arms, nor is there to be seen the least appearance of an arm! She has one leg and foot complete, with the exception of the toes being only four instead of five. The other leg has but one joint, (that of the ankle), and it is only but half the length of the first; the foot having on it, (like the other), only four toes. She is five feet one inch high, weighing 60 lbs. is in the possession of all her mental faculties, converses very fluently on any subject, and is very fond of engaging in conversation with her visitors. She sows, knits, paints, cuts a variety of flowers, watch papers, &c. and writes tolerably well with her left foot.

We notice the publication of a new weekly journal at Thomaston, Georgia, under the title of "The Hickory Nut, and Upon Pigeon," with the motto—"Crack it who may, it will be discovered to be sound to the kernel."

Goods were recently received at Cincinnati in fifteen days from the city of New York, by way of the Erie canal, the lake, and the Ohio canal and river.

It is stated that Mr. Clay purposes to pass through New England in the month of July next.

Benjamin S. Seaborn has been tried and found guilty of setting fire to the city of Raleigh.

The lands at Carrollton, belonging to the New Orleans canal and banking company, which cost the company \$92,000, were sold on 1st of May for \$250,000, leaving a profit to the bank of \$148,000.

As two persons were lately ploughing a field on the south side of the island of Martha's Vineyard, they turned up a considerable quantity of silver coin, which seemed to have been tied up in a bag. The amount is said to have been from two to three thousand dollars.

Capt. Joseph C. Hall, of the marine corps, died suddenly on the 17th inst. on board the ship Franklin, lying at the navy yard, New York. He was much esteemed as an officer and man; and his remains were interred with the highest marks of respect.

We see in a Virginia paper a renewal of the old practice of noticing marriages—a certain Mr. B. has been joined to "the beautiful and much admired Miss F. A. C.," and then follow three stanzas, about "heaven" and "even," "one" and "done," and "among the few" who "lov'd so true."

Certain convicts in the state prison of Connecticut, lately murdered one of the keepers that they might make an escape; but they failed, and three have been tried, found guilty and sentenced to death.

The Boston Atlas says—"The works upon the dry dock at the navy yard in Charlestown, have been brought to a close. "Old Ironsides" is to be taken into it next week.

This dock is a splendid monument of the present state of the arts.

#### FOREIGN NEWS.

##### GREAT BRITAIN AND IRELAND.

A London paper of April 6, says—"The directors of the bank of England held a meeting in the bank parlor this afternoon, at which the governor and deputy governor reported the minutes of the conference between them and lord Althorp, held a few days since. The precise tenor of the intentions of government with regard to the renewal of the charter, have not yet transpired, but we are assured that ministers have stated it as their intention to propose to parliament that the sum of £100,000 per annum shall be deducted from the sum paid to the bank of England for the management of the public debt, and that with this reduction in the amount paid to the company, and some changes of minor importance, the charter is to be renewed for a limited number of years."

In commenting upon the advice that had been received from this country, of the pacific settlement of the nullification question, the London papers say—

"On the whole, the conduct of general Jackson, in the trying situation in which he was placed with regard to South Carolina, was much applauded. The inaugural address of the president, delivered to the house of representatives, on the 4th of March, and now before us, is a document written with great talent, but like that which was published a short time since, in reference to the course to be pursued by the executive towards the nullifiers, is drawn up, not by the president himself, but by an individual who has been at his elbow ever since general Jackson filed the highest situation in the republic. This is well known in the United States."

Dublin, April 2. The "Volunteers" will hold their weekly meeting to-day. It will probably be the last, as the gagging bill (one of the names by which the Irish disturbance bill is designated here) is expected in Dublin before the close of the week. I think it likely, however, that the "Volunteers" will adjourn till Saturday, and if their meeting should not be prohibited on that day, that they will adjourn till next Tuesday. It is the universal impression here that the lord lieutenant, after receiving the bill, will forthwith exercise the powers confided to him, by issuing a proclamation prohibiting any future meetings of the Conservatives, as well as the Volunteers. The motion which stands for discussion at the latter this day, is the following, which is to be brought forward by Mr. Barrett:

"That it is the opinion of the Volunteers that the Irish members should remain at their posts, in order to do as much good as possible to the English and Scotch people; and that they are also of opinion that every member should, on every question not incompatible with principle, oppose a ministry which has violated the union, and risked the connexion between the two countries."

The resolution will, no doubt, be adopted by the volunteers. On Saturday night, or early on Sunday morning, an armed party of Whitefeet attacked the house of Thomas Cross, a respectable farmer, living at Ballynafia, near Prosperous, demanded his arms, and, on being refused, fired into the house; Cross returned the fire, and shot a young man named Philip Geraghty, who was carried off by his party, and brought to his father's house at Mullerstown, near Robertson, and thrown on a dunghill, though not killed, where he was found at day light, by his mother, who went out to turn a horse out of her yard. He was brought into the house where he died in about an hour and a half. The distance from Cross's house to Geraghty's, the way he was brought, is five miles; he was traced by his blood by the party of police from Prosperous. Cross had but one man in his house, named Aleock, who refused to assist his ma ter.

[Dublin Evening Packet.]

Yesterday evening a party of the Duleck police were patrolling on the road bordering the demesne when they fell in with three men whom they called upon to stand; two of them submitted, but the third fled pursued by one of the constables, who fired with the view of intimidating the fellow, when he turned round and shot his pursuer through the body, which caused instant death. The murderer escaped, but the others are in custody, they are identified as having committed a robbery at Sloughborough, about an hour before. [*Irish Journal.*]

## TURKEY AND EGYPT.

By an arrival at Balnearre, we have news from Smyrna to the 7th April, which says—"The authority of the Turkish government, which, it will be recollected, was for a short time suspended in consequence of the presence of an Egyptian armed force, was now regularly maintained at Smyrna; and peace between the porte and the pacha of Egypt was confidently looked for, through the intervention of the allied powers. This opinion is corroborated by the following extracts of letters from the best informed sources.

Smyrna, April 6. "We are writing with great anxiety for further advices from Constantinople. Peace must be near at hand—at least every thing concurs in inducing this belief."

Extract of another letter, same date. "Our last advices from Constantinople, to 30th ult. give hope that the great exertions making by the ambassadors there will very soon result in a peace. When this desirable event takes place, we shall no doubt have a very animated business here."

"The latest report at Smyrna was that 'the Russians had entered Constantinople.' [These are the most recent accounts from that quarter.]

## LATEST NEWS.

From London papers to the 11th April.  
GREAT BRITAIN AND IRELAND.

The "Whitefeet" continue their depredations. Mr. O'Connell denounces them as "atrocious" and "the vilest of the vile," "evil and honest man," &c. It is very certain that the enormities of these wretches, have not only caused the passage of the "Algerine bill," as O'Connell calls it, but rendered it necessary that it should be put into force. Mr. O'C. has resolved to issue weekly letters to the people of Ireland, and the first has appeared. It is long, and we cannot give it in present. His main exhortations are to "quiet" the country, by discussing all questions relating to its interests—but to respect the laws, and put down the "Whitefeet." It is a very earnest and spirited address.

The court martial, under the Irish disturbance bill, has been organized at Dublin; and a considerable military force was about to proceed to Kilkenny.

Some of the London papers say, that lord Grey's ministry was on the wane. There is much speculation as to what will be done about the bank and the East India company.

Dennis Collins, the old pensioner, who threw a stone at the king, is ordered to be transported for life.

A new ship of 130 guns, the largest in the British navy and called the Royal William, has been launched at Pembroke.

The cholera has broken out on board a convict ship at the Motherbank.

Woolston and iron trades were brisk in England, and the woolen was doing well.

Dublin, Sunday, April 7. The following proclamation extending the provisions of the bill to the county and city of Kilkenny, appeared in the Dublin Gazette. It is stated that a proclamation will appear early in the present week, prohibiting the meetings of the Volunteers, the Conservatives, and the Trades' Union:

By the lord lieutenant and council of Ireland.

## A PROCLAMATION.

Whosoever—Whereas, by an act passed in the third year of his present majesty's reign, entitled "an act for the more effectual suppression of local disturbance and dangerous associations in Ireland," it is amongst other things enacted that it shall and may be lawful for the lord lieutenant and other chief governor or governors of Ireland, at any time after the passing of the said act, and from time to time during the continuance thereof, as occasion may require, to issue his or their proclamation, declaring any county, county of a city, or county of a town in Ireland, or any portion thereof, respectively, to be in such a state of disturbance and insubordination as to require the application of the provisions of the said act.

Now, we, the lord lieutenant, do, by this our proclamation, in pursuance and execution of the said act, and by and with the advice of his majesty's privy council in Ireland, declare the county of Kilkenny, the county of the city of Kilkenny, the city of Kilkenny, and the liberties of the said city, to be in such a state of disturbance and insubordination as to require the application of the provisions of the said act.

And we do, by this our proclamation, warn the inhabitants of the said county of Kilkenny, the city of the county of Kilkenny, the city of Kilkenny, and the liberties of the said city, to abstain from all seditions and other unlawful assemblies, processions, confederacies, meetings, and associations, and to be and remain in their respective habitations at all hours—between sunset and sunrise, from and after Wednesday the tenth day of April in instant, of which all justices of the peace of the said county, and county of a city, constables, peace officers, and other whom it may concern, are to take notice.

Given at the council chamber in Dublin, this 6th day of April 1835.

ROSE W. M'MANUS, WM. GARDIN,  
JOHN RADCLIFFE, JOHN DOBNEY,  
F. BLACKBURN, R. H. VIVIAN.  
"God save the king."

## FRANCE, &amp;c.

Nothing of general interest appears to have happened in France, Belgium or Holland. Letters from Sicily, since the 1st of the world, say that an awful famine prevails—chiefly because that heavy rains had prevented the sowing of the crops. The plains have long been covered with water. The cities and towns are crowded by persons from the country, seeking food and employment.

## PORTUGAL.

The affairs of Don Pedro seem much brightened. It appears that he has obtained a considerable supply of money—that he had 23,000 well disciplined troops, 7,000 of whom are French and 5,000 British. The differences with admiral Sariswus had been adjusted; and the opinion now is, that Pedro will succeed in his enterprise.

Don Carlos, of Spain, and the princess Beira, had arrived at Lisbon.

## SPAIN.

The latest intelligence from the capital of this country is to the 1st ultimo, and principally leads to the distractions that prevail in the councils of the king. The weakness and oscillation of the king's mind are becoming daily more evident, and the forthcoming events in a country swayed by such a government, despotie in its power, and influenced moreover by a degrading subserviency to a bigoted priesthood, it is impossible to foresee.

## TURKEY AND EGYPT.

We have long reports about the negotiations which have been attempted, and many long and learned speculations on coming events; but it is manifest that nothing of a decisive character has yet been done, to restore peace between the sultan and the pacha; and that the former must sink before the power of the latter, unless supported by foreign events. The students also contain that a Russian force was advancing, and that the Russian fleet will not, at present, leave the Bosphorus. Things were quiet in Constantinople, but the sultan had no reliance on the few troops that were collected there—only 15,000 men. Some suppose that a general war may grow out of the affairs of Turkey and Egypt. All the great powers of Europe are armed—and ready for a fight. [The latest accounts from Turkey, are by the arrival at Baltimore, noticed above.]

## GERMANY.

There was a great riot at Frankfurt. A large body of young men in the dress of students, attacked the guard house, in the night, and the contest between the people and the soldiers lasted till morning. The soldiers prevailed—but a good many were killed or wounded, and the students sustained a severe loss. It is added that similar riots or insurrections, had happened at Cassel, Wurtzburg, &c. and that Austrian troops were advancing for "the preservation of order," and to rivet the chains of slavery on the people—for these riots took place because of the systematic proceedings of the Germanic diet to put down liberal opinions, and silence free discussions. The king of Württemberg has issued a manifesto dissolving the general assembly of his states, and ordering a new election. The turbulent spirit of the former body is assigned as the reason of this proceeding. The prince of Hesse Cassel has also issued a manifesto, conceived in still stronger terms;—asserting that a majority of the chamber had, from the very commencement of the session, assumed an attitude hostile to the government.

The armed force of the Germana despots, we apprehend, is now strong to allow a hope for the freedom of the people. The first is a perfectly organized machine, which destroys at command, and does not reason. It is like one of the old engines of the "holy inquisition." It embraces and murders—"by the grace of God!"

## BRITISH TAX ON COTTON.

From the Manchester (*Eng.*) Guardian.

The tax on cotton, which has been the subject of a committee of commerce have just forwarded to the lords of the treasury a memorial praying strongly for the repeal of the heavy and impolitic duty on the importation of raw cotton. This document states that the consumption of this staple in the factories of the United States of America now extends to 77,516,316 lbs. being as much as the whole consumption of Great Britain amounted to, even then nearly years ago; and the competition of the American manufacturers against our manufactures, and the influx of British merchants, in the markets of Mexico, the Brazil, and even in those of the Mediterranean. The memorialists add that France now produces yarn annually to the weight of 63,000,000 lbs. and that the value of her export of cotton goods for one of the last years amounted to no less than £3,120,000 sterling; also that Switzerland produces 10,000,000 lbs. of yarn, and has likewise entered to purchase from Great Britain yarn numbers below 50s. They further state that the cotton manufacture is increasing in Prussia, the Rhenish provinces, Lombardy, Austria and Saxony; that in all these countries the wages of labor are decidedly lower than in England; and that the repeal of our import duty is absolutely necessary to check their growing competition, and diminish the temptation to invest capital in the erection of new factories on the continent. If the present system be continued, may it be much feared, he supplied in part at least by Englishmen. As to the impolicy of subject-



ing to a heavy tax the raw material of by far the most important of our manufactures, the memorialists observe that they consider it needless to say much, that impolicy being, at the time of the recent augmentation of the tax, being frankly and fully admitted, both by the noble chancellor of the exchequer, and the most learned and able members of the board of trade. And they say, that since there appears every reason to suppose, that at the end of the financial year there will be such a surplus revenue as to admit of some reduction of taxation, relief may be extended to the cotton manufacture by the removal of an impost which is not only from its very nature repugnant to every principle of political economy, but in its practical operation tends to expose the hazard and great extent of the board of trade. And they wish, far more than that of any other of our manufacturers, depends the employment and comfortable subsistence of our laboring population.

The tax on cotton, by "Boyd's British tariff" (1828) was six per cent. ad valorem—but it the product of a British colony, &c. The reasons assigned in respect of the tariff rate of duty, are clearly stated in the article quoted above—the "competition" of America, France, &c.

IRISH CHURCH REFORM.  
From the Philadelphia papers.

The ministerial plan of church reform for Ireland is again before the house of commons, lord Althorp having moved a series of resolutions and a committee of the whole house, for the purpose of carrying the whole plan into effect. The resolutions in Monday's debate were opposed by Mr. Lefroy, Mr. Haicomb, sir Robert Inglis and sir Robert Peel, and supported by Mr. Shiel, Mr. Prynne, Mr. Macaulay and lord John Russell. The principal objection to the plan urged on Monday was, that the tax to be levied on the incomes of the Irish clergy, in lieu of the absolute and gratuitous services of the whole houses of churches, would be an unjust and oppressive exaction on a body of men who have already paid the first fruits of their livings, and who for three years past have received little or no income. First, as to the payment of the first fruits; what is the whole amount paid by the Irish clergy in first fruits? Not more than £31 a year for the last thirty years. This, therefore, must not be regarded as merely a nominal payment; it is a pittance not worth mentioning.

As to the other objection, it leaves out of sight this most material fact, that the clergy have for ages been receiving enormous payments for most inefficient services, and often for no services at all; and that as the body of the people who pay the tax are of a different religion from the clergy who receive it, that is a system of injustice and oppression of the whole house, grown to so great a practical grievance that it is in imminent danger of tumbling down about the ears of those who support it. But even leaving all considerations of equity out of the question, what is the plain matter of fact? Why that the whole of the church revenues are in jeopardy; and they can only be rescued by the sacrifice of a part. For it is the enormous amount of those revenues that puts them in danger. They are burdensome to the people, and they are as unjust as they are burdensome. The church vessel has too heavy a cargo, and if the crew refuse to throw over a portion of it when the ship is laboring, the whole must sink together.

The speech of Mr. Shiel furnished numerous precedents for interference with church property, and for a just and rational settlement of the expenses of establishments where they exist. The strongest case was that of Canada, which being the work of a modern British legislature, shows common sense and justice. The majority of the Canadian population being Catholics, (that province having for a long time been French), parliament declared the Catholic to be the established religion; but the lauds of Protestants were exempted from the tithes levied for the support of the Catholic clergy. The same principle might a fortiori be applied to Ireland, where the majority of Protestants to Catholics is far less in Ireland than in Canada. The plain truth is, that if there is any established religion at all in Ireland, it ought to be the Catholic. On every principle on which churchmen themselves defend establishments, this ought to be the case. A Protestant establishment in a Catholic country is an anomaly, an injustice; and an evil from being, in the eyes of any right judging Protestant, as liable to the same species of Protestantism, it affixes upon that religion a stigma and an odium, and is a heavy clog upon all its movements.

It burdens the Catholic, but it also binds him the more firmly to his own faith. It enriches, and at the same time enriches the Protestant; in peaceful times it makes him envied and hated—in times of trouble it makes him a victim and a spoil.

The only consideration which can induce dissenters or liberal Episcopalians to acquiesce in the ministerial plan, and to receive it with gratitude, is, that it is all which there is the least probability of attaining at present.

THE CAPE DE VERD ISLANDS.

Attention is due to the extract annexed from a Boston paper. Our American charity is not always discriminating, and too frequently is prodigal of relief, without inquiring how far it is really needed, or gratefully received.

From the Boston Daily Advertiser of 3d May.

A letter from William G. Merrill, esq. consul at the Cape de Verd Islands, to William B. Reynolds, esq. chairman of the committee appointed in this city, for the relief of the sufferers,

under date of the 4th of March, gives an account of the distribution of the provisions received from various parts of the United States. Mr. M. observes that before the arrival of these provisions, hundreds of persons perished, who might have been saved, if the governor would have permitted the sale of *orechilla*, but this being a monopoly of the crown, he was instructed not to allow this to be done on any terms. On the arrival of the Susan, twenty five militia men and a small boat only, were furnished to Mr. Merrill to assist him in landing the cargo; while at the same time, "the government found the means of chartering a vessel to convey soldiers to Africa, and another to Lisbon with de-partees. The number of deaths by famine during the last year is represented by Mr. Merrill at about 23,000 (nearly two-fifths of the population). The provisions for the relief of the sufferers which were sent from this country, had in some respects a very beneficial effect, and an unhappy one in others. There prevails an impression, says Mr. M. "that the Americans will supply their future, as well as their present wants." Even some of property are impressed with the same idea, and have declined purchase except for their own consumption, notwithstanding their being offered at low prices. In some instances, however, they would not, were they admitted duty free, which, has not been the case to the present day, and the reason why they have not been is, that it is, (as they wish to impress upon the minds of strangers), their only resource to pay their soldiers. The only act of the government, indicative of gratitude for the measure of relief, is an declaration, "that all the goods imported from the Cape de Verd Islands (for a large portion of it), from port charges, and a permission to take salt enough to ballast them, duty free; with the exemption of one or two privileges granted to Messrs. P. & C. Flint & Co. who were the first to offer their vessel to convey them, and to captain Rider, who announced the fact of the distress of the islanders to the American public. Mr. Merrill concludes by declaring, that with provisions in future, as long as the *orechilla* is produced, any additional funds designed for their relief would only be misapplied by being sent to these islands.

A census of the population of the Cape de Verd Islands towards the end of 1831:

Island of St. Thiago	26,390
St. Antao	21,670
Fuego	16,870
Brava	9,230
St. Nicholas	8,530
Bona Vista	3,560
Mayo	3,540
St. Vincent	10,350
Total	88,460

Died by starvation in 1832, according to the best information:

In St. Thiago, between 3 and 4 thousand, say	3,500
St. Antao, between 9 and 11 thousand, say	10,000
Fuego, between 11 and 13 thousand, say	12,000
St. Nicholas, above	3,000
Total	30,500

(\*) We cannot but admire the fidelity of the governnr, in hiding on to the *orechilla*, during so great a destruction of life for the want of food! If the facts stated are true—many will regret the ill directed course of their charity, though feeling an honest pleasure in reflecting upon the motives which induced it.

*Orechilla* is a species of lichen, (says the Encyclopedia Americana), celebrated for yielding a fine purple color, which is employed in dyeing.

LOTTERIES IN NEW YORK.

From the Journal of Commerce.

The answer of Yates & McIntyre to the call of the senate for a statement under oath, of the number and amount of schemes which have been drawn in this state since the 30th August, 1826, and the number and amount of tickets sold by them during the same period, has been promptly furnished, and seems to have left a favorable impression upon the minds of that body, since they proceeded, on the same day to accept the proposition of Messrs. Yates & McIntyre to close the lottery business on the 31st. December next. Had they credited the charges of gross deception and mismanagement brought against those gentlemen in a petition recently presented, they would not have permitted another scheme to be drawn. The assembly, if we mistake not, have already accepted the proposition of the managers. We may therefore safely conclude, that after the close of the present year, all lotteries will be extinct in this state: and what is still better, the new constitution declares that "no lottery shall hereafter be authorized in this state; and the legislature shall pass laws to prevent the sale of all lottery tickets within this state, except in lotteries already provided by law," &c. i. e. lotteries which will have become extinct by virtue of the pre-

sent arrangement, before the commencement of another year.

[(C) The whole lottery system we think, will soon "go by the board," as it ought; for it is a most wicked gambling for money.]

#### GEORGIA POLITICS.

The Milledgeville Recorder of the 8th inst. states that the columns of that paper had been kept open with the faint hope that they might lay before their readers some conventional proceedings of moment, but that nothing of public interest connected with the objects of the convention had been transacted.

The same paper states also, that contrary to an opinion expressed by its editors some weeks previous, "that the Troup party would have a majority," they now find the Clark party are predominant, out-numbering the Troup men from twelve to twenty. We annex the following from the Recorder, as containing the substance of the article to which we have above alluded:

"They (the Clark party) have the power, and they have thus far exercised it, of controlling the convention. If they are really disposed to remedy the intolerable evils at present existing, to give to each freeman of the state as nearly as possible the same rights—if they are disposed to lessen the burdens of our citizens, and to render unnecessary additional taxation to meet the expenses of the government, in all this they will find zealous and cheerful coadjutors in the Troup minority. If the objects of the convention is felt unaccomplished, or but partially and inefficiently performed, upon that party will assuredly rest the censure and the odium.

We seize this moment to say to our friends that within the three days past, since the members of the convention have met at this place, many things have taken place publicly and privately, which, when spread before them, will create their utmost astonishment, and, if we are not greatly mistaken, excite their strongest indignation. And as we feel it our duty, it is our determination to lay before the people the acts and doings, whether privately or publicly performed, of those to whom they have confided the important interests for which the convention was called into existence. This is the people's convention; they are entitled to be informed of the conduct of their delegates; and whether such an exposition shall tell for or against individuals, the people shall, so far as it is within our power) be fully and precisely informed.

On Thursday the 8th instant, the convention resolved itself into a committee of the whole, and the report of the committee of 27 was taken into consideration. Thursday, Friday and Saturday were consumed in speeches, and in the discussion of various propositions in the organization of the senate and house of representatives of the several counties. Judging from what had taken place, it seems to be the opinion that the senate will be considerably reduced, if not the house. But the great point of contention is the basis of representation. Sectional feelings and interests had prevailed, so far, in the debate. A large number of the delegates, especially those of the north western counties, advocate the white population alone as the basis of representation, while the middle counties contend for the present basis of representation, which is the federal, as established in the constitution of Georgia, and in that of the United States. The delegates of the lower counties contend for territorial representation, and appear willing to unite with those who will offer them advantages in the general assembly which, on account of the sparseness of the population of those counties, they cannot possess, unless territory is represented in one or the other branch of the legislature. On Saturday the main question at issue was tested, in committee of the whole, and decided in favor of white population as a basis for representation, but it was thought, when the subject would come before the committee, the federal representation might be retained by a spirit of compromise between the various interests and views of the several sections of the country.

At a numerous meeting of the citizens of Tallapoosa county, Geo. on the 23rd ult. the following resolutions were adopted—

1. Resolved, That the law passed at the last session of congress, called the enforcing law, alias "THE BLOODY BILL," is arbitrary and despotic, and amounts virtually to a repeal of the constitution; that it attempts to establish a military despotism, whereby the sacred rights of the states and the liberties of the people are made dependent upon the decision of an irresponsible judiciary, and the discretion of the executive. Well may we have been warned to "prepare for a Cesar and the purple." As freemen, therefore, we denounce the law as a most dangerous innovation upon our sacred rights; and pledge ourselves to unite with our fellow citizens in resisting it at all hazards, wherever and by whomsoever it may be attempted to be enforced.

2. Resolved, That Messrs. John Forsyth\* and James M. Wayne, in supporting the enforcing bill, deserted the best interest of Georgia, betrayed the confidence reposed in them by going over to her enemies in the hour of trial, and have rendered themselves obnoxious to the charge of being influenced by a thirst

\*Mr. Forsyth, one of the senators in congress, and Mr. Wayne one of the representatives. The latter has been chosen president of the convention, recently called to regulate the representation in the state legislature.

for executive patronage, and unfit to represent a free people—and ought to resign.

And that we most cordially approve of the exertions of our other senator and representatives to maintain, for us, our constitutional rights.

3. Resolved, That, although we do not fully accord with all the principles of Mr. Clay's tariff bill, we are nevertheless disposed to accept this compromise with the distinct announcement that we will not abate our vigilant exertions, until the duties shall be finally reduced to the revenue standard. And "as that compromise should be our utmost concession, we must hold ourselves ready to take the most decided steps the instant it is violated."

4. Resolved, That the executive of Georgia, in the case of the missionary, did, by his conduct, sacrifice the dignity of the state and prove himself incapable of sustaining her honor—and that a crisis has arisen in which it is all important to have a politician of tried firmness and ability at the head of our state government—and further,

Resolved, That, in the opinion of this meeting, there is no one so well qualified to repair the tarnished honor of the state as our patriotic fellow citizen, George M. Troup.

Each of which was, on motion, unanimously adopted by the meeting except the fourth, to which there was one dissenting voice.

Mr. Shackelford then introduced the following: Resolved, That, having zealously contributed to the repeated elevation of Andrew Jackson to the presidential office, and with pleasure recurred to the better portions of his public course, we tearfully condemn his usurpations resolve to coerce by the might of military force the collection of unconstitutional laws.

Which was, after some discussion, adopted by the meeting, only two dissenting. ABSALOM JAMES, chairman.

A. D. SHACKLEFORD, sec'y.

#### LAW IN ALABAMA.

Huntsville, (Alabama), April, 30.

The circuit court of this county, his hon. Horatio G. Perry, presiding, closed its session on last Thursday.

The case of *Wm. Hall against John Cowart and others*, for an assault and battery, brought to this court on a change of venue at the instance of the plaintiff, from the county of Jackson, came on to be heard before a jury, composed, in general, of the most respectable and intelligent men. Counsel for the plaintiff, Messrs. Levine and Craighead; for the defendants, Messrs. Clay, McClung and Parsons.

The plaintiff proved that about twenty persons, of whom the defendants, or most of them, were a part, came to his house, arrested him in presence of his family, in open day, and after carrying him some short distance, gave him fifty lashes; that he resisted the arrest by making to shoot an opponent; during which they broke his gun and knocked him down with a stick. He also proved that several of the defendants, in conversations afterwards, had admitted that they and others, as members of the association commonly called the "slick company," had made the arrest and given the lashes; but that they did so as a punishment, under the sick law, for the crime which they said the plaintiff had committed, of passing counterfeit money, of which the counsel for the defendants offered to prove the plaintiff had been guilty. This proof, being objected to, was excluded: The counsel for the defendants then offered to prove that the plaintiff's general character was that of a counterfeiter and dishonest man, which, on objection, was likewise excluded; and no other proof being offered, the argument was heard.

The plaintiff's counsel insisted that their client had made out a cause of action in which the defendants had incurred a heavy, and unmerited the most exemplary damage; and many fit topics were urged to induce them to assess such damages.

The defendants' counsel insisted that, as the plaintiff had resorted to proof of the confessions of the defendants, which admitted the punishment—asserted the crime for which it was inflicted, and disclosed the character in which the defendants acted, the whole confession must be received in respect to the crime, the crime for which they punished the plaintiff, and the character in which they acted, found the only excuse on which they relied. It was insisted further, that the slick had done much good—that the company was composed of men of the best character, and of known discretion, and that they had punished an innocent man: That, according to the common fame of the state, which is related to us by the effect of historical truth, there had lurked about the borders of Jackson a band of counterfeiteries, who had very much annoyed the mass of population, distinguished, it was said, for virtue and social order, and inundated the country with a spurious currency—that they could not be prosecuted to effect in the county, by reason of their having many accomplices, by whom they could prove any great necessity for their acquittal; and that honest jurists were disinclined to convict for that offence, because the penalty was death, and that as the sick law was milder, and the company had greater facilities of detection, they could do, and had done, more to arrest the progress of the evil than the law of the land had done, or could do. One of the counsel reminded the jury, that, if they assessed damages at all in favor of the plaintiff, it would have to be paid in good money; and that it would be the first that had assailed the plaintiff's pockets for a good while. The jury, after a short retirement, returned a verdict for the plaintiff, and assessed the damages at a hundred dollars.

[Southern Advocate.]

## ARMY OF THE UNITED STATES—OFFICIAL.

HEAD QUARTERS OF THE ARMY.

*Adjutant general's office, Washington, 4th May, 1835.*

1. The following list of promotions and appointments in the army of the United States, made by the president, since the publication of the army register, in January, is published for general information:

## I. PROMOTIONS.

*First regiment of artillery.*

1st lieutenant. Matthew A. Patrick, to be captain, 4th February, 1833, vice Dana, deceased. [Company B.]  
2d lieutenant. Francis Taylor, to be 1st lieutenant, 31st January, 1833, vice Cook, resigned.

2d lieutenant. Alexander D. Mackay, to be 1st lieutenant, 4th February, 1833, vice Patrick, promoted.  
Brevet 2d lieutenant. Jacob Ammen, to be 2d lieutenant, 1st July, 1831, vice Taylor, promoted.

Brevet 2d lieutenant. Jacob W. Bailey, to be 2d lieutenant, 1st July, 1832, vice Mackay, promoted.  
Brevet 2d lieutenant. Henry G. Sill, to be 2d lieutenant, 1st July, 1832, vice Ryan, resigned.

1st lieutenant. John H. Washington, to be captain, 30th May, 1833, vice Ripley appointed captain in the ordnance department. [Company B.]

2d lieutenant. Raphael C. Smead, to be 1st lieutenant, 30th September, 1832, vice Monroe, resigned.  
Brevet 2d lieutenant. Benjamin S. Ewell, to be 2d lieutenant, 1st July, 1832, vice Smead, promoted.

*Fourth regiment of infantry.*

1st lieutenant. Thomas P. Gwynne, to be captain, 4th March, 1833, vice Mason, appointed major of dragoons.  
2d lieutenant. Thomas B. W. Stockton, to be 1st lieutenant, 4th March, 1833, vice Gwynne, promoted.

Brevet 2d lieutenant. George Wilson, to be 2d lieutenant, 1st July, 1830, vice Stockton, promoted.  
Brevet 2d lieutenant. Edmund A. Ogden, to be 2d lieutenant, 1st July, 1831, vice Davis, appointed 2d lieutenant of dragoons.

*Second regiment of infantry.*

1st lieutenant. John Clitz, to be captain, 4th April, 1832, vice Thompson, promoted. [Company A.]  
1st lieutenant. Ephraim K. Barnum, to be captain, 29th December, 1832, vice Brent, resigned. [Company J.]

2d lieutenant. Hannibal Day, to be 1st lieutenant, 4th April, 1832, vice Clitz, promoted.  
2d lieutenant. William Bloodgood, to be 1st lieutenant, 25th December, 1832, vice Barnum, promoted.

2d lieutenant. Samuel P. Heintzelman, in the first lieutenant, 4th March, 1833, vice Sumner, appointed captain of dragoons.  
Brevet 2d lieutenant. Edwin R. Long, to be 2d lieutenant, 1st July, 1829, vice Day, promoted.

Brevet 2d lieutenant. James M. Hill, to be 2d lieutenant, 1st July, 1830, vice Bloodgood, promoted.  
Brevet 2d lieutenant. Jesse H. Leavenworth, to be 2d lieutenant, 1st July, 1830, vice Heintzelman, promoted.

Brevet 2d lieutenant. George W. Patton, to be 2d lieutenant, 1st July, 1830, vice Van Buren, appointed 1st lieutenant of dragoons.  
*Third regiment of infantry.*

Brevet major. John Fowle, captain of the 5th infantry, to be major, 4th March, 1833, vice Kearny, appointed lieutenant colonel of dragoons.  
Brevet 2d lieutenant. Samuel K. Cobb, to be 2d lieutenant, 1st July, 1826, vice Stillwell, resigned.

*Fourth regiment of infantry.*

Brevet 2d lieutenant. David A. Manning, to be 2d lieutenant, 1st July, 1830, vice Swords, appointed 2d lieutenant of dragoons.  
Brevet 2d lieutenant. Charles H. Larned, to be 2d lieutenant, 1st July, 1831, vice Burnett, resigned.

*Fifth regiment of infantry.*

1st lieutenant. John M. Baxley, to be captain, 4th March, 1833, vice Fowle, promoted.  
2d lieutenant. Moses C. Merrill, to be 1st lieutenant, 4th March, 1833, vice Baxley, promoted.

2d lieutenant. Ephraim K. Smith, to be 1st lieutenant, 4th March, 1833, vice Hunter, appointed captain of dragoons.  
Brevet 2d lieutenant. James Allen, to be 2d lieutenant, 1st July, 1829, vice Merrill, promoted.

Brevet 2d lieutenant. John T. Collingsworth, to be 2d lieutenant, 1st July, 1830, vice Perkins, appointed 1st lieutenant of dragoons.  
Brevet 2d lieutenant. C. D. DeWies, to be 2d lieutenant, 1st July, 1830, vice Smith, promoted.

*Sixth regiment of infantry.*

Brevet major. Alex. R. Thompson, captain of the 2d infantry, to be major, 4th April, 1832, vice Davenport, promoted.  
1st lieutenant. George W. Waters, to be captain, 4th March, 1833, vice Wharton, appointed captain of dragoons.

2d lieutenant. Henry St. James Linden, to be 1st lieutenant, 4th March, 1833, vice Waters, promoted.  
2d lieutenant. Gustavus Dorr, to be 1st lieutenant, 4th March, 1833, vice Holmes, appointed captain of dragoons.

Brevet 2d lieutenant. William Hoffman, to be 2d lieutenant, 1st July, 1829, vice Linden, promoted.  
Brevet 2d lieutenant. Albert Cady, to be 2d lieutenant, 1st July, 1829, vice Dorr, promoted.

Brevet 2d lieutenant. John Fremont, to be 2d lieutenant, 1st July, 1829, vice Cooke, appointed 1st lieutenant of dragoons.  
Brevet 2d lieutenant. Thomas L. Alexander, to be 2d lieutenant, 1st July, 1830, vice Rousseau, resigned.

*Seventh regiment of infantry.*

1st lieutenant. Charles Thomas, to be captain, 30th April, 1833, vice Burch, resigned.  
1st lieutenant. James L. Dawson, to be captain, 30th April, 1833, vice Berryman, resigned.

2d lieutenant. William G. Williams, to be 1st lieutenant, 30th April, 1833, vice Thomas, promoted.  
2d lieutenant. Dixon S. Miles, to be 1st lieutenant, 30th April, 1833, vice Dawson, promoted.

Brevet 2d lieutenant. Samuel Kinney, to be 2d lieutenant, 1st July, 1830, vice Seawell, appointed 1st lieutenant of dragoons.  
Brevet 2d lieutenant. Richard H. Ross, to be 2d lieutenant, 1st July, 1830, vice Williams, promoted.

Brevet 2d lieutenant. Albert M. Lea, to be 2d lieutenant, 1st July, 1831, vice Miles, promoted.

## II.—APPOINTMENTS.

*Staff.*

Adam D. Stuart, of Va. to be paymaster, 14th January, 1833.  
Joseph D. Harris, N. Y. to be assistant surgeon, 2d March, 1833.

Nathan S. Jarvis, N. Y. to be assistant surgeon, 2d March, 1833.  
Richard Clark, of N. Y. to be assistant surgeon, 2d March, 1833.

Adam N. McLaren, S. C. to be assistant surgeon, 2d March, 1833.  
Benjamin F. Fellowes, N. H. to be assistant surgeon, 2d March, 1833.

*Ordnance department.*

James W. Ripley, late captain of the 4th regiment of artillery, to be captain, to take rank from the 30th May, 1832.

*Regiment of dragoons.*

Major Henry Dodge, of the battalion of mounted rangers, to be colonel, 4th March, 1833.  
Major Stephen W. Kearny, of the 3d regiment of infantry, to be lieutenant colonel, 4th March, 1832.

Captain Richard B. Mason, of the 1st regiment of infantry, to be major, 4th March, 1833.  
Captain Clifton Wharton, of the 6th regiment of infantry, to be captain, 4th March, 1833.

1st lieutenant. Edwin V. Sumner, of the 2d regiment of infantry, to be captain, 4th March, 1833.  
1st lieutenant. Reuben Holmes, of the 6th regiment of infantry, to be captain 4th March, 1833.

1st lieutenant. David Hunter, of the 5th regiment of infantry, to be captain, 4th March, 1833.  
2d lieutenant. Washington Seawell, of the 7th regiment of infantry, to be 1st lieutenant, 4th March, 1833.

2d lieutenant. David Perkins, of the 5th regiment of infantry, to be 1st lieutenant, 4th March, 1833.  
2d lieutenant. Philip St. George Coker, of the 6th regiment of infantry, to be 1st lieutenant, 4th March, 1833.

2d lieutenant. Abraham Van Buren, of the 2d regiment of infantry, to be 1st lieutenant, 4th March, 1833.  
2d lieutenant. Jefferson Davis, of the 1st regiment of infantry, to be 2d lieutenant, 4th March, 1833.

2d lieutenant. Lancaster P. Lupton, of the 3d regiment of infantry, to be 2d lieutenant, 4th March, 1833.  
2d lieutenant. Thomas Swords, of the 4th regiment of infantry, to be 2d lieutenant, 4th March, 1833.

2d lieutenant. J. H. K. Burgess, of the 3d regiment of infantry, to be 2d lieutenant, 4th March, 1833.

## III.—CASUALTIES.

*Resignations.*

Captains. Joshua B. Brant, 2d infantry, 28th December, 1832.  
Daniel D. Burch, 7th infantry, 30th April, 1832. Henry Berryman, 7th infantry, 30th April, 1833.

1st lieutenant. James H. Cooke, 1st artillery, 31st January, 1833.  
2d lieutenants. Stephen V. R. Ryan, 1st artillery, 31st March, 1833. W. Stillwell, 2d infantry, 31st March, 1833. Robert W. Burnett, 4th infantry, 31st March, 1833. Gustavus S. Rousseau, 6th infantry, 30th April, 1833.

Brevet 2d lieutenants. Henderson K. Younk, 3d artillery, 31st March, 1833. John G. Harvey, 2d infantry, 15th February, 1833. George B. Crittenden, 4th infantry, 30th April, 1833.—Humphrey Marshall, mounted rangers, April 30th, 1833.

*Assistant surgeons.* John Thurston, 1st May, 1833.  
Paymaster. Alphonso Wetmore, 1st May, 1833.

## DECLINED.

2d lieutenant. James F. Izard, regiment of dragoons. 2d lieutenant Joseph Ritner, regiment of dragoons.

## DEATHS.

Captain. Nathaniel G. Dana, 1st artillery, 4th Feb. 1833.  
2. Major Thompson, of the 6th regiment of infantry, is assigned to the command of Fort Leavenworth, to which post he will repair, without unnecessary delay. Major Fowle, of the 3d infantry will report in person for orders, at the adjutant general's office. All other officers pointed will report by letter to their respective colonels, and join their proper stations, unless otherwise instructed from this office.

3. The date of lieutenant. H. A. Wilson's promotion to 1st lieutenant in the 4th regiment of artillery, is May 30th, 1832 instead of "September 30th, 1832." This change of date results from the recent promotion of 1st lieutenant Washington, vice captain Ripley, appointed captain of ordnance.

By order of major general Macomb,

R. JONES, *adj't general.*

REPORT ON MANUFACTURES.

Report of the minority of the committee on manufactures, prepared and submitted by Mr. Adams.

HOUSE OF REPRESENTATIVES, FEBRUARY, 1853.  
 Mr. Adams, by direction from the majority of the committee on manufactures, moved that the committee be discharged from the further consideration of the matters referred to them by the house; and, on the part of the minority of the same committee, he presented the following report on so much of the president's annual message to congress as relates to domestic manufactures and the protection necessary to be afforded the same; referred to the committee by resolution of the house, of 14th December, 1852.

The subscribers, members of the committee on manufactures, to which was referred so much of the message of the president of the United States to congress, at the commencement of the present session, as relates to the protection necessary to domestic manufactures, dissenting from the report of the majority of the committee, present herewith respectfully to the honorable members upon the subject referred by the house to the committee to report thereon.

The parts of the message which relate to the protection necessary to domestic manufactures, may be considered separately or in connection with other great national interests, forming the subject of the annual communication from the chief of the executive department to the representatives of the people. In the message itself they are recommended to the consideration of congress, in connection with proposals for such further reduction in the revenue as may not be required for the objects of general welfare and public defence, which the constitutional authorities, and for which reduction the occasion is stated by the president to result from the impending final discharge of the national debt; and the members of the committee, who are almost cordially sympathetic with the sentiments expressed by the president. They consider the final and total discharge of the public debt as a subject of grateful acknowledgment to the wisdom, energy, and fidelity to their trust, of those who preceded us in the management of our national concerns; of mutual gratulation to ourselves, who enjoy the benefits of this alleviation of the burden of the national debt; and of thanksgiving and tribute by us, for the sacred preservation of the public faith; and of anticipated felicity to our successors in the exemption from burdens which we and our fathers have borne without murmuring or complaint, to secure to them, our posterity, the blessings of freedom, independence and union. Enjoying, in all the purity of patriotism, the comfort of this great alleviation of public burdens, the subscribers deprecate, with equal earnestness and sincerity, the contingency of any event which should, at the very moment of fruition, dash from the lips of our prosperity the cup of joy, and substitute, in its place, the bitter potion of disunion, civil dissension, and fraternal war.

Under these impressions, it was not without feelings of deep concern, and of painful sensibility, that the subscribers beheld, in the message of the president of the United States, the broad and unqualified assertion of principle, and the development of an entire political system for the future government of the union, as new and unheard of, as to them it appears incorrect, and incompatible with the foundations of our political existence.

The first of these principles, and that from which all the others appear to the subscribers to be derived—the basis of the message and of the whole system of administration, for the duration of this union, is contained in the following position, which the subscribers submit to the consideration of the house in the very words of the message itself—"The wealth and strength of a country are its population, and the best part of that population are the cultivators of the soil. Independent farmers are, every where, the basis of society, and true friends of liberty."

"That the president of the United States should, in a public document, addressed to the representatives of the whole people of this union, promiscuously declare one part of the population, by them represented, better than the rest, appears to the subscribers little compatible with that equality of rights upon which our whole social system is, by them, believed to be founded. If one part of the population, parties to the social compact, is the best, it necessarily follows that another part of the same population is the worst; that there are different degrees of merit in different portions of the same population, estimated not by their moral, but by their social condition; not by their individual qualifications of virtue and understanding, but by their respective occupations and possessions.

In examining this fundamental principle of politics and morals, thus set forth as the foundation for the system of policy to be hereafter erected for the government of this great and growing confederacy, the subscribers have not been slow to ascertain to whom it is that this proud pre-eminence of merit is assigned by the chief executive magistrate of the union. He asserts that the wealth and strength of a country are its population, and that the best part of that population are the cultivators of the soil. Now, the population of a country consists of the whole mass of human beings abiding within it; and, of the population of this country, the subscribers have no doubt, that the soil are in a state of servitude—possessing no rights, civil or political—and existing only as the property of another part of the same population. That these cultivators of the soil constitute a large portion of the wealth of this country, is undoubtedly true; that they constitute a considerable portion of its strength is far more questionable; but the subscribers cannot believe

it was to them that the intention of the president was to ascribe the transcendent honor of constituting the best part of our population; and, if not to them, neither was it to the class of farmers, in another part of the union, also cultivators of the soil, laboring, like them, by the sweat of their brow, for their daily subsistence, by daily labor, but in the full enjoyment of civil and political rights, and constituting, in truth, not a better, but as good, a part of the population as any other in the community. It was not, however, to them that the president intended to attribute the superiority of excellence as a component part of the population. His meaning, more fully disclosed in the subsequent clause of the sentence above cited, in the affirmation that "independent farmers are every where the basis of society, and true friends of liberty." Taking the whole sentence together, the subscribers believe that, in the understanding of the author of the message, the cultivators of the soil, in the first part of the sentence, were identical with the independent farmers in the second; and that the sentiment, in the mind of the writer, and the aphorism of moral and political economy laid down by the whole sentence, is that, in all countries, generally, and especially in our own, the best part of the population—the basis of society—and the friends pre-eminently of freedom, are the wealthy land-holders.

This principle is certainly not new in the history of the world, or of human government; it is the fundamental axiom of all landed aristocracies; it is the foundation of the feudal system, and, when carried out into practice, must inevitably resolve itself into it. The term aristocracy, by its derivation, is the government of the best; and where the property of the soil is distributed in portions so unequal, that its cultivators are divided into masters and slaves, or into landlords and tenants, power will naturally concentrate in the hands of the former, and the basis of society—the independent farmers the best part of the population—true friends of liberty, confined exclusively to themselves, but holding in oppressive servitude the real cultivators of the soil, and ruling, with a rod of iron, over all the other occupations and professions of men.

Such has been the development of this fundamental principle of government in the history of other ages and countries. It has especially disclosed itself in the annals of France, of Spain, of Germany, of Poland, of Russia and of England. The independent farmers, or wealthy land holders, of all those countries, have constituted the ancient feudal barons, as they now constitute the modern nobles, holding the laborious husbandmen of the same countries in servitude, or in abject poverty and the most degrading dependence.

The subscribers believe that the Declaration of Independence, and the government of this union, are founded upon a different and opposite principle—upon the principle that all men are born with equal rights; and that however in one portion of the union, the independent farmers or planters, cultivating the soil by their slaves, may be considered, by one of themselves, as the basis of society, and the best part of the population, the broadness of such principle, as a foundation of a system of national policy for the future government of these United States, is an occurrence of the most dangerous and alarming tendency; as threatening, at no remote period, not only the property, but the peace of the country, and as directly leading to the most fatal of catastrophes—the dissolution of the union by a complicated, civil and servile war.

It had been possible for the subscribers to consider the principles thus authoritatively laid down in the message as a mere abstract speculative opinion, indicative only of a mind habitually occupied in meditation upon the first principles of government; they might have deemed it their duty to pass it over in silence, regretting that an opinion so adverse to all the lessons of history, and to every rational theory of human rights, should ever have found its way into the mind of the executive chief of the union; and still more to trace an official communication from him to the legislative assembly of the nation. But they find it pervading every part of the message relating to the administration of the internal affairs of the country—they trace it in the denunciation of uncompromising hostility to the bank of the United States—they discern it in the general dissension of all future encouragement, or aid to be given to objects of internal improvement; they perceive it in the portentous recommendations to abandon all purpose of deriving a system of revenue from their fellow citizens to be gratuitously bestowed upon them. They see it, above all, in the destiny in which the message consigns the great manufacturing interest of the country, including the handicraftsmen and mechanics of all our populous cities and all our flourishing towns. These are not the basis of society—they are not the cultivators of the soil—they are not the best part of the population—their equalities—their rights are trampled upon; their highest interests may be sacrificed—their property may be wrested from their hands—their families may be driven by measures of national policy, by acts of the government of the union, to beggary and ruin, for the benefit of the independent farmers, the wealthy land-holders—the best part of the population.

\* Such are the practical consequences which must flow from the reproduction by the head of this national union, as a fundamental principle of government of the old and long exploded doctrine, that the wealthy land-holders of all countries constitute the best part of their population. Under this theory it can no longer be surprising to find in the message an entire system of propositions and of recommendations, which, if adopted and sanctioned by the legislature, will accomplish a revolution in the government of the United States, and, in the solemn and deliberate opinion of the subscribers, a total subversion of their constitution.

In descending from the general axiom, that in all countries the independent farmers or wealthy land-holders, cultivators of the soil, constitute the best part of the population, to the measures of legislation recommended to congress for carrying out this principle, in the administration of the government, four features are discernible, as especially characteristic of the message. First, the abandonment for the future of all appropriations of public monies for purposes of internal improvement. Second, the practical total dereliction of all protection to domestic industry, whether agricultural, manufacturing or mechanical. Third, the nullification of all future revenue from the public domains, by the bestowal of them in free donation to voluntary settlers upon them, from the privileged class of citizens, cultivators of the soil, to swell the numbers of the best part of the population, at the expense of all the rest, or to the favored states in which this common property happens to be situated. Fourth, the denunciation of the bank of the United States, depreciating the value of the stock held in it by the nation; depressing the commercial community with suspicions of the solidity of its funds; and stimulating the prodigality of fraudulent gambling in its stock. In every one of these four particulars the recommendations of the message are in diametrical opposition to the well established, deliberately adopted, and long tried policy, by which the union has hitherto been governed, under the present constitution of the United States—in diametrical opposition to the purposes for which it was formed—to the principles upon which it has been administered, and to the most painful, but most undoubting conviction, the subscribers must add, to the solemn compact and indefeasible obligations by which the nation is bound.

Although the plan of government marked out and delineated in the message forms a whig system, sufficiently consistent with itself, and all derivable from the fundamental position that the wealthy land-holders constitute the best part of the population, yet it is observable, that in every instance the subordinate principle advanced as the groundwork of each separate recommendation, is, by the message, to be destroyed. The message, as it is, so far as it differs from the views and opinions entertained by the friends of the interest which the recommendation itself is adapted to destroy. Thus, for example, in the recommendation to abandon all future appropriations of public monies for purposes of internal improvement, the only principle avowed is, "that the constitution does not warrant the application of the funds of the general government to objects of internal improvement, which are not national in their character." From this position, the most ardent and most liberal friend of internal improvement will not dissent. No appropriation ever has been asked—there is not the shadow of a danger that any appropriation of funds ever will be asked, but for objects alleged to be of a national character; and of this legitimate title to that the state legislatures in congress assembled, under the control of a qualified negative by the chief magistrate of the union, all acting under a constant responsibility to their constituents, are qualified and competent judges. "That there will be, as there have been, diversities of opinion, whether any specified object of internal improvement is or is not of a national character, may be freely admitted; and that in all cases where it may be reasonably doubted, the wise and prudent policy of the constituent authorities will induce them rather to withhold than grant the appropriation, is a conclusion deducible not less from the experience of the past, than from the confidence due to the moral character of the delegated representatives of the nation. "That in the great majority of applications for appropriations in aid of internal improvements, which have been made to congress, the objects for which they were solicited have been of a national character could not be, and was not doubted. Of the appropriations made, the subscribers confidently affirm, that none can be pointed out which are not unquestionably of that character. If there has been error in the administration of the government, in the application of appropriations to these objects, it has been an error of parsimony and not of profusion; a refusal of the public money where it ought to have been granted, and a bestowal of money which ought to have been denied. In the sober and honest discretion of the legislature, under the vigilant supervision of the executive chief, a guard amply sufficient for the protection of the public resources against wasteful or improvident expenditures, has been provided by the constitution.

It is said in the message, that, "without some general and well defined principles, ascertaining those objects of internal improvement to which the means of the nation may be constitutionally applied, it is obvious that the exercise of that power can never be satisfactory." Suppose this position, in its full extent, to be admitted. The message does not deny that the power of granting appropriations for internal improvements of a national character is vested, completely and unequivocally

vested, in congress, by the constitution; and the president himself, in the discharge of his official duties, has, in numerous instances, given his sanction to such appropriations. And in that grant of power, as in all others, is necessarily and unavoidably implied the power of ascertaining and defining the principles upon which, in the spirit of the constitution, it shall be exercised. If therefore, in the exercise of the power of making such appropriations hitherto, there has been a neglect or omission to ascertain and define the principles upon which they have been made, it is a duty yet to be performed by congress itself, and which requires the interposition of no other power. It is obvious that to resort elsewhere than to congress itself, to ascertain and define the objects upon which the power is unquestionably delegated to them, by the constitution, for the use of internal improvements, is precisely equivalent to a denial of the right of congress to exercise the power in all cases whatsoever.

With regard to the danger to which the message supposes congress may be exposed of making hasty appropriations to works of the character of which they may be frequently ignorant, the argument necessarily presupposes a habitual, gross and criminal neglect of their duties; by a majority of both houses of congress, a reflection upon the honor and honesty of those bodies, of which the subscribers deem it sufficient to say that it is equally unwarrantable and misplaced. So long as the members of both houses of congress shall entertain a just sense of their duties to their country, to their constituents, and to their own characters; so long there is, and will be, no danger—none, whatever, of the being exposed to make hasty appropriations to works of the character of which they are ignorant, for any other purpose. The members of both houses of congress, are accountable for the wisdom as well as for the purity of their official conduct, not to the executive magistrate, himself accountable to them for his own, but to their constituents and to their country. Nor has that country committed to the executive magistrate the management of its own polity, in the exercise of the elective franchise. If it be true that the great use of making such a creek or river—of bringing commerce to the doors of the people—or of increasing the value of their property, may operate occasionally as inducements to individuals to favor by their suffrages the success of a candidate whom they may suppose to be better qualified than his opponent, to obtain for them the great and valuable improvements—in it just or equitable—is it their fair perception of the nature of things, to be influenced by a corrupting influence? No influence can be more just and pure. To benefit the people, by making navigable the river or creek in their neighborhood—by bringing commerce to their doors—and by increasing the value of their property, are among the most important and most valuable services that a representative can render to his constituents. To draw good from evil, is one of the highest and most admirable attributes of the human mind; and good, in the peculiar attribute of the arch enemy of mankind; but singular, indeed, is the aspect of that political axiom, which imputes dishonesty to the representative in the zeal with which he promotes the interests of his constituents; and finds the evidence of corruption in the exercise of the highest beneficence. Suppose this culminated influence to be successful; suppose a candidate to be elected to congress, by the vote of a majority of constituents in the superiority of his talent and capacity to obtain appropriations of public money to render their neighboring river navigable—to bring commerce to their doors, and to increase the value of their property—talent and capacity are qualities of which men seldom form erroneous estimates, in the choice of their representatives, when their judgment are enlightened by their interest. Talent and capacity, brought into the representative councils of the nation, by the selection of a member for one district, under the influence of a belief that it will be exerted for the benefit of those by whom he is chosen, is talent and capacity available on the scene where it has been introduced, for all the great interests of the nation. It is true that the representative of every single district becomes a representative of the whole people. As the representative of one district, he has, to promote the interests of his immediate constituents, but one of more than two hundred votes. But that one vote he has also upon all the questions within the competency of congress, and affecting the interests of the whole nation, and of all its parts. The result then of every election which brings into this house a member, recommended to the favor of his constituents by the zeal and ability with which he may suppose the internal improvement of his own neighborhood, is essentially advantageous to the whole nation, and has a direct tendency to establish a high standard of intellectual worth, as the measure of qualification for a seat in the house. It is essential to that spirit of moral elevation and dignity which constitutes the only solid foundation of representative government; and it is only by constituting the elements of good and evil, that it can be stigmatized as tending to corruption.

As little can the subscribers yield their assent to the reasoning in the message, which effectively argues upon congress to refrain from the exercise of all powers of which more than one-fourth, that is, seven states of this union, would be unwilling now to make the grant, and which any still smaller portion of the people may, at any period since the existence of the constitution, have opposed or resisted successfully. Fearful and reprehensible would be the condition of the people of these United States, if every grant of power delegated by them, for their own benefit and improvement, to their united national supreme legislature, should be annulled or struck with impotence by every scruple

of doubt which the refinements of metaphysical subtlety, the transient ebullitions of popular excitement, or the factious intrigues of electioneering artifice, have, from time to time, disseminated over different sections of the country. There is, perhaps, not a single grant of power to congress in that great national compact, the constitution of the United States, which at some period of our history has not been assailed by numerous parties and their controversial wranglers, as doubtful powers; even at this hour we are, apparently, on the verge of a conflict in arms, on the very borders of a civil war with one of the states of the union, for the exercise of powers, the want of which first gave rise to the constitution itself, which have been asserted by the constitution of the United States government for nearly forty years without a dissenting voice; and which now, under the new lights of nullification have been discovered to be such plain and palpable violations of the constitution, as to warrant the state in which this discovery has been made, in resorting to her sovereign power, to declare them within her own borders null and void. There are seven states of this union, the whole free population of which by the returns of the last census, amounted only to seven hundred and seventy one thousand two hundred and eighteen souls; a majority of these, sufficient to command the vote and decision of them all, would be less than four hundred thousand; and thus, upon the recommendations of the message, a nation consisting of ten millions of freemen, must be crippled in the exercise of their associated power, unassisted of all their energies applicable to the improvement of their own condition, by the doubts, scruples, or fanciful discontents of a portion among themselves, less in number than double the amount of population in the single city of New York.

The subscribers assume as a principle, demonstrated beyond all possibility of doubt, that of the whole free population of the nation, a vast majority—they entertain, themselves, no question that it is majesty more than majesty, and the will of the whole—believe, without a scintillation of doubt, that the power of appropriating public monies to objects of internal improvement of a national character, as understood by congress itself, has been delegated to congress by the whole people, in the constitution of the United States. The message itself does not question this grant of power, and it is tacitly affirmed by the chief magistracy and command of all their energies by the act of congress making such appropriations, which has received his signature. What reason or motive, then, can there be for congress to interdict itself from the exercise of beneficent power, essential to the welfare and prosperity of the whole people, to gratify the dog-in-manger disposition of less than one-twentieth part of the community? True, very truly, does the message say that "there is nothing so worthy of the constant solicitude of this government as the permanent union of this people; but, if it is imagined that harmony and union can be promoted by the perpetual sacrifice of the will, the interest, and the well-being of nineteen-twentieths of the whole people, to the contracted and envious passions or to the sordid parsimony of the remaining twentieth? The subscribers will neither express nor entertain a suspicion that the recommendation to apply to the states of this union for grants of additional power to congress, and in the mean time to abstain from the exercise of all powers, which the one-twentieth part of the people may be pleased or instigated to consider as doubtful, was not made in good faith and sincerity; but without questioning the motive which could lend to such a proposal, they cannot but regard it in effect as disclosing the purpose of disarming and abdicating all power of making appropriations for all and every great object of internal improvement hereafter and forever. As little hesitation have they in declaring it as their belief, that this purpose, and the whole system of which it forms a part, is in nowise calculated to promote the harmony and union of the people. It is a natural emanation from the fountain of a principle divided itself, and the source of all fatal division—a principle which pronounces one class of the citizens of this union, to the disparagement of all others, the best part of the population.

The subscribers declaim not communion of sentiment with this opinion, to which they can assent no true or no sense what ever. They deny that there is any sense in which language can give utterance; and in which the cultivators of the soil, be they who they may, included under the denomination, ran, with truth, be called the best part of the population. They believe in the only law which the great creator, the all-wise and all-potent patriot of ancient Rome, and with the sublimest genius of ancient Greece, with Cicero and with Plato, that "who never gives preference to one part of the citizens, and neglects another part, introduces into the community the elements of the most pernicious discord and sedition. It necessarily produces rival factions, some favoring the populace, and some favoring the aristocracy, and the great end of the government is thereby lost. It was the patriotism of Cicero; this was the philosophy of Plato, two thousand years and upwards before the Declaration of Independence. The doctrine is founded upon eternal truth. It is the only doctrine upon which governments of equal rights can be founded; as that which divides the population into a best and a worst part is the never failing source of tyranny and oppression, of civil strife, of shedding of brother's blood, and the total extinction of freedom.

The subscribers hope and trust, therefore, that congress will not abdicate by nonuser, the power delegated to them by the constitution of the United States, of making appropriations of public money to great national objects of internal improve-

ments. They consider the exercise of the power as essential to the welfare and prosperity of the whole people; they believe it to have been delegated for the purpose of promoting that welfare and limit to refrain from the exercise of the power would be a dereliction of duty in congress itself, and treachery to the trust committed to them by the people. In the future they believe that the people of this union never will submit to a permanent abandonment of the principle, hitherto so successfully and so advantageously to them carried into practice, of making such appropriations; that however it may be subverted for a time, under a theory of partial preference in an imaginary best part of the population, it will never be extinguished, but with the ill-blotting of the nation itself, by the total destruction of the doctrine of abdicating powers arbitrarily designated as doubtful? What but the degradation and impotence of the nation itself?—the degradation of chaining its own hands? of lettering its own feet of slinking itself from hithering its own condition? The impotence of inability to employ its own faculties for its own improvement. It is the principle upon which the roving Tartar hordes, amidst a storm of war, have been driven, to their wandering shepherd is the best part of the population; the principle upon which the savage of the American forest refuses to till the ground, because to him the hunter of the woods is the best part of the population. Imperfect civilization in all stages of human society shackles itself with fanatical prejudices of exclusive favor to its own occupation; as the owner of a plantation with the owner of a factory, and the farmer with the cultivator of the soil. Not by such opinions or such maxims of government were the people of the United States animated and inspired, when, "in order to form a more perfect union, establish justice, ensure domestic tranquility, provide for the common defence, promote the general welfare, and secure the blessings of liberty to themselves and their posterity, do hereby ordain and establish the constitution of the United States of America." Their purpose, in this great and solemn mutual covenant, was their own improvement—the improvement of the condition of the whole. The constitution itself is but one great organized engine of improvement, physical, moral, political. It directed the assembling, from time to time, of eleven bodies of men, vested with limited powers to deliberate, to consult, and to advise upon all the great interests of peace and war, common to the people, but it was no compact of separate and distinct bodies politic. The separate states were not competent to form any such compact, or to confer any such powers; the people of each state were competent to form, and did form, constitutions for themselves; but their sphere of action to ordain and establish was limited within their own boundaries. Where there did the state, the exercise of the sovereignty of Massachusetts, or New York, or where could, that state acquire the right of bestowing upon the people of Pennsylvania a right of representation in this house? As well might the state of Massachusetts have undertaken to ordain and establish who should be represented in the parliament of Great Britain, or in the chamber of deputies of France. The whole people of the United States were none competent to determine and to ordain how, and in what manner, they and their posterity should be represented in this assembly; and as well might it be contended that the state of Ohio, which had no existence, or the state of Louisiana, which was a Spanish colony, were parties to the constitution of the United States at its formation, as that the parties to it were the thirteen states of which the old lifeless confederation had been composed. The constitution was, as it is by law declared to be, the act of the whole people, and it is the instrument by which they organized the means of effecting the improvements of their own condition, by the agency of their government. In refraining from the exercise of the powers delegated to them for the good of the whole, the government not only abdicate their own power, but effectively disable that of the nation itself. The energy which slumbers in their hands, is no better than dead to the good of the people, it arrests the hand, it humiliates itself; degrades the nation to a level of inferiority among the families of mankind, and proclaims as the fundamental law of their association their inability to apply their own faculties to their own elevation in the scale of being.

It is then, with sentiments of deep mortification and of unqualified dissent, that the subscribers have observed the earnest recommendations to congress in the message, to abandon the whole system of appropriations for internal improvements, which has hitherto been pursued; which was in its nature a successful experiment, and which, for a long series of years, has been contributing to increase the comforts, to multiply the enjoyments, and to consolidate the strength and happiness of the American people. To abandon them all, for in no other light can they consider the extraordinary, though vague and indefinite recommendations to congress, for internal improvements, for the government of a nation of ascending millions of human beings—the intensely urgent exhortations to congress to refrain from the exercise of all beneficent powers, which one-twentieth part of the people may carp and cavil at as doubtful—the incomprehensible argument that harmony and union are to be promoted by stifling the firm and manly voice of nineteen-twentieths of our constituents, to satisfy the brimnick doubts, or to appease the menacing clamors of less than one-twentieth of the people, and finally the direct recommendation to congress, to dispose of all stocks now held by the general government in corporations, whether created by the general or state governments, and to place the proceeds in the treasury.

In these recommendations, and in the spirit with which they are pressed upon the consideration of congress, the subscribers can assure nothing less than a proposed revolution of government in this union—a revolution, the avowed purpose of which is, to reduce the general government to a simple machine. A simple machine? The universe in which we daily revolve, and which seems to our vision daily to revolve round us, is a simple machine under the guidance of an Omnipotent hand. The president of the United States, one of the functionaries provided by our constitution for the management of the affairs of the government, but not entrusted even with the power of action, upon any proposed alteration or amendment to the constitution, undertakes to reduce the general government to a simple machine—the simplicity of which shall consist of universal beneficence, in preserving peace, affording a uniform currency, maintaining the just-claim of contracts, diffusing intelligence, and distributing, *velut*, its benefits; measureless, unmeasured, and unnumbered) superintending functions. Truly this simplicity may be aptly compared with that of the government of the universe; needing only an Omnipotent hand to guide and regulate its movements, and differing from it, as would seem, only in the self-denial of all power to improve the condition, or promote the general welfare of the community, by and for whom this simple machine was ordained. On the other hand, it appears that of all the attributes of government among men, simplicity is the last that deserves commendation. The simplest of all governments is an absolute despotism, and it may confidently be affirmed, that, in proportion as a government approaches to simplicity, will always be its approaches to arbitrary power. It is by the complication of government alone, that the freedom of mankind can be secured, and that the elements of civilization be in the condition of all slavery; and if the people of these United States enjoy a greater share of liberty than any other nation upon earth, it is because, of all the governments upon earth, theirs is the most complicated. The simplicity to which the recommendations of the message would reduce the machine of government, is a simplicity of impotence; an abdication of the power to govern; a relinquishment of all power in this confederated people to improve their own condition.

In the recommendations of the message, relating to the disposal of the public lands, the subscribers perceive the same speculative aversion to control, which seeks to reduce the government to a simple machine, the same preference of one class of citizens—the independent farmers, cultivators of the soil—over all other members of the community. The recommendations of the message are, "that the public lands shall come, as soon as practicable, to be a source of revenue—that they be sold to settlers, in limited parcels, at a price barely sufficient to reimburse to the United States the expenses of the present system, and the cost arising under our Indian compact; and that, in convenient time, the machinery of accurate surveys and subdivisions be withdrawn from the states, and the right of soil, and the future disposal of it, be surrendered to the states respectively in which it lies."

The proposition is to give away all the public lands—first, to enable individual adventurers to secure an independent freehold, because cultivators of the soil are the best part of the population; and finally to surrender all the remainder to the states in which the lands are situated, because "it cannot be expected that the new states will remain longer contented with the present policy, after the payment of the public debt."

The public lands are the property of the whole people of the United States; they are the national domain. To give them away to individual adventurers, is to take away the property of one portion of the citizens, and bestow it upon another; and, as if this outrage upon the right of property were not sufficient without the superaddition of insult, the plundered portion of the community are told that those on whom their lands are bestowed are the best part of the population. It is said in the message that "the proceeds arising from the sale of the lands are distributed chiefly among states which had not originally any claim to them." Were this assertion true, what possible bearing can the places where the proceeds of the sale of property are distributed, have upon the right of the proprietor to the proceeds of the sale. The proceeds of the sales of public lands are not distributed among states. What is meant by the assertion that they are distributed among states? They are not distributed among states at all. What is meant by "states which had not originally any claim to them?" What state had originally any claim to the public lands in Louisiana or Florida? What portion of the public lands is there to which the whole union, and of course every state in the union, had not originally a claim? From the very nature of the public lands, all the states, within which not an inch of public land existed, had a claim to their just proportion of the public lands situated within the boundaries of the other states—and that claim was just; in deference to the justice of that claim, all the cessions of public lands were made by the states in which they were situated; and without those cessions, the confederation never would have formed. The right of every state, whether, therefore, to have the public lands, is a perfect right, independent, totally independent, of all consideration of the localities where the proceeds of the sales of them may be distributed, and for the enjoyment of which, as a right founded in the first elements of human society, the states wherein the lands are situated have no more right to be discontented than the tenant of a dwelling house belonging to another has the right to be discontented that the fee of the possession is in his landlord and not in himself.

This right of property is, however, not wholly unqualified. The cessions of territory made by the United States by the states of New York, Virginia, Massachusetts, the states of South Carolina and Georgia, were all conditional; and the common condition of all the grants was, that the lands by them respectively ceded should be held and disposed of for the use and benefit of all the United States, the ceding state included, and for no other use whatsoever. Upon this condition, all the cessions were accepted by the United States in congress assembled, and the United States thereby contracted the solemn and positive engagement to hold and dispose of all the lands thus ceded conformably to that condition, and to no other use whatsoever.

The constitution of the United States, in the third section of the fourth article, declares that "congress shall have power to dispose of, and make all needful rules and regulations respecting the territory or other property belonging to the United States;" with the express addition that "nothing in this constitution shall be so construed as to prejudice any claims of the United States, or of any particular state." And in the sixth article, it provides "that all debts contracted and engagements entered into, before the adoption of this constitution, shall be as valid against the United States under this constitution as under this confederation."

It appears to the subscribers, that congress could neither give away the public lands to individual settlers, to enable them to acquire independent freeholds, nor surrender them to the states in which they are situated, without a threefold violation of the constitution;—first, by abdicating the trust reposed in congress of disposing of the territory of the United States, conformably in the conditions under which it is held, and of making all needful rules and regulations respecting it; secondly, by prejudicing the just and undoubted claims, both of the United States, and of every particular state within which there are no public lands; and, thirdly, by transgressing under false solemn engagements entered into before the adoption of the constitution, in the use of powers to be exercised by congress, when the government shall be reduced to the simple machine, avowed to be the purpose of the president by the recommendations of the message, this power of disposing of, and making needful rules and regulations for the territory and other property of the United States, is entirely overlooked; very consistently, indeed; for if the whole property should be squandered away to make independent freeholders, or surrendered to the states wherein the common possession happens to be located, there will be no longer any territory belonging to the United States to dispose of, or needing rules and regulations to be prescribed by congress. The government will be made a much simpler machine; but it will be a simplicity purchased with all the wealth, all the rights, and the good faith of the nation—purchased by prejudicing the claims of the United States, and of every state other than those in which the lands are situated—purchased by setting at naught the first principle of justice, the sacred right of property, and the explicit engagements not only entered into before the adoption of the constitution, but pledges of faith, without which the confederation itself never would have been sanctioned.

The same principles are applicable to the public lands situated within the states, formed from the territories included in the purchase of Louisiana in 1803. These lands, though they are not only belonging to the United States, but purchased with monies from their common treasury. Upon the principles recommended in the message, the whole mass of them may be given away to foreigners, to emigrants from every quarter of the globe, aliens and perhaps enemies to this country, who may thus be converted into independent freeholders, and constitute, under this improved code of morals, the best part of the population. The subscribers deem it an excellent part of the policy of the union to welcome the useful industry of foreign freemen seeking the enjoyment of liberty and equal rights and honest subsistence, and the chances of affluence upon our shores; but they conceive it neither politic nor just to bestow upon them, or upon any adventurers, whether of foreign or of domestic birth, the acquisitions of the nation, made with the monies of civil upon all the people of this state.

Congress are told in the message that it cannot be expected that the new states will "remain longer contented with the present policy, after the payment of the public debt." By the present policy is here meant the policy of holding and disposing of the public lands as public property. The proposal is, therefore, to change the present policy, for that of giving away this public property, partly to individual adventurers, and the remainder to the new states—one of which is the state of Tennessee. And what are the arguments by which this change of policy, or, in other words, this surrender of property, is urged? It is said that "the adventurous and hardy population of the west, besides contributing their equal share of taxation under our impost system, have, in the progress of our government, for the lands they occupy, paid into the treasury a large proportion of very millions of dollars; and, in the state of Tennessee, And what are the arguments by which this change of policy, or, in other words, this surrender of property, is urged? It is said that "the adventurous and hardy population of the west, besides contributing their equal share of taxation under our impost system, have, in the progress of our government, for the lands they occupy, paid into the treasury a large proportion of very millions of dollars; and, in the state of Tennessee, have expended upwards of three millions of dollars more." It is a reason for giving away to new adventurers, or to new states, the property belonging to the adventurous and hardy population of the west, in common with the adventurous and hardy population of all the rest of the union? To the epithets of adventurous and hardy, applied to the population of the west, the subscribers take no exception, as descriptive of qualities truly belonging to that class of our fellow citizens:



that population went forth from the old and long settled states, from the thirteen confederates of the revolution, and left behind them a population not less adventurous and hardy than themselves. If the population of the west have contributed their equal share of taxation under our impost system, an have the population of all the rest of the union. If, in the progress of the government, they have paid into the treasury a large portion of forty millions of dollars for the lands they occupy they have received, in the property of those lands transferred to them by the nation, the value of them of many hundred millions of dollars as an equivalent. That a small part of the revenue received from the proceeds of the public lands has been expended amongst them, if estimated in proportion to the relative amount of a national character, the subscribers believe that a full and ample proportion of the public revenue, whether collected from the sales of public lands or from other sources, ought to be applied, and the monies so appropriated would be almost exclusively expended among the population of the west. It is in this manner that, without doing injustice to any other part of the union, the proceeds of the sales of the public lands may be applied to the general improvement of the western country; that they may be, beneficially to all, expended among the settlers of the public lands themselves, and, while contributing to the improvement of the whole union, facilitate and encourage the progress of the new settlements, by furnishing, at once, occupation for industry, reward for labor, and the rapid appreciation of the lands upon which the settlers may fix their abode. Such, the subscribers of a national character, the subscribers believe, is prudent and unobjectionable; but this policy cannot be promoted by arresting the progress of works already commenced; by refusing appropriations for works demonstrated to be of a national character; or by giving away to single adventurers, or to the new states, the whole valuable fund, inexhaustible, if duly managed, for long centuries to come, of lands purchased by the blood of our revolutionary fathers, and by their treasures of our own.

In this examination of the proposal to give away all the public lands of the union, the subscribers have deemed it their indispensable duty, though a painful one it has been, to resort to the first principles of natural justice, to the sacred right of property, and to the positive injunctions of the constitution, to prove that it is alike subversive of them all. The project itself is not new: the subscribers are unwilling to trace its origin, or to scan the motives and purposes from which it proceeded. But never before have they witnessed—never again, they will hope, may it be seen seriously recommended in a message from the president to the congress of the United States. The public lands are the property of the union; the possession, the use, and the disposal of them, for the benefit of the whole, are guaranteed by the fundamental principles of the constitution, by the immutable laws of justice, and by the explicit terms of the constitution, which we have all sworn to support. The power to give them away has not only never been delegated to congress; it has been, by direct implication, prohibited. The attempt to give them away, by an act of congress, would be an act of transcendent usurpation, null and void in itself, and substituting arbitrary power in the place of constitutional right. The attempt to carry it into effect would be a dissolution of the union—an inextinguishable brand of civil war. This the subscribers do with the profoundest conviction believe; this they cannot, without violating the trust reposed in them by their constituents, refrain from declaring. They solemnly deprecate the contingency that such a proposal should ever again be made.

Congenial with it, and apparently flowing from the same erroneous and partial fundamental principle of government, that the wealthy land-holders are the best part of the population, the subscribers are constrained to consider all the recommendations of the message in relation to the manufacturing interest of the country. The spirit of the message looks steadily, though with occasional blenching, to that interest, as a victim to be sacrificed. The approaches to the altar are not always direct, but the instruments are never sheathed, and the great blow with which it is held is ever intent to strike the blow. As in the principle of limitation to the congressional power of appropriating money for internal improvement, so, in the restriction of that which may be exercised for the protection of domestic industry, care is taken to commence with a general axiom, which the friends of the manufacturing interest themselves will readily admit. That the extent of the necessary expenditure should be adapted to their expenditures, and that the expenditures should be strictly limited within the sphere of objects warranted by the constitution, and regulated by a severe and vigilant economy, the most ardent friends of the manufactures will cheerfully allow. Nor would they deny "that the protection afforded by existing laws in any branches of the national industry should not be diminished, and the necessary counteracting regulations of foreign nations, and to secure a supply of those articles of manufacture essential to the national independence and safety in time of war." If the enunciation of the principle of legitimate protection in these terms discloses a mind in search

of reasons for withdrawing the protection secured by existing laws, it is rather in the disposition thus evinced, than in the abstract proposition with which it is clothed, that the manufacturing interest may discern the determined hostility with which it is assailed. The manufacturer asks for no protection beyond that which may be necessary to counteract the regulations of foreign nations, and to secure a supply of those articles essential to the national safety in time of war. But this protection has been extended to the manufacturing establishments by the existing laws. It has been extended to them, not as a favor to that separate interest, for no such favor has ever been indulged in the legislation of the union, but for the purpose of counteracting the injury of foreign regulations, and for the purpose of the security of the nation, and the supply of the national safety in war. The manufacturers of the old and long settled states have been protected from the injurious regulations of foreign nations, as the planters of the south and the settlers of the west have been protected from the depredations and hostile incursions of Indian savages. Nearly the whole charge of the military peace establishment is borne by the nation for the protection of the south and of the west. Of the millions upon millions expended, ever since the existence of the government, upon Indian wars and negotiations, the manufacturer of Pennsylvania, of New Jersey and of Massachusetts, has paid, and continues to pay, his full proportion. And what is Indian war or Indian negotiation to him? The whole naval establishment of the union is maintained to protect the immediate interests of the southern and western parts of the country. The manufacturer, the farmer, the planter, have an direct interest in this; they all pay taxes to protect from foreign hostility the property of the merchant and the person of the navigator. The war last waged with Great Britain, and which cost the nation upwards of a hundred millions of dollars, and perhaps fifty thousand lives, for what was it proclaimed but for wrongs in the merchant of the north, in which the manufacturer, the farmer, and the distinct classes of society, had not one dollar of interest? For the maintenance of which they bore their equal portion of taxation, and devoted their equal portion of lives? The manufacturer of the interior has the same right to the protection of the whole union against the regulations of foreign countries, as the merchant upon the coast, or the mariner upon the ocean. The manufacturer of the north has the same right to the protection of the nation against the competition of foreign rivals, armed with foreign laws, as the planter of the south, or the settler in the west, has to the same protection against the robberies and butcheries of Indian savages, instigated by the secret impuities and profuse subsidies of the same foreign rivals. The manufacturer asks no more. The principle in the message now under examination is in terms equally applicable to all branches of the national industry, and to all interests by existing laws to the southern planter and the western settler, to the merchant and navigator, should not exceed what may be necessary to counteract foreign hostility, and secure the national independence and safety. If the separate and exclusive interest of the manufacturer or of the northern farmer were consulted, the army might be disbanded; the wooden walls of the navy might be taken up in order, and the gallies of the coast be discharged from the service. Six or seven annual millions more of expenditure might be retrenched, and the government be reduced to a machine of still more edifying simplicity—so simple, indeed, as to be left without occupation worthy of the cost of its own maintenance, and bound, in the pursuit of its own policy, to dissolve itself as a useless and cumbersome burden to the nation.

But the practical question of the message is not, what degree of protection ought to be extended to any branch of the national industry, but what degree of protection, by the existing laws, it ought not to exceed. And the principle is thus laid down by way of introduction, to a recommendation that the protection actually granted by the existing laws to a particular industry, namely, that of the manufactures should be gradually diminished—if, upon investigation, it shall be found, as it is believed it will, that the legislative protection granted to that interest is greater than is independently requisite for those objects, and for counteracting the regulations of foreign nations, and for securing a supply of those articles of manufacture essential to the national independence and safety in time of war.

In this inquiry and investigation the subscribers would interpose an objection whatever, provided that the same investigation should be instituted to ascertain whether the protection granted by existing laws in other parts of the country, and, namely, to the southern planter and western settler, to the merchant and the mariner, do not exceed what may be indispensably requisite for counteracting the regulations of foreign nations, and for securing the independence and safety of the nation. The investigation, to be just and impartial, must extend equally to all the interests protected by the expenditure of the national revenues; and if the great though partial interest of the smallest possible amount of protection indispensable to the manufactures, let the same standard, the smallest possible amount indispensable to the planter and the settler, the merchant and mariner, be applied to the estimates of expenditure to be hereafter bestowed upon them.

But the subscribers cannot forbear to call the attention of the house and the nation, to the former and latter parts of the message, of the very principle of just and lawful protection to the manufacturing interest laid down by itself. Scarcely has the circle of limitation been drawn round the unquestionable



duty of the government to protect the manufactures by its laws, when, by a most remarkable instance of self-contradiction, the message abandons its own principle, and substitutes another and a totally different one in its stead. "Those (it now says), who take no advantage of the condition of our country, must be satisfied that the policy of protection is an ultimately limited to those articles of domestic manufacture which are indispensable to our safety in time of war." The subscribers will not scrutinize, with logical acuteness, the further limitations, even of this measure, which may be detected in the subsequent qualifications of this diminished standard; nor inquire how the indomitable principle of safety and of a liberal support" can be applied to a list of articles which are ultimately limited to those articles of domestic manufacture which are indispensable to the safety of a nation would seem to admit of little latitude in the formation of their catalogue; nor can such commendation be due to the liberality which provides for its own indispensable necessities—but it is to the principle itself that the subscribers deem it their duty to take exception, as utterly inconsistent with that which had been just before laid down, in abandoning the nature and interests of domestic industry to the mercy of foreign legislation, leagued with foreign competition; and, finally, as consigning all the great manufacturing establishments of the country to speedy and inevitable destruction.

In this last proposition, as in the recommendation to give away all the public lands, the house and the country cannot fail to see a projected revolution of policy. When the very first act of congress, after the organization of the new government, that appears upon the statute book of the United States, declared the necessity that duties should be laid on goods, wares and merchandises imported, the purposes to be accomplished by that act were declared to be the support of government, the discharge of the debts of the United States, and the encouragement of agriculture. Thus, from the very foundation of this government—from the day when George Washington was first inaugurated as president of the United States, the protection, ay, and the encouragement of manufactures has formed one of the fundamental objects of the national policy. But here, in the compass of one short page of this message, we are told, first, that the protection afforded by existing laws in any branches of the national industry, should not exceed what may be necessary to counteract the regulations of foreign nations, and to secure a supply of those articles of manufacture essential to the national independence and safety in time of war. This, we are told, is, in justice, due in effecting the adjustment of the future revenue to the interest of the different states, and even the preservation of the union itself. And, in the next breath, we are told that the policy of protection must be ultimately limited to those articles of domestic manufacture which are indispensable to our safety in time of war. The principle of affording encouragement to manufactures, proclaimed in the first act of the first congress, is discarded. The protection to be gradually diminished is the protection of existing laws. The revenue is to be reduced, not merely for adaptation to the necessities of the public expenditures, but with the express object and design of discouragement to manufactures, by diminishing the protection which they enjoy; nor is this discouragement to cease, till all the protection which now shields them from the deadly hostility of foreign competitors, dictating the death warrants of foreign legislatures, shall be withdrawn, and the seditious boon of protection shall be denied to all but articles of indispensable necessity to safety in time of war.

It is, therefore, a revolution in the government which the message now proposes. It is the adoption for the future of a system of policy directly opposite to that which the administration of Washington laid the foundations of the social existence of this great community—our national and federal union. Those foundations were, that all the great interests of the nation were alike entitled to defence and protection by the national arm, and from the national purse. A special interest of manufactures was the first pledge of encouragement, and protection self imposed by the good faith of the nation. That pledge is now, by the recommendations of this message, to be withdrawn. The government is to be reduced to a simple machine, and its operations of superintending beneficence are to be unfeeling. The great body of the manufacturers, including the numerous classes of mechanics, handicraftsmen, and artificers, and with them the great multitudes of cultivators of the soil, though not that best part of the population, the independent freeholders, all the hard-working men, in short, the laboring part of the exclusively free population of the country, are to be turned out of the paternal mansion, cast off as worthless children of the common parent, and surrendered to the mercy of foreign laws, enacted for the express purpose of feeding foreign mouths with the bread denied by our simplified machine of government to them.

Under that system of policy, thus now proposed to be abandoned and proscribed, the nation has risen from a depth of weakness, imbecility and distress, to an eminence of prosperity unexampled in the annals of the world. It has flourished in despite of all foreign competition, and all foreign legislation, whether in peace or at war. It has flourished by the unobscured pursuit of that very policy, which we are now urged to abandon and to proscribe. It was by counter legislation to the regulations of foreign nations, that the first operations of the government of the United States were felt by their people; felt, in the activity given to their commerce—felt, in the encourage-

ment and protection extended to their manufactures—felt, in the fulfilment of the public engagements to the creditors of the nation—felt, in the gradual, though the subscribers grieve to say yet unimpaired, discharge of the debt of justice and of gratitude due to the warriors of the revolution—felt, in the rapid increase of our population, in the constantly and profitably occupied industry of the present, in the comparative ease and well-being, and happiness of the community—felt, in every nerve and artery, in every vein and artery of the body politic. That for this government the proposition should now be earnestly pressed upon congress to substitute another, the supreme excellence of which shall consist in its being unfeeling, when we look to the source from which the alterations proceed, cannot but move our incredulous wonder. The subscribers can have no just satisfaction for a government, founded upon the consideration that the benefit of its operations shall be unfeeling.

From the great manufacturing interest of this country, then, and from all the interests, whether agricultural or commercial, indissolubly linked with it, the protection of the national laws, now existing, is so far as they are or may be affected by foreign regulations, by the recommodations of the message, to be gradually withdrawn; and protection is to be limited to one specific class of articles of manufactures, and to the denomination of articles indispensable to the safety of the nation in time of war. The subscribers ask, what is the reason for this distinction; and what are the articles thus to be distinguished with pre-eminence and permanent favor? Why is protection, why ties, upon the article when imported, not to be extended to articles indispensable to the national safety in time of war; when it is at the same time to be denied to all others? The protection of high duties is founded upon the principle of shielding the domestic manufacturer from the ruinous competition of foreigners, producers of the same article. This principle is founded upon the nature or uses of the article, but upon the right of the citizen to protection, pledged to him by the social compact, the correlative obligation of his country to him, for his duty and obligation of allegiance to her. Why is the planter of the south, and the new settler of the west, entitled to the protection of the nation, at the cost of many annual millions, to maintain an army to make that protection effective? Why, but because that planter and that settler are bound in allegiance to that country whose protection they are thereby entitled to receive? Why are the merchant, the mariner, the fisherman, entitled to protection, and why is a navy maintained at the cost of annual millions to make that protection effective? Because the merchant, the mariner, the fisherman, owe their allegiance to the country which protects them. This protection is due to them in peace as well as in war; and do you maintain an army and a navy in time of peace? The manufacturer is entitled to the same protection from his country as the planter, as the new settler, as the merchant, as the mariner, as the fisherman, and for the same reason—because he owes to that country his allegiance. He bears his portion of the burden of expenditures, sustained by the nation to maintain an army and a navy for the protection of interests which are not his. He has a right to claim the same protection to his own. It is the right of the citizen, and not the necessities of the community, which constitute the fundamental principle, upon which the obligation to protect the interest of the manufacturer, or of any other member of society, is incumbent upon the nation. The subscribers believe, therefore, that the distinction between articles of manufacture indispensable to the safety of the nation in time of war, and other articles, cannot in any manner affect the right of the manufacturer to protection, or the duty of the government to extend it. It is the interest of the citizen, and not the wants of the country, which circumscribes the legitimate objects of protection. In the formation of the social compact, undoubtedly the safety and independence of the whole are the ultimate object of every engagement undertaken by the community to protect the interests of every one of its parties; but the parties, by their reciprocal protection, high duties upon the imported article, recommended? If the object to be attained is to secure an abundant supply of the articles, the policy of the government would seem to be, rather to admit them free of impost, and even to encourage the importation of them by bounties than to burden them with onerous duties. The articles of most indispensable necessity in time of war, and of most articles of most indispensable necessity in time of peace, and of supporting manufactures of them in time of peace, that is, at a time when, from their very nature and from the slender demand for them, they must be obtainable from abroad upon the cheapest terms, and which you have little or no demand or use for the articles which you thus deliberately make costly to you beyond all necessity or reason, seems to be exceedingly questionable. You say that you are not to tax the articles which you might obtain almost gratuitously from abroad; you tax yourselves to pay enormously dear for articles which you compel yourselves to buy, which you do not want,

and for which you have no use, because the time may come when you will want them; and then you choose to have them made by your own citizens, and by no foreigner—when the very tax that you impose, would supply you from abroad with stores of the articles sufficient for a ten years' war, at less cost than you now lavish upon your manufacturer to furnish you the same supply. Again, it may very reasonably be questioned, whether in the present or in any possible future condition of this country, and of the rest of the world, any article of domestic manufacture which can be essential to the independence or safety of the nation in the sense that it must necessarily be manufactured within the country, and not imported from abroad. Assume the broad principle that the independence and safety of a nation are highly promoted and rendered effective by her possessing within herself all the resources essential to the subsistence, the comfort, and the enjoyments of her people in war and in peace, and the subscribers give to it their hearty assent—and from this principle they derive the firm belief that sound policy requires of the nation the constant perpetual protection of the manufacturing interest generally, as the duties of the social compact impose the same protection upon her, as a duty to the citizen manufacturer. Narrow down your protective system to a mere list of contraband of war, and you not only land the nation with burdens, and the manufacturer with losses, but you render inadequate to your purpose in the very contingency for which you would provide, but you put to the ban a vast multitude of the free laborers of the country, and involve yourselves in the inextricable absurdity of holding the nation bound to foster and encourage the acts of war, and to prostrate and sacrifice the arts of peace.

The subscribers are then convinced that the principle broadly laid down in the message, "that the policy of protection must be ultimately limited to those articles of domestic manufacture which are indispensable to our safety in time of war," is erroneous and unsound. They remark that this is the first time that such a policy has ever been suggested by any chief of the executive government to congress, from the establishment of the constitution to the present day, and that the policy would subvert the system of policy which has hitherto invariably prevailed. Alarmed at the violation of rights and at the desolation of property which it portends in a special manner to the great mass of their constituents, they seek in the message itself the arguments by which this novel plan of government is attempted to be sustained. They are aware that it flows very naturally and directly from the fundamental maxim, that the wealthy land-holders, cultivators of the soil, are the best part of the population. That it is entirely congenial to the determined purpose of abolishing the national bank. That it tallies exactly with the proposal to give away all the public lands, to multiply the best part of the population. That it is in perfect coincidence with the proposal to abandon gradually all appropriations for internal improvements, to give all the public lands to the government in the funds of incorporated companies, and then to reduce the duties of impost to a simple, economical revenue standard.

"All are but parts of one stupendous whole."

And, in carrying out this system to its inevitable consequences, it is apparent that, when all this shall have been done, the same spirit of simplicity and reform will command that the army should be disbanded, because its only use is to protect the property of the community at the expense of all the rest; that the navy should be gradually diminished, and ultimately abolished; because the degree of protection which it extends to the commerce and navigation of the country, may exceed what shall be indispensably necessary to counteract the regulations of foreign powers; and, finally, that the government of the union, simplified into a machine of total uselessness and inability to protect an great interest of the nation, should dissolve itself into its original elements, and vanish—the baseless fabric of a vision.

The subscribers believe that to secure to the nation during war, a supply of all the articles necessary to the subsistence, comfort, and well-being of the people, is one of the objects which require and command the protection of manufactures generally, as one of the duties of the nation itself. But to limit the policy of protection to the articles of domestic manufacture indispensable to our safety in time of war, is tantamount to the denial of all protection to every article, excepting those the want of which need the uses of which are applicable only to the state of war. Food and raiment are articles indispensable to the safety of a nation in war as well as in peace. If it were meant that all articles of domestic manufacture, serving for food and raiment, should be entitled to the perpetual protection of the national government, the limitation itself presented by the message would be nugatory. With that understanding all the manufactures of woolen and of cotton would have an equal claim to permanent protection with those of iron, lead, or copper. The necessities of the nation in time of war furnish an unanswerable argument for the protection of its manufactures—all its manufactures in time of peace. This is the sound principle. The attempt to draw a line of distinction between articles indispensable to our safety in time of war, and all other articles, with a view to confer the exclusive privilege of permanent protection upon the former, and to withdraw all protection from the latter, must be utterly deceptive, and, if carried out into practice, would be ruinous only in gross injustice.

In the report of the committee of ways and means, which accompanied their bill to reduce and otherwise alter the duties on imports, it is said that they have endeavored to arrange the du-

ties with reference to the principle of raising twelve million and a half of revenue upon from sixty-five to seventy million of duties on commodities, at rates from ten to twenty per cent. varying from them chiefly in those instances where national independence in time of war seemed to demand some sacrifice in peace, (as in the case of iron.) Thus iron is the only article specified by the committee of ways and means as entitled to extraordinary and permanent protection, by heavy duties of impost, to defend the market of domestic production from the competition of importations from abroad, and to simplify in their bill it, to shield the article of iron, by duties five or six times heavier than the fragment of impost to which they abandon the articles of wool, woollens, and cotton fabrics. But this favoritism extended to the article of iron, is founded upon a misapplication of the principle upon which it professes to rely. The only reason which makes it an object of importance to the nation, to possess within it a supply of articles of exclusive use and necessity in time of war and for purposes of war, is because the supply of those articles from abroad, in time of war, may be cut off or greatly obstructed by the power of the enemy. Of all other articles, the supply may be as abundant from abroad in time of war, by the conveyance of neutral flags, as in time of peace. The articles usually denominated contraband of war may be as plentifully from abroad, and cannot be protected by the neutral flag. The list of these articles of contraband is usually regulated by treaties. The number of them, as recognized by the customary law of nations, independent of treaty stipulations, is very unsettled. Great Britain, being almost always a belligerent nation, and possessed of preponderating power upon the ocean, has, in latter times, consistently required an extensive list of articles of contraband, such as cannon, muskets, swords, pikes, bombs, grenades, and the like, but provisions, and the materials especially for ship building. All the other maritime nations, on their part, endeavor to contract the list of contraband, and confine it to articles actually wrought and manufactured, and used only and exclusively for war. We have not hitherto entered into any treaty of this nature, except containing a list of articles to be understood between the parties as contraband of war. The treaties with France contain the most contracted, and the treaty of 19th November, 1794, with Great Britain, the largest list of contraband that has ever been claimed by modern belligerent nations; and it so happens that, in both these treaties, unwrought iron is expressly excluded from the list of contraband. It remains, however, to be ascertained whether it should be included in that list. The supply of it from abroad cannot, therefore, be intercepted by the enemy in time of war, and there is no reason whatever for protecting by high duties the domestic production of it against the foreign competitor, other than the reason common to all other articles or productions of domestic industry. It stands upon the same footing with all the rest, and has no claim whatever to superior protection, from its being necessary to the production of articles from which the instruments of death are composed. It is, therefore, extremely unjust to all other articles of domestic growth or manufacture, to withdraw from them their just share of protection, to heap it upon the solitary article of iron.

The subscribers, therefore, believe that the principle itself advanced in the message, and illustrated by the recommendation gradually to withdraw from the manufacture of the country the protection which they enjoy by the existing laws of the United States, with the single exception of the articles indispensably necessary for the national independence and safety in time of war, is incorrect, unjust and unconstitutional. They believe that protection, permanent protection to the interest of domestic industry, including agriculture, manufactures, and the mechanic arts, is a right secured to the citizen whose property and subsistence depend upon that protection, by the constitution itself, as well as by the laws; that the withdrawal from them of that protection, would be the denial to them of a constitutional right, and equivalent to a sentence of banishment upon them. In saying this, the subscribers do not deny the right of the government to modify this protection by an adjustment of the revenue, or to increase the necessary public expenditures. They object neither to the reduction of the rates of duty on the principal duties of impost; both those operations may be effected without impairing the protection enjoyed by domestic industry, and they are precisely the operations which it is at this time the duty of the government of the United States to perform.

The recommendation of the message, gradually to withdraw from the manufactures the protection which they enjoy by existing laws, appears to the subscribers the more exceptionable, as it obviously and countenances the withdrawal of the country, as the attitude assumed of hostility to the manufacturing interest, and of defiance to the government of the union, under this shield of state sovereignty, by popular commotion in one of the members of the union. Before the message was delivered, a convention, assuming to represent the people of South Carolina, and to exercise, in their name, an absolute, unlimited, and, therefore, a despotic power of sovereignty, has issued an ordinance, declaring and ordaining that all the several acts, and parts of acts of the congress of the United States, for imposing duties and imposts on the importation of foreign commodities, and now having actual operation and effect within the United States, were null, void, and no law, nor binding upon the state of South Carolina, its officers or citizens.

And the same convention, by the same ordinance, had ordained that all promises, contracts, and obligations, made or entered

into, or to be made or entered into, with purpose to secure the duties imposed by the said acts, and all other proceedings which should be thereunder had in affiance thereof, were, and should be, held utterly null and void.

The same convention had further ordained that it should not be lawful for any of the constituted authorities, whether of the state of South Carolina, or of the United States, to enforce the payment of duties imposed by the said acts of congress within the limits of that state; that it should be the duty of the legislature to adopt such measures, and pass such acts, as might be necessary to prevent the enforcement, and arrest the operation of the said acts, and parts of acts, of the congress of the United States, within the limits of that state, from and after the first day of February next.

The same convention had further ordained that all the officers of the state, civil or military, except members of the legislature, should take an oath to obey, execute, and enforce the said ordinance, and such act or acts of the legislature as might be passed in pursuance thereof; that the officers of every individual who should omit or neglect to take this oath, should be, thereby, *ipso facto*, vacated; and that no juror should be empanelled in any of the courts of the state, in any cause in which should be in question the ordinance aforesaid, until he should have taken in pursuance thereof, unless he should, first, in addition to the usual oath, have taken an oath to obey, execute, and enforce the ordinance, and all acts of the legislature to carry the same into operation and effect.

And the same convention, speaking as the people of South Carolina, further declared, that they would consider any act on the part of the government of the United States, which should be, or should be construed to be, in any manner, or in any respect, other than through the civil tribunals of the country, as inconsistent with the longer continuance of South Carolina in the union; that they would therefore hold themselves absolved from all further obligation to maintain or preserve their political connexion with the people of the other states, and would forthwith proceed to organize a separate government, and do all their acts and things which sovereign and independent states might of right do.

This ordinance was issued, bearing date the 9th day of November. Ten days after which, on the 4th of December, the message of the president, after noticing that, in one quarter of the United States, opposition to the revenue laws had risen to a height which threatened to thwart their execution, if not to endanger the integrity of the union, observes, that whatever obstructions may be thrown in the way of the judicial authorities of the general government, it was hoped they would be able, peaceably, to overcome them by the prudence of their own officers, and the patriotism of the people. But that, should this reasonable hope be disappointed, it was believed the laws themselves were fully adequate to the suppression of such attempts as might be immediately made; and that, should the exigency arise, requiring the execution of the existing laws, impracticable, from any cause whatever, prompt notice of it would be given to congress, with the suggestion of such views and measures as might be necessary to meet it.

The subscribers could not but observe with concern and surprise, that, in a message delivered at a time when the above-mentioned ordinance of the South Carolina convention had been ten days issued, and when its contents had been several days fully known in this city, the conduct of the president in relation to the execution of the laws of the United States in the state of South Carolina, was described in terms so inadequate, as appeared to them, to the real magnitude of the crisis in the affairs of the union. A document purporting to be the act of the sovereign people of South Carolina—an act of sovereignty so transcendent, as to speak in the language of command to the legislature of the state, as to prescribe oaths to be taken by the existing officers, civil and military, of the state, on the penalty of forfeiting their offices—an act of an authority, springing, as beneath it, the ties of morality, and assuming to annul existing promises, contracts, and obligations—an act, first depriving the civil tribunals, both of the state and of the United States, of the power of performing their judicial functions, and then declaring that the first effort of the president should be to enforce the laws of the union, otherwise than through the judicial tribunals, should be the signal to the state of South Carolina for dissolving her connexion with this union, and forming a separate government—this act, accompanied with addresses to the people of the state, and of the other twenty-three states, declaring that it was the fixed and unalterable determination of the people of South Carolina never to be reconciled to a permanent secession, must have been in the possession of the president at the time when his message was communicated to the two houses of congress. Only six days after the delivery of this annual message, the proclamation emanating from the same source, was published to the world, founded, as appears on its face, upon the ordinance alone, which had thus been in the president's possession before the message was sent to congress. It would indeed, upon a attentive comparison of the recommendations of the chief magistrate with the avowed concessions of the South Carolina nullifying convention, there will be found between them a shade of difference so

nearly imperceptible, that this expectation was not destitute of foundation. The assents to this affair, but a source of deeper mortification, upon perceiving that formal recommendation in the message of a gradual, and, ultimately, total withdrawal of all legislative protection from all the manufactures of the country, excepting only those articles indispensably necessary to the safety and independence of the nation in time of war; an exception so strongly expounded in the report and bill of the committee of ways and means, to mean an overthrow of the protection.

The proclamation did, indeed, take a direct and formal issue with the nullifying convention, upon both the articles of fundamental law, by virtue of which that assemblage asserted their right to exercise sovereign despotic authority in the name of the people of South Carolina. The proclamation denied the right of the people of South Carolina to qualify the laws of the United States. It denied the right of the state of South Carolina to secede from that union, to which the people and state of South Carolina, by the pledge of their lives, their fortunes, and their sacred honor, in the Declaration of Independence, and by their own solemn accession to the constitution of the United States, had bound themselves and their good faith, in the face of God and man. To both these principles of the proclamation the subscribers adhere; and they are, therefore, bound to the union, from them in, that the South Carolina convention was an unlawful and unconstitutional assembly, and their ordinance an unlawful and unconstitutional act—null and void in itself, and the enforcement of which, by physical force, would be levying war against the United States.

The duties incumbent upon the president of the United States, in the performance of his office, are, as is established, by the constitution, bound to the performance of them, as fully and unequivocally set forth in the proclamation. The sense of those duties was profoundly impressed upon the mind of its author. The subscribers deem it altogether unnecessary, and irrelevant to the present state of this country, to inquire by whom or when, or for what purpose, the absurd doctrines of nullification and secession were adopted and gotten up, as done by the name of the South Carolina convention, its own promises, contracts and obligations, as well as those of others, or the laws of the land. Resistance against certain laws of the United States, even under the authority of single state governments, has more than once been attempted. The doctrines of nullification and secession have more than once been asserted or countenanced by resolutions of particular state legislatures; but this is the first example since the establishment of the constitution, when a formal organization of the power of the people of a state has been accomplished, not only for the avowed purpose of resisting the laws of congress, but of annihilating the whole system of revenue laws, of dictating to the whole union a new fiscal code, and of interdicting with a sentence of outlawry the protection secured by the constitution and the laws to at least one-third part of the people.

The subscribers cannot but lament that the president of the United States, with this ordinance in his hand, with a full knowledge of its whole import, and with a thorough conviction of the duties which it devolved upon him, in defence of the constitution and laws of the union, should, by the whole tenor of his annual message, and especially a recommendation to gradually to withdraw from the manufacturing establishments the protection which they enjoy by the existing laws, have given so much countenance and encouragement to the most unjust claims and most groundless pretensions of the South Carolina convention.

There is an aspect in which this controversy must be considered, and in which the subscribers believe it was peculiarly incumbent on the president, as the chief magistrate of the whole people, to withhold all countenance or aid of support from those pretensions.

The foundation of the complaints, alleged by the South Carolina convention as the justifying cause of their extraordinary proceedings, is a collision of sectional interests between the slave-holding and the exclusively free portions of the union. The allegation is, that the protection extended to domestic industry, and the position of duties upon the productions of the like industry imported from abroad, necessarily operates to produce inequality in the burden of taxation upon the free and upon the slave-holding portions of the people, to the disadvantage and oppression of the latter: that whatever of taxation is levied by impost upon manufactures and free labor, is more than repaid by this protection; that it becomes thereby their interest to increase the protecting duties instead of reducing them; and that, as the labor of slaves cannot be applied to manufactures, and as the agricultural products of the south derive no benefit from this protection, the ultimate result of the impost system is to make

it at once a tax upon the slave holder of the south, and a bounty to the free labourer of the north.

This statement of the case presents two prominent points of consideration. The foundation of the argument is an irreconcilable opposition of interests between two of the great masses of population constituting the union.

1. This opposition of interests is geographical, the division line being that between the states where the population is entirely free, and those where the population consists of masters and slaves; the divisions are of north and south.

2. It is an opposition of interests between *servile and free labor*.

The subscribers believe these positions to be very far from correct; but they deem it not necessary to discuss them here; they are the positions upon which the whole system of the proceedings of South Carolina is founded, and as such they must be considered.

It cannot be denied that in a community spreading over a large extent of territory, and politically founded upon the principles proclaimed in the Declaration of Independence, but differing so widely in the elements of their social condition, that the inhabitants of one-half the territory are wholly free, and those of the other half divided into masters and slaves, deep, if not irreconcilable collisions of interest must abound. The question whether such a community can exist under one common government, is a profound philosophical speculation in theory. Whether it can continue long to exist, is a question to be solved only by the experiment now making by the people of this union, under that national compact, the constitution of the United States.

At the formation of the constitution itself, three collisions of interest presented themselves at the threshold. No collision was so important as that between the popular branch of the legislature to be adjusted, than it arose. It is one of the first principles of republican freedom, that the representation of the people should be proportioned to their numbers. It is another, that the taxation of the people should be proportioned to their numbers and their property. But here was a community, one-half of whom held it for a principle that all the popular tax should be proportioned to the numbers of the people, while the other half held a third part of their own numbers as the property of the other two thirds. They claimed, therefore, that, in the popular branch of the legislature, they should be privileged with a representation, not only of their numbers, but of their property—of their living machinery.

Here was a great, and, it would seem, an irreconcilable collision of interests between, it is equivalent to twenty-two votes; in the northern and wholly free states. They consented, that while in this hall, in the popular branch of the legislature, they themselves should have a representation proportioned to only their numbers, the slave-holders of the south, should, in addition to their proportional numbers, have a representation here for these fifty of their living property, their machinery. What was the equivalent for this concession? A provision that direct taxation should be levied under this constitution, in the same compound proportion of numbers in the free, and of numbers and property in the slave-holding states.

The basis of this compromise between great conflicting interests was, that the proportion of representation in the popular branch of the legislature, and the proportional burden of direct taxation, should be greater in the southern than in the northern, or, in other words, greater in the slave-holding than in the free states. Such was the compromise in principle; how has it operated in practice?

The representation of the slave population in this house has, from the establishment of the constitution of the United States, amounted in rather more than one-third of the whole number. In the present congress, it will amount to twenty-five. This is a combined and concentrated power, always operating to the support and exclusive favor of the slave-holding interest, and against that northern free interest which is protected by the duties of impost. This privilege of representation for property has been always enjoyed by the slave-holding states, from the establishment of the constitution to the present day, and they continue to enjoy it as long as the constitution shall remain in force. But it was not enjoyed by them under the confederation, nor can they ever enjoy it under any confederation of states. But while their enjoyment of the privilege under the constitution is constant and unremittent, the correlative and equivalent privilege of lighter direct taxation has been effective in the free states only twice, and for a very short period, in the first five years that the constitution has existed. The history of the union has afforded a continual proof that this representation of property, which they enjoy, as well in the election of president and vice president of the United States, as upon the floor of the house of representatives, has secured in the slave-holding states the entire control of the national policy, and almost without exception the possession of the highest executive office of the union. At the same time, in the pursuit of regulating the affairs of the whole union by the standard of the slave-holding interest, their disproportionate numbers in the electoral colleges have enabled them, in ten out of twelve quadrennial elections, to confer the chief magistracy upon one of their own citizens. Their suffrages at every election, without exception, have been almost exclusively confined to a candidate of their own caste. At the same time, of the divisions which, from the nature of man, always prevail

in communities entirely free, they have sought and found auxiliaries in the other quarters of the union, by associating the passions of parties, and the ambition of individuals, with their own purposes, to establish and maintain throughout the confederated nation the slave holding policy. The office of free president, a station of high dignity, but of little other than coniating power, had been usually, by their indulgence, conceded to a citizen of the other section; but even this political courtesy was superseded at the election before the last, and both the offices of president and vice president of the United States were, by the preponderance of the slave-holding votes, bestowed upon citizens of the slave holding policy. The office of free president, the president of the United States, the president of the senate, the speaker of the house of representatives and the chief justice of the United States, are all citizens of that favored portion of the united republic. The last of these offices, being, under the constitution, held by the tenors of good behavior, has been honored and dignified by the occupation of the present incumbent upwards of thirty years. An overwhelming sense of the high responsibilities under which it is held, has effectually guarded him from permitting the sectional slave-holding spirit to ascend the tribunal of justice; and it is not difficult to discern, in this inflexible impartiality, the source of the obloquy which that same spirit has not been inactive in attempting to excite against the supreme court of the United States itself, and of the inopportune and unwise measures, which have since been adopted by the decision of that tribunal, the true and legitimate empire of constitutional, controverted law.

The disproportionate numbers of the slave-holding representation in the house of representatives have secured to it the absolute control of the general policy of the government, and especially over the fiscal system, the revenues and expenditures of the nation. At the first establishment of the government, and of the slave holding interest which dictated the principle that the public revenues should be raised, not by direct taxes, but by impost. Had direct taxation been resorted to, the very letter of the constitution prescribed that a heavier burden of it should fall upon them than upon the states where no slaves existed. The reduction of impost, as the exclusive mode of taxation for raising revenue, has been made, and is made by the government, for the special benefit. But they were then willing that, in raising the revenue, some protection should be extended to domestic industry. It had not occurred to them yet, that, by their disproportionate numbers in the popular branch of the legislature, they could exclude all the free labor of the country entirely from the protection of the law.

Under that protection, the industry of freedom has thriven and flourished, and cherished and extended by that preponderating system of policy which the slave-holding interest, in its disproportionate representation in the general government, was always enabled to prescribe, and to which the labor of the free was compelled to submit, a right to some protection, under the compact of constitutional union, had never been denied to it. Sparingly, scantily, and grudgingly as it was dispensed, still the right to protection was exercised, and in the raising of the revenue, actual protection was, in some degree, afforded to the free, and its reward; but its property never exceeded that of the slaveholder, nor was the protection which it enjoyed ever equal or comparable to that secured to the slave-holding interest, both by the constitution and the laws.

In this condition of the common country, with the slave-holding interest, the possession of all the highest offices of dignity and power, legislative, executive and judicial, a discovery is suddenly made in South Carolina—the only state of the union in which the slave population largely out numbers the free, and where, consequently, six-tenths of the people are the property of the other four-tenths—there it is that the discovery bursts upon the nation, that duties of impost, levied for the protection of free labor, are unconstitutional; that domestic industry has no right to the protection of exclusive laws; and that the States, in laws, are palpable violations of the constitution of the United States. Upon the heels of this discovery comes immediately the fixed and irrevocable determination, that free labor shall no longer and never more enjoy this protection of the law. And how is this determination carried into effect? A convention of the people—that is to say, of rather more than one-half the four-tenths of the owners of the nation, representing at the time, one hundred and fifty thousand souls, and, of course, less in numbers than three-fourths of the single city of New York, is assembled—itsself unconstitutionally constituted, and assembled in defiance of the fundamental laws both of the union and of the state. It assumes, in the broad face of day, the exercise of absolute, despotic, irresistible, uncontrollable power; nullifies the whole code of existing laws; and that States, in laws, to execute the laws of the union, otherwise than through those annihilated tribunals, South Carolina will secede from that union to which her fathers pledged their lives, their fortunes, and their sacred honor: from that union she will secede, and constitute herself a supreme, sovereign, feudal dominion of despotic, irresistible, and uncontrollable power. Since the attempt of the Titans to scale the throne of heaven, no bold an enterprise was

never conceived. Since the project of the builders on the plain of Shinar to make themselves a name, lest they should be scattered abroad upon the whole earth, so gallant an exploit was never undertaken. And it was this moment, when rebellion was stalking abroad for the seizure of the Oregon shield of state sovereignty, that the president of the United States chose, for recommending to the insulted, vilified, and contemned legislative authority of the union, tamely to yield, in substance, to this overbearing pretension, and gradually to withdraw from the manufacturing establishments, with some vague and indefinite exceptions, the whole protection of the existing laws.

It has been seen by the writers of the Niles Register of the United States, the right of representation in the popular branch of the legislature, and in the colleges of electors to the office of president and vice president of the United States, is unequally divided between the northern and southern, or, in other words, the free and the slave-holding states; that while the free states are represented only according to their numbers, the slave-holders are represented also for their property; and that the equivalent for this privilege is, that they shall bear in like manner a heavier burden of all direct taxation. That by the ascendancy which their excess of representation gives them in the enactment of the laws, they have invariably, in times of peace, excluded all direct taxation, and thereby enjoyed their excess of representation, without any equivalent whatever. This is, in substance, an evasion of the law, and a violation of the rights of the people, in an operation entirely one-sided. It is a privilege of the southern and slave-holding sections of the union, without any equivalent to the northern and north western freemen whatever.

It is not a little extraordinary that this new pretension of South Carolina, the state which above all others enjoys this unrequited privilege of excessive representation, released from all payment of the direct taxes, of which she is the largest contributor, should thus be able to send her slave-holding state, should proceed from that very complaint that she bears an unequal proportion of duties of impost, which, by the constitution of the United States, are required to be uniform throughout the union. Vermont, with a free population of 290,000 souls, has five representatives in the popular house of congress, and seven electors for president and vice president. South Carolina, with a free population of less than 360,000 souls, sends nine members to the house of representatives, and honors the governor of Virginia with eleven votes for the office of president of the United States. If the rule of representation were the same for South Carolina and for Vermont, they would have the same number of representatives in the house, and the same number of electors for the choice of president and vice president. She has nearly double the number of both direct and indirect taxes levied, to which South Carolina herself could not object as unconstitutional, her proportion of it must be just as nearly double that of Vermont, as is the number of her members in the house of representatives. If, by the protection to her farmers, and mechanics, and manufacturers, against the competition of foreign labor, armed with foreign legislations, the men of the Green Mountains find bricker markets for the productions of their toil, their mountains themselves are clad in a fresher and more perennial verdure; if the very face of nature upon her soil gladdens with the hue of hope, and the smile of joy, at the beneficence of their government, acting in auxiliary subserviency to the beneficence of heaven, while the slave-holder of South Carolina cannot derive so much benefit from the protection of man, because his industry is not his own, and his profits must be earned by the sweat of another's brow, is this a reason to justify him for tearing to pieces the charter of national freedom by which he is bound to the freemen of Vermont? By the letter of that fundamental compact, his power in the enactment of the laws, to be binding upon both, is nearly twice that of the mountaineer. By the letter of that compact too, were the revenues of the whole community to be levied by direct taxation, his share of contributions must be doubled. With what pretence of reason, therefore, can he complain of a slight inequality bearing upon him; not by the burden of the impost, which is every where the same, but by the principle of Omnipotence upon slavery, denying to him the remote and contingent advantage which the free laborer of Vermont derives from the protection of the law?

The subscribers heretofore, therefore, that the ground assumed by the South Carolina convention for usurping the sovereign and limitless power of the people of that state, to dictate the laws of the union, and prostrate the legislative, executive and judicial authority of the United States, is as destitute of foundation as the forms and substance of their proceedings are arrogant, overbearing, tyrannical and oppressive: they believe, that one particle of compromise, which that convention, in its concession to its pretensions, would be a heavy calamity to the people of the whole union, and to none more than to the people of South Carolina themselves. That such concession by congress would be a dereliction of the highest duties to their country, and directly lead to the final and inextricable dissolution of the union.

That the president of the United States has a deep and just sense of the solemn duties devolving upon him in this great emergency, the subscribers have seen with great and most sincere satisfaction, by his proclamation, and by his message to congress communicating that document, and others issued from the executive department, together with those emanating from the disorganizing faction in South Carolina. It only remains for him to suit the action to the word. Bound by his official

oath to take care that the laws shall be faithfully executed, those laws have armed him with ample power to discharge that duty so long as the execution of the laws shall meet with no resistance by force. Even that resistance also, he has not been left without means, lawful means, to overcome. If other means be necessary or expedient, it is the duty of the legislature to invest him with them. But with the usurpations of the South Carolina convention there can be no possible compromise. They must conquer or they must fall.

The subscribers are the more deeply impressed with the conviction that no compromise can be authorized or permitted with the insubordinate spirit of the documents from South Carolina, because they consider the utterance of such a compromise as the principles of republican government, and because they believe, with equal confidence, that if met with open front and unyielding energy, there is nothing in this array of rebellion in the slightest degree dangerous, they will not say to the existence, but even to the peace and tranquillity of the union. For a conflict of physical force, which may God in his mercy forbid, but should it unhappily ensue, the parties to it are numbered at fifty thousand, at the utmost, strong, on one side, and ten millions on the other. But the ordinance of nullification itself, and all the other state papers of this new sovereignty in embryo, professedly disclaim all purpose or intention of resorting to physical force, unless in self-defence. If, in the spirit of county court litigation, they act by quibbles and quillens of the law, entangle the conscience of the union, in the subtleties of cases, precedents and withouts; and if by imposing unallowed and detested oaths upon their own citizens, in violation of their allegiance and obligations to their country—if, by enjoining upon them under heavy penalties, fraud, perjury, the breach of their own promises, contracts and obligations, and the forfeiture of all their civic duties as American freemen, if by all these means, they prevent the collection of the revenues of the United States within the state of South Carolina, can be practically and permanently frustrated, the purpose of nullification is accomplished; she asks no more—she draws no sword—she faints at the very sight of blood—she thinks "the sovereign's" in their oath,

"'Tis paralytics for an inward bruise."

and as a sovereign state, she will administer nothing but paralytics to the inward bruises of the constitution. From the principles announced by the president in his proclamation, and in his recent message, and from all the measures of the government yet adopted in preparation for this exigency, there is no reason to apprehend that force will, in the first instance, be used on the part of the United States. The determination not to yield, is a spirit passive in its nature until aggression provokes it to action; it endures until annihilation is rendered in self-defence. In the collision of executive passions, the temper of aggression that always strikes the first blow. Nullification, in assuming the attitude of self-defence, denies its own nature: it is essentially aggressive, and will assuredly find that it can never accomplish its purpose but by hostile action. So long as it stays its hand, however, the laws of the union will have their execution. The executive minister of the law performs his duty until met by the resistance of physical force, and until then the thunder of the ordinance is but a *tratum fulmen*. Let the government of the union in all its branches manifest the pure, unaggressive, but firm and inflexible temper of self-defence, and nullification will vanish like a noxious exhalation before the morning sun.

By the constitution of the U. States, it is provided that the U. States shall guaranty to every state in this union a republican form of government. The subscribers believe, with one of the most eminent and virtuous citizens of S. Carolina, that a republican government in that state, ceases, with the ordinance of nullification. It ceases, as he says, "in spirit and in truth." It ceases even in form—government is the enactment and administration of laws, or it is a dominion of arbitrary power—republican government is a government of laws, and not of men, and not a republican government. The constitution of several of the states, expressly declare the intent of their institution to be, to establish a government of laws and not of men. In these United States, the people, although the true and legitimate source of all political power, have never exercised the powers of government themselves. They delegate power by constitutions of government, all under strict limitations, to secure the rights of the citizen from the oppression of arbitrary power. Under these constitutions the legislative, the executive, and the judicial powers are separated from each other, a separation without which, some of them expressly declare, and all tacitly recognize that there can be no enjoyment of liberty. They entrust the power of legislation to two co-ordinate assemblies of men, each operating as a check upon the other, and generally under the firm check of a qualified negative in the chief executive magistrate. Such is the constitution of the United States. Such is the constitution of the state of South Carolina. These constitutions are the fundamental laws of the land, protective of the rights of every individual citizen. Under this protection, a convention is assembled, representing a part of the people of South Carolina, but assuming to represent the whole, arrogating to itself the power of affecting the rights of absolute and uncontrollable power, and issues an ordinance annulling the constitution and laws of the United States within the state of South Carolina, commanding the legislature of the state to enact

—Thomas S. Grimké.

laws in violation of the constitution of the state; absolving the citizens of the state from the fulfilment of their promises, contracts, and obligations; and proposing a rebellion, which they cannot acknowledge to be their consciences in the face of God. The convention which issued this ordinance has an existence authorised by the legislature, for a whole year. After giving out this memorable ordinance, it adjourns, to meet again at the convocation of its president. Upon the principles which it assumes as the rule of action for itself, it is invested with the whole sovereign power of the people of South Carolina, subject to no limitation but that of time, and that extending to a whole year. During all that period its authority is paramount to that of the legislature, to the constitution of the state, to the constitution of the United States. It possesses the whole power of the people—legislative, executive, judicial—it may constitute itself a tribunal for the trial of offenders against any ordinance which it may originate, or may pass sentence of death upon any such offender—it may erect within its hall a gallows and a gibbet, and execute its own sentences by the hand of its own president. It has passed a law, not only impairing, but nullifying in express terms the obligation of contracts—it may, by the same sovereign power, pass bills of attainder, ex post facto laws—it may prescribe the freedom of the press, the freedom of speech, the freedom of conscience—the abolition of religion, and religious inquisition—it may grant titles of nobility—and lastly, it may invest all these powers in its president, to have, and to hold, and to exercise, to him and the heirs of his body forever. To say that they will not exercise these powers is only to say that they will not thus abuse the power which they claim to possess. It is pure unadulterated despotism—despotism in a single individual, free of all shackles, of all restrictions, of all limitations, and of all laws, guaranteed by the United States to every state in the union, and to all its citizens. During the existence of that convention, the government of South Carolina is not republican. It has no government. It is under the rule of an organized anarchy, with a nominal legislature subordinate to a lawless assemblage of tyrants, calling themselves the people of South Carolina.

It must especially not be forgotten that among the implied, necessarily implied powers, claimed by this convention, is that of enacting laws for the United States—laws paramount even to the constitution of the United States. To repeal a law is to enact a law—to nullify a law is an act of more transcendent authority. The power competent to repeal is competent to enact a law. To nullify is an act of superior and paramount authority. The ordinance of South Carolina, nullifying its words only within the limits of that state, the whole code of revenue laws of the United States assumes, in fact, the authority of repealing that whole code throughout the United States. It legislates for the whole union. Submission to it for one instant would recognize an appellate power of legislation, so extensive with the whole union, in every one of its states. To call such a system anarchy, would be to give it too mild a name. It is an usurpation of the most odious character—usurpation of one state over the laws of twenty-three, and brands the state itself as well as the individuals by whom the absurd pretension is raised, with the indelible character of "close ambition varnished o'er with zeal."

From these pretensions the state of South Carolina must desist. The subscribers have no doubt that unless encouraged to persevere in them by some faltering or weakness of concession on the part of the government of the United States, she will desist from them, and thereby redeem herself from the obloquy of a desperate struggle to subdue the whole family of her states under the dominion of her own un governable will. She must resume her seat in the family circle, from which she has so unadvisedly started, and submit to the laws, which she shared in establishing, until she can persuade her associated equals to concur with her in repealing them. Of this result the subscribers entertain not the slightest doubt, if the clear and indisputable rights of the whole union shall be maintained with becoming perseverance and fortitude by the government of the U. States.

But the subscribers have seen with deep regret that the message upon which it has been their indispensable duty to animadvert, does not in its whole tenor refer to the admission of the internal affairs of the nation, and most especially in the recommendation to congress gradually to withdraw from the manufacturing establishments of the country, with a vague and indefinite exception, the whole protection of the existing laws, give an alarming encouragement, not only to the unwarrantable proceedings of the South Carolina convention, but to the most extravagant doctrines which are being advanced. Congress should with their other effective recommendations to abandon all further purposes of national internal improvement, and all future revenues from the public lands, with the hand of ruin raised against credit and currency, in the denunciations of the bank of the U. States, and, at the root of all, the proclamation of the principle that the wealthy land-holders, or, in other words, the slave-holding planters of the south, constitute the political basis of the national population, they can proceed, without other than a complete system of future government for this union directly tending to its dissolution—a system totally adverse to that which has prevailed from the establishment of the constitution, till the day of the delivery of the message—a system altogether sectional in its character, wasteful of the property of the nation, destructive to its commerce, withering to its future improvement, blasting to the manufactures and agriculture of two thirds of the states,

and looking in its ultimate results to sacrifice the labor of the free to pump up with inflated profits the owners of the slaves.

The admission in the message, that the labor, for the raising of revenue by imposts have been in their operation unequal and oppressive upon the south, the subscribers believe to be utterly without foundation. They have proved that by the constitution of the United States the principle is expressly recognised, that as an equivalent for the privilege of slave representation in the legislative and the electoral colleges, the slave states should bear a tax unequal and oppressive upon the north. It may be that under any possible system of taxation, the owner of slaves may feel the burden of it more heavily than the free man, because he must pay the taxes of his slave as well as his own. All taxation is an assessment upon property—all just taxation bears some proportion to the property of the party taxed. If the rich pay a larger tax than the poor, it is not therefore a tax unequal and oppressive upon the rich. The unequal tax is that which exacts from the poor the same amount of contribution as from the rich. There are, to speak in round numbers, two millions of slaves in the union. At the average value of three hundred dollars a head, they constitute a mass of six hundred millions of dollars of property, all owned in the slave-holding states, who possess, or may if they please possess, all the other kinds of property which constitute all the wealth of the nation, and upwards of thirty votes of two hundred and eighty-eight electors of president and vice president of the U. States. Upon what principle of natural justice or equity can the holders of this property pretend that they will not contribute to the revenues of the nation, more than the freeman who holds no such property, and enjoys no such representation.

It has been even that with a free population of 280,000 souls, Vermont sends to the national house of representatives only five members, while South Carolina, with a like population of about 260,000, sends nine—New Hampshire, with a free population of 270,000, sends only five. In the year 1813, under the third census, Vermont and New Hampshire had each six members in the house of representatives, and South Carolina the same number as at present, and as she will have under the new census, if it is true.

In the direct tax of the year 1813, the sum apportioned to the state of New Hampshire was ninety-six thousand seven hundred and ninety-three dollars thirty seven cents—that upon the state of Vermont was ninety-eight thousand three hundred and forty-three dollars and seventy-one cents—that upon the state of South Carolina was one hundred and fifty-one thousand nine hundred and five dollars and forty-eight cents.

If the fifteen millions of annual revenue, which are supposed by the report of the secretary of the treasury to be necessary for the wants of the government, and were proposed by the committee of ways and means to be levied as a permanent revenue, should now be raised by a direct tax, the sum apportioned for its payment to the state of New Hampshire would fall a little short of four hundred thousand dollars—that to the state of Vermont would a little exceed the same amount. The sum apportioned to the state of South Carolina would be upwards of seven hundred and fifty-five thousand dollars, very little short of those of the two states of New Hampshire and Vermont together. Is there a human being who can imagine that the people of S. Carolina will pay, of fifteen millions levied by impost, an amount approaching to that which will be paid by the people of Vermont and of New Hampshire united? In strict justice to the free slaves holding states, all the revenue of the union ought to be raised either by direct taxation, or by a system the operation of which would produce the same result. The slave representation is a permanent unlimited privilege enjoyed by the owners of the slaves. The equivalent for it ought in justice to bear the same character. Duties of impost do so to a certain extent—but the substitution of them instead of direct taxation, is more than an equivalent. The revenue of the slave states, nine-twentieths, at least, of all the revenue raised by impost duties are levied upon the articles of cotton, wool, and woollens, silk, flax and hemp, iron, spirits, and molasses, wheat, coffee, tea, and sugar. Now, the consumption, by any part of the slave population, of any one of these articles, when imported, is exceedingly small, instead of being in the proportion of one to five, in comparison with that of the free white population, it is in the proportion of one to ten. If we analyse the articles upon which the great mass of the revenue by impost is raised, we find it to be upon food and raiment; tea, coffee, sugar, wine, molasses, spirits, are of the first kind thus classified; wool, cotton, silk, flax, and leather, are of the second. Now, who does not know that the food and raiment of the slave are almost entirely of domestic growth and production? They are fed upon the fruits, and clad in the

apparel produced by their own labor on the plantations to which they belong: It is probable that their owners consume more of the article imported from abroad than an equal number of citizens in the States where all are free; but if so, it is either because they are more wealthy by the possession of slaves, or because they are not accustomed to habits of frugality so parsimonious and self-denying. The passions, the vices, and the virtues, of men, are all modified by their condition in civil society. Among men who subsist only upon the fruits of their own labor, industry and frugality are constantly stimulated by the natural and necessary impulses of their condition. What were the virtues of one portion of the community lives in perpetual servitude to another, where master and slave both subsist upon the labor of the slave, industry and frugality not only lose much of their natural influence upon human conduct, but are apt even to lose the name and consideration of virtues. The slave feels neither the spur of industry nor the curb of frugality; for the fruits of his industry are not his own, and his scanty subsistence leaves him nothing to spare. The master's wants, supplied by another's toil, multiply with the means of gratification, and his natural tendencies will be to spend rather than to hoard. All labor to him will assume the hue and distemper of servitude, and frugality to his eyes will lose her natural healthy bloom, and fade into the livid complexion of penurious avarice. Under these influences, South Carolina, under the same conditions, is more wealthy than that of New Hampshire, may possibly, by the consumption of imported articles, contribute rather more to the public revenues of the union; but the subscribers have no hesitation in declaring their belief that the difference of amount between them, if ascertained to a dollar, would be found too trifling and insignificant to warrant a whisper of complaint; and that it would do more sort of confusion to the public mind, than any measure of South Carolina, which would appear by the levy of an equal amount by direct taxation.

There is then, neither injustice nor oppression upon South Carolina, nor upon the southern portion of the union generally, resulting from the collection of the national revenues, by duties of import—nor is it true that South Carolina has suffered any impoverishment under the system of import duties, in comparison with New Hampshire, Vermont, or New England generally. Of this the unanswerable demonstration is found in the same fact of relative representation in congress, under the successive enumerations of the people. In 1813, under the third census, the representation of South Carolina in this house, consisted of nine members—that of Vermont was six, that of New Hampshire six. Under the last census, South Carolina retains for the next ten years the same number of her members. New Hampshire only four, and Vermont only five—New Hampshire and Vermont have thus lost each one member on the floor of the representative hall, while South Carolina has retained her number unimpaired. The relative increase of the population of South Carolina has therefore, for the last twenty years, been greater than that of Vermont or New Hampshire, and let it be remembered, that in South Carolina, the increase of population is at the same time in the most liberal sense, an increase of wealth. There, population is property, and the increase of that part of the population which is the property of the remainder, has been in larger proportion. The slaves have multiplied more rapidly than their masters. Thus altogether, for the last twenty years, the population and the wealth of the people of South Carolina, in comparison with that of Vermont or New Hampshire, and this is the result of the system of import, which the political economists of the new school would teach us to believe is guiding the south to dust for the benefit of the north, and fattening the New Hampshire farmer, and the shepherd of the Green Mountains, upon the spoils of the South Carolina planter.

In examining the part of the message specially referred by the house to the committee of manufactures; namely, that which relates to the protection of domestic manufactures, the subscribers have necessarily been led not only to an examination of the principle laid down, as the basis of the recommendation, relating to this particular interest, but to a general survey of all the foundations of the new system of government for this union, the outline of which is presented for the first time in this document. They have considered it as a whole, of which each part is an indivisible member, and that, if carried into execution, would change the nature of the government of the United States, and in their belief, at no distant day, effect its dissolution. The assumption of the principle, that with the exception of articles of indispensable necessity in time of war, all legislative protection must ultimately be withdrawn from domestic manufactures, the subscribers believe to be itself contrary to the vital spirit of the constitution, and equally repugnant to a bill of attainder, not against one individual, but against a whole, respectable, and most important class of citizens—the danger to them of a right recurred to them by the social compact of the constitution itself. And this assumed principle appears to us the more exceptionable, inasmuch as it is the identical principle assumed by the nullifying faction of South Carolina, and had but too manifest a tendency to encourage them in the next to a bill of attainder, not against one individual, but against the very moment when the message was delivered, arming the worse than eastern despotism of state sovereignty, against that same right of the citizen in the protection of the laws. Had it stood by itself, the recommendation gradually to withdraw from the manufactures the protection of existing laws, would have appeared inconsiderate, and at the moment when made, most

unseasonable. But coupled as it was, with recommendations totally to abandon all future purposes of internal national improvement, to give away without equivalent the immensely valuable property in the public lands, and to sacrifice to the national bank, all the property of the nation, in corporate companies for roads and canals; and the whole system emanating from a speculative theory of political morality, pronouncing the wealthy land-holders of every country the best part of their population, the subscribers could neither disguise to themselves, nor could they, consistently with the sense of their duties to their country, withhold the expression of their opinion, that taken altogether, it presents a decomposition of all the elements which hold this union together—an array of great interests against each other, instead of a combination, by mutual concessions and mutual support of great interests, in union with each other. The planter of the south, the new settler of the west, the husbandman of the north and centre, the merchant of the Atlantic shore, the navigator of the ocean, and the artisan of the workshop and the loom, have each, in his several sphere of action, a separate and distinct interest, but a common right, a common stake, a common pledge in that great social compact, the constitution of the United States. All are equally entitled to its protection, and to that of its laws. To bid, to interfere, to rivet them in adhesion inseparably together, is the duty of the government, and systematically to deny all protection to those great interests in hostile collision with all or any of the others, is to loosen the bonds of the union, and to kindle the fires of strife. A sound, uniform and accredited currency; an inexhaustible and invaluable fund of common property in the public lands; an organized and effective application of the national energies and resources to great undertakings of internal improvement, and systematically to deny all protection of navigation against the arms of foreign violence, and of manufactures and agriculture against the indirect aggressions of foreign legislation and competition—these the subscribers believe are the elements, which can alone render this union prosperous and lasting. To discompose and unsettle the currency, to cast away the treasure of the public lands, to abandon all enterprises of internal improvement, and systematically to deny all protection to the domestic manufactures, is to separate the great interests of the country, and to set them in opposition to each other. It is to untie the ligaments of the union.

The subscribers, with the most respectful consideration, but with the freedom which their sense of duty requires, cannot but indulge the hope that the author of the message will reconsider the principles upon which its recommendations are founded, and review them upon a scale of more enlarged political philosophy, and a more liberal and systematic view of protection; to the disadvantage of all the rest; or that of reducing the government of a nation, swelling from tens to hundreds of millions of governable population, to a simple machine. To stave civil society into its elements, is to send back man to the state of nature; it is to degrade the citizen to a savage.

The subscribers believe that this great confederated union is an union of the people, an union of states, an union of great national interests; an union of all classes, and of all occupations of men; an union co-extensive with our territorial dominions; an union for successive ages, without limitation of time. They read in the preamble to the constitution, that it was ordained and established by the people of the U. States, among other great and noble purposes, to secure the blessings of liberty to themselves and their posterity. As sovereign states have no posterity, they are incumbent to enter into any such compact. The people of the United States in ordaining the constitution, expressly bound to its observance their posterity, as well as themselves. Their posterity, that is, the whole people of the United States, are the only power on earth competent to dissolve peaceably that compact. It cannot otherwise be dissolved, but by force. But to make it perpetual, the first and transcendent duty of the government, is to harmonize and to participate in the councils of its government, is to harmonize and not to divide, to co-operate and not to conflict.

The most remarkable characteristic of the controversy, which now threatens the dissolution of the union, is, that it originated in the discontent of one great protected interest, with the protection extended by the existing laws to another. The controversy is sectional in its nature. It is not, as is so abundantly and so exclusively protected interest of the south, which is so feeble and scanty protection of the laws enjoyed by the north, the centre, and the west. To inflame these discontents, and to arm them with offensive weapons, sophisms which reason blushes to be called to confute, are wrought up into axioms of political economy; action usurps the place of fact, to invert the most natural and just order of our natural independence. Construction nullifies the connection between words and their increasing to make the constitution say what it denies, and deny what it says, and invention is beggared for tales of decay and desolation and poverty and distress, in the south, in the face of an increasing relative representation in this house, and a doubling amount at once of population and property. The southern planter is told that duties of import are paid, not by the consumer of the duties, but by the producer, the cotton, the rice, and tobacco. What is the purpose of this absurdity? To stimulate his selfish and sordid passion of avarice, and his hatred of the northern manufacturer. It is not true, but his anti-social passions believe it. He is told that this union is a mere confederacy of states—of sovereign states, from which any one of them may break off at pleasure. This is grossly, palpably false,



and to bolster it up the most notorious historical facts are falsified. It is told that each of the states of the union separately declared itself sovereign and independent, and as bare untruth, is not itself sufficient to bear out this imposture, the county of Mercklenburg is metamorphosed into the sovereign and independent state of North Carolina, to stamp the legend of the sterling standard upon the base metal of nullification. The tale is utterly groundless, but the abused planter believes it. In the constitution of the United States, the whole people of the union, speaking in the first person, declare themselves parties to it; and therefore to obtain authority for any act by the most exalted purposes of human action, upon this side the grave—even to secure to themselves and to their posterity, the blessings of liberty. The planter is told that these are idle, unmeaning, cabalistical words—that there is no people of the United States. That the paper called the constitution of the United States, is a league of despotic corporations, which can have no posterity to whom the blessings of liberty may be secured—which having no soul, can have no dread hereafter of the penalties of violated vows, and can never be excommunicated—which having no conscience, can be bound by no ties of morality to the fulfilment of its promises, contracts and obligations—free from all restrictions, human or divine, independent of all laws of the land or of heaven—sovereign as the throne of Omnipotence, and competent to nullify not only the laws of the whole union, but the unalienable rights of man and the decrees of eternal justice. He is substantially told all this, and he believes it.

He is then told that he is poor, and miserable—that his plantation is going to ruin—that he slaves double their numbers in not less than twenty years—that they are not worth half so much as they were when cotton sold for thirty cents a pound. That in South Carolina they cannot produce half so much as in Alabama, Mississippi, or Louisiana. But that it is all owing to the accused tariff—all owing to the protection of northern manufactures by the laws of the union. He is told that the tariff takes money from his pocket and puts it into that of the northern manufacturer. He is told that the northern manufacturer is a thief and a robber—and that it is upon him, the planter, that his robberies are committed. He is told that a cruel, tyrannical, oppressive majority in both houses of congress are the representatives of the highwayman of the north—that they pervert the very principles of popular representation to the purpose of oppression and robbery—that they dare not open their hearts to the sentiments of justice and humanity. He is told all this and he believes it.

And behind the whole foundation of the superstructure of nullification. Falsified logic—falsified history—falsified constitutional law, falsified morality, falsified science, and falsified standards of morality, upon the authorities of both houses of congress for a long series of years. All—all is false and hollow. And for what is this enormous edifice of fraud and falsehood erected? To rob the free working man of the north of the wages of his labor—to take money from his pocket and put it into that of the southern owner of machinery.

It has been said that there is no philosophical falsehood so absurd, but it has been maintained by some sublime philosopher. Surely there is no invention so senseless, no fiction so baseless or so base, but it has been maintained by some learned intelligent, amiable and virtuous, but exasperated and bewildered statesman. Nor was there ever in the annals of mankind an example of a community treated into madness and goaded into rebellion, by a concerted and persevering clamor of grievances so totally destitute of foundation, and pretences so preposterously fictitious, as that which has found its consummation in the nullifying ordinance of the South Carolina convention.

In the name of the people of South Carolina, that convention have declared, that they will never more submit to a protective tariff—and to place beyond all doubt what they mean by protective tariff, they have declared, that they will nullify, and void, all the revenue laws of the United States. They have, to the extent of their power, extinguished all the revenues of the United States derived from duties of impost. To nullify the protection of the laws imparted to their fellow citizens, constituting more than half the population of the union, they have abolished the revenues of the union. Thus they have expressed a feeling so long as the principles of protection shall be recognized by the laws of congress, "NO MORE TAXES SHALL BE PAID HERE," that is to say in South Carolina.

South Carolina, then, by virtue of her sovereign power, has deprived the people of all the rest of the union of the protection of existing laws; and she has declared that she never more will pay her proportion of the taxes, not even of the taxes imposed for revenue alone, until the principle of protection, that is of protection by the imposition of duties, shall be renounced—renounced forever. In their theory, the South Carolina convention make an all-important distinction between duties imposed for revenue, and duties imposed for protection; but in their practice, they involve them in one and the same ruin.

Now, the subscribers cannot suppress the mortification and alarm with which, at the very moment when the arm of one of the states of this union was thus raised, proclaiming with a voice of thunder her inflexible purpose to strike a vital blow at the right, the first constitutional right of more than half the people of the union, to protection—even to the protection of existing laws—of that peculiar moment, the chief magistrate of the United States should have addressed to the legisla-

tive councils a message, recommending not only a gradual withdrawal of all that protection, but a whole system of administration for the future government of the union, adapted to that principle of withdrawal and nullification, protected by a system revolutionary in its character, totally departing from all the paths of peace and prosperity trodden by Washington and all his successors, down even to him who now calls us to deviate from them; to explore new wastes of desolation, beyond which there is no promised land, but all is one unbounded and interminable desert—a system impending with universal ruin, draining all the vitality from the soil, and nullifying all the means of national improvement, shaking to its foundation all commercial confidence, by the determined annihilation of the bank, and wresting forever from the people of the United States and from their posterity, for unnumbered ages, the inestimable inheritance of the public lands, bequeathed to them by their fathers, or acquired at the expense of their own toil and treasure, as a property common to them all, and already yielding them yearly millions of income, which may be, and ought to be, applied to the employment and compensation of the laborious poor, and at the same time to the permanent and growing improvement of the condition of the people.

Such, in the opinion of the subscribers, is the protection due to domestic manufactures—to the interest specially committed, by the standing order of the house, to the charge of the committee of which they are members. The protection necessary to domestic manufactures is the protection of the existing laws. It is the protection extended, though in other forms, to all the other great interests of which the community is composed—the protection enjoyed by the planter of the soil, by the woodsman of the west, by the merchant of the populous cities, by the mariner of the seas—protection from foreign hostility—protection from foreign competition.

But the subscribers must not be misunderstood. This protection is in no wise incompatible with a reduction of the revenue, nor even with a reduction of the duties by impost. The taxation of a country may be reduced to the wants of the government, at whatever scale the standard of these wants may be fixed, by the wisdom of congress, without at all impairing the principle of protection. The two principles have no necessary connexion with each other; and all this bitter controversy has arisen from the blending of them improperly together. That the taxation of the country ought now to be reduced the subscribers do not believe, because at the present moment the treasury, so far from overflowing, is drained of more than its last dollar. Because the tariff act will not, in their opinion, bring any excess of revenue into the treasury, at least for the two succeeding years; and if even the prospect of such an unexampled evil should approach, the next congress will be invested with ample power to ward it off, and to substitute not by them. Nothing can be more fallacious than the fancy that we can continue to be the winners of our successes upon subjects over which their jurisdiction will be the same as ours; with this exception, that theirs will be in full vigor, and ours forever extinct. It is not for the dead to give laws to the living. Prospective legislation upon the most uncertain of contingencies, if not absolute usurpation, is akin to it in the impotence of its aims, and in the broken column and mutilated inscription of XTERRA ROMÆ. If the time should come when even the prospect of a redundant treasury shall be imminent, taxation ought to be, and undoubtedly will be, reduced; and in reducing its amount, the obligations of congress will be to accomplish that object without injuriously affecting any of the great interests of the country. That this cannot be done by one uniform ad valorem duty of any given per centage upon all imported articles, is certain; nor can it without great injustice be effected by discarding all discrimination, except that of articles charged with impost, and articles entirely free. Nothing can be more unequal and oppressive in taxation, than the assessment of the same rates of duty upon all dutiable articles. Its first inequality is its bearing upon the same article, the same tax, which is unfair by the wealthy land-holder, may crush to the dust the poor laborer who tills his ground. Its next inequality, is that produced by foreign legislation and foreign competition. An article of foreign manufacture comes into your market cheapened by a bounty upon its export, at the place whence it came; it comes in competition with a like article, the production of your own soil or of your own industry; tax it at the same rate of per centage upon its value, as you do an article upon the production of which none of your own citizens have staked their fortunes and subsistence, and you consume all your manufactures with fire. It may be taken as a rule of universal application, that with a uniform rate of ad valorem duties, without discrimination, there can be no domestic manufacturing establishments. Thus the protection which they now enjoy by the constitution and existing laws of the United States. This protection the subscribers believe to be indispensably necessary to their existence, and its withdrawal by the general government, whether immediate or by gradual steps, leaves them only the melancholy alternative of sudden death, or slow and lingering extinction. In either event, it will be the sacrifice of all the property of given per centage of the part of the population, the wealthy land and slave-holder of the south. This is the policy recommended by the message of the president of the United States, and against which the subscribers, as members of the committee of manufactures, in submitting this their report to the house, deem it their duty respectfully, but most earnestly to remonstrate.

J. Q. ADAMS.  
LEWIS CONDUCT.



# NILES' WEEKLY REGISTER.

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THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

**APPOINTMENTS BY THE PRESIDENT.** *Louis McLane*, of Delaware, to be secretary of state in the place of Edward Livingston, appointed minister to France.

*William J. Duane*, of Pennsylvania, to be secretary of the treasury, in place of Louis McLane, appointed secretary of state.

*Edward Livingston*, late of Louisiana, to be envoy extraordinary and minister plenipotentiary of the United States to the court of his majesty, the king of the French.

*Thomas Pennant Barton*, of Pennsylvania, to be secretary of the legation of the United States at Paris.

[It is stated, that Mr. Livingston, will proceed in France in the Delaware 74, capt. Ballard, bound for the Mediterranean, if she can be prepared in time.

It is again reported that Mr. Stevenson, of Virginia, late speaker, will be appointed minister to England.

By the articles inserted in another page, it appears that many changes have been, or are, contemplated [at Washington.]

• **JOHN RANDOLPH**, of Roanoke, died in Philadelphia, at noon, on Friday, the 24th ult. He was born on the 2d June, 1773, and, consequently, sixty years old, less a few days.

He was exceedingly enfeebled—but "his mind retained its usual character until within two hours of his dissolution. It then appeared to sink, and suffer, like the body, complete exhaustion." He arranged his temporal affairs, and directed that his corpse should be transported to Roanoke, and buried under a particular tree.

It is said, that the property left by him is worth a million of dollars; and reported that he made provision for the emancipation of all his slaves, and for the support and management of those who are either too old or too young to take care of themselves—and added, that he left a handsome legacy to Mr. Randolph, late lieutenant in the navy; but believed that the chief part of his estate will descend to his two half-brothers, and one half-sister. The much valued Judge Tucker is one of these.

On the day after his decease, a large meeting of the citizens of Philadelphia was held in the district court room—Judge Hopkins was called to the chair, and col. J. G. Walmough appointed secretary.

On motion of John Sergeant, esq. who made a forcible and eloquent address on the character and abilities of the deceased, a committee was appointed to confer with the personal friends of the late John Randolph, esq. with the view of making arrangements for offering a public tribute of respect to his remains. This motion was supported by Horace Binney, esq. in a speech of some length.

The motion was unanimously adopted by the meeting, and the following named gentlemen were appointed the committee: viz. Nicholas Baldis, Samuel Brock, Joseph Hemphill, B. Willing, C. J. Ingersoll, James Brown, G. M. Dallas, gen. T. Cadwallader, John G. Walmough, Judge Hopkinson and Horace Binney.

A correspondence was opened on behalf of the committee with John S. Barbour, Henry E. Wellins and William J. Barstide, esquires; requesting their views as to any tribute of respect that might be offered to the remains of the deceased. The latter feelingly acknowledged the compliment tendered—but declined the acceptance of any other mark of respect, because of the delay that it would cause in removing the body; and, on the ensuing day, it was received in Baltimore, and sent on to Virginia.

The papers are filled with notices of the death and sketches of the character of Mr. RANDOLPH, and we have also reports of the remarks of Messrs. Sergeant and Binney at the meeting of the people above mentioned. We intend to record some of them.

**BANK OF THE UNITED STATES.** We met a friend a few days since in the street, who stated, (in the course of a casual and brief conversation) that the exchanges of the bank of the United States, made without charge, in checks drawn, or [foreign] bank notes received, amounted to more than one hundred million of dollars per annum! We thought ourselves pretty well informed as to the magnitude of the operations of this establishment, and fully knew that its facilities, afforded in exchanges and remittances, saved us several hundred dollars a year—but the greatness of the sum named caused us to express a belief that the gentleman had mistaken, or misunderstood, the amount. On which he said, that he would obtain a copy of the whole statement which had

been made of the "exchange transactions" of the bank, during the last year—and hand it to us.

Such is the "history" of the paper annexed, which, we believe, is copied from certain of the documents that were laid before congress—and, perhaps, has already been published; though we do not recollect to have seen it before. But whether or not, the facts set forth are of deep interest to the people of the United States, because of the astounding truth presented—viz that values to the amount of \$241,714,912, were exchanged by the bank of the United States in 1832, at about the average rate of one-eleventh of one per cent.—or say, ninety cents on every thousand dollars of the whole sum; and that, of the above mighty amount, about \$120,000,000 were exchanged without any charge for premium; and, the average premium on the remaining 120 millions being less than one-fifth of one per cent. shows that a large part of this amount must, also, have been negotiated without charge; but the fifth of one per cent. is a rate that would not nearly have insured the SAFETY of the mails, and paid the EXTRA POSTAGE, if bank notes, instead of drafts, had been transmitted.

Our own little business, [in publishing the REGISTER] renders us able to speak of this matter in a very positive manner; for we have more or less subscribers in every state and territory in the union; and the truth is—to say nothing about extra postages on double, treble and quadruple letters—that two per cent. hardly pays the shavings exacted of us by the brokers, on the bank notes received by us—except those of the bank of the United States and its office, such as are issued in Maryland, and in the cities of Boston, New York, Philadelphia and Richmond, only; for, although the issues by certain other local banks in Virginia, Delaware and Pennsylvania are freely received by the Baltimore banks in deposit, or freely circulated in Baltimore, they are not sufficient to bring down the average amount of shavings paid to less than about two per cent. on account of all other bank notes. There is no manner of doubt concerning this fact—for, though the bills of most of the banks in the United States are just as good, "at home," as those of the Baltimore banks are to us—they may be only as merchandise (to us), and must be reduced into money, for use; for we never pay debts to our working people, or others, in "money," or currency, which the baker, and butcher, and grocer, will not receive of them—at par; and hence are compelled to sell bank notes received, as stated above.

We see that the average of all the exchanges, properly so called, of the bank of the United States, in 1832, was only one-eleventh of one per cent. or 90 cents on every 1,000 dollars, exchanged; that is, for drafts issued on, or paid, at "foreign" places, or on account of "foreign" bank notes received on deposit. Could a more moderate ratio be desired? And for this eleventh of one per cent. the goodness of the money remitted is rendered certain—the safety of the mails insured—its use by the individual for whom it is intended made almost positive—and a large amount in postages saved. For this is the practice of the bank; its drafts are made payable at one day's sight—but always paid on presentation, when surely offered by persons to whom they belong; the postage on a draft of 50,000 or 500,000 dollars is no more than on the remittance of a one dollar bank bill; and the "one day's sight," with men doing business in a regular manner, not only renders a robbery of the mail, (if one should happen) useless to the robber, so far as the draft is concerned—but if the person who actually receives it, by any accident loses it, though even endorsed, he may arrest its payment and regain its amount, by making the fact known to the bank on which it is drawn—for that bank or office is furnished with daily lists of all the drafts

\* Of the truth of these sayings and reports we know nothing. † Who happened to be in Philadelphia, and acted as the more immediate friends of the deceased.

\* We since understand, that it is copied from a statement that was made to the senate.

that are made upon it, for the security of all parties. And by such safe, and beautiful, and cheap operations, we see that 241,717,912 dollars were transferred from places to places, in the last year.

There is a simplicity and strength in these facts, which must claim the admiration of every one that will reflect a moment upon them; and a harmony and usefulness which cannot escape the notice of any man, willing to receive knowledge.

State institutions, however correctly managed, cannot carry on these exchanges, unless at a much higher rate of premium, which would also be rendered more uncertain as to its price, or in the extent to which it might proceed—for reasons that will appear manifest to every person who is at all acquainted with the nature of exchanges. To manage them prudently, cheaply, and safely—they must be regulated by one common head, having a collected information of the supplies or wants of particular places; which is known, with all possible accuracy, at the parent bank in Philadelphia, because of its numerous offices; and, without such knowledge, these heavy exchanges could not be regularly made—no one, wishing to remit money, could either calculate the time or the cost of it, with that certainty which is so important in all mercantile transactions. The local banks have large dealings with one another; but, with the best accommodations which these could afford, it might require several operations though a bank in New Orleans to place funds at Portland, or Buffalo, each of which would be attended with some risk, besides the extra trouble incurred—requiring, perhaps, from three to five drafts, in many cases, to pass the money to its destination—requiring also considerably increased expenses, and much delay. The interchanges of currency, on account of the circulation of values in the United States, are of mighty amount—some thousands of millions a year.

The exchanges of the bank of the United States, as stated in the table below, goes only to shew the operations of that particular bank, in what, we believe, are generally called "foreign" exchanges—that is, exchanges of personal drafts, or bank bills, payable at other places than those in which they are received; and when to these we add the exchanges of individuals within the states, or through the local banks, and otherwise, we cannot doubt that the aggregate "circulation of values" is thousands of millions, annually; all which are regulated, more or less, by the bank of the United States, as a great "balance wheel."

We think that the "circulation of values" has been doubled in the *abominable and oppressive* tariff years—or since 1824; and have, while writing this article, taken the liberty to make an inquiry on that subject. It shall be added—if received in time. We, in Baltimore, had "no sort of idea" of the value of the trade of the Chesapeake bay, in seasons of business, until its surface was covered with British vessels, and its shores ravaged by modern Goths and Vandals—so the people of the United States will only obtain a rightful knowledge of the value of an excited industry, in the loss of such excitement—in seeing deserted fields, dilapidated factories, abandoned houses, and owl-tenanted villages. The increased circulation above alluded to, equally interests the proud-est capitalist and the humblest laborer. It benefits every human being within its range—who possesses or produces VALUE. This principle cannot be contested—but time is not allowed, nor is the opportunity fitted, to go into an explanation of it, for such as may require it.—Business-men have no need of it. The veriest dolt that sells or tinkers a pot, ought to know the difference between rapid and slow exchanges of values; and that money is rapid or slow in its exchanges, in exact proportion to the prosperity or adversity of the United States.

There is nothing more clear, in our estimation, than that the vastly increased interior trade and commerce of the United States imperiously demands, (and must and will have), some certain and well known medium for carrying it on.† The shape that it may assume, or the

†The word "money" is here used, as meaning coin, or a currency which may be exchanged for coin—at pleasure: not such issues of paper as are spoken of below.  
The Globe, however, says—"Neither the president nor vice president will ever favor a national bank. Both unite in the opinion that the state banks may be put on such a footing by

name by which it shall be called, are of little importance to the people, in general. There never will be a "poor man's bank," as idiot-politicians have projected; and it is madness to entertain the idea of converting those who want to borrow money, into lenders of money, or currency. Such was the hot-bed of the paper money manufactures which so gravously abounded some years ago, in very many of which more crimes against property were committed than by all the inmates of the thickest peopled of our penitentiaries; and persons who depreciated by twenties of thousands of dollars, rolled in their coaches, and were "clothed in purple and fine linen, and fared sumptuously every day," while poor wretches who had transgressed to the value of a barn or a hat, a bushel of corn or a pair of shoes, were looked up within four high walls, and, clothed in prison garments, fed upon measured allowances of the coarsest food. The amount of all the depreciations of all the high treasurers and robbers, pickpockets and thieves, black-legs and professional knaves that have existed in the United States from the first settlement of the country to the present day, is but as a "drop in the bucket," compared with the swindlings that were contrived, concocted, or administered in the mushroom "rag shops" alluded to. We would not "lack charity"—we think that we could assist to drag "old Satan, himself," out of a ditch, if bemired in the pursuit of an innocuous object, (admitting that the devil can ever be in harmless mood), but never had, nor can have, any sort of sympathy with, or feeling for, gangs of deliberate speculators—remorseless as the laudible bands of the Apennines, and such as commenced loans of what they called money, without even the means of honestly paying for the plates with which they stamped the paper that they issued! These gangs—whose speculations cost the productive classes of the community hundreds of millions of dollars,\* would never have shewed their brazen front, had any just and reasonable approximation to an "UNIFORM CURRENCY" existed in the United States. What has been, may be; we revert to a recollection of these times with ineffable disgust; and deprecate their recurrence as much as we should another "whiskey insurrection" in Pennsylvania—or a "going to the death for his sugar," with "General Hamilton, commanding the state troops of South Carolina, at Charleston!" The meanest and the worst of mankind that abound, are those who engender conspiracies to injure honest men—such, for example, as those at New York, who are charged with having fraudulently obtained a copy of the message of the president of the United States in advance, and acting upon the knowledge (thus gained) of its contents, trafficking in the stock in the bank. Such individuals only want the poor merit of *couverture*, to become highwaymen, or pickpockets.†

the state legislatures, as to become safe depositories of the public funds and capable of accomplishing all the beneficial results, ascribed by the friends of the bank of the United States to that institution."

And the *Pennsylvanian* adds—"The idea hung out that the administration favored the location and establishment of a great national bank at New York, is all moonshine. State banks and state rights will be brought into play again—consolidation and nullification will bite the dust."

\*Directly and indirectly. The profits made by the speculators, though of large amount, were inconsiderable when compared with the effects which followed from the derangements of business, and interferences with the value of property, caused by profligate issues of paper.

†The class of men to whom this charge applies, will give the credit of it to a letter-writer for the *Richmond Enquirer*, who, relating the outrage committed on the person of the president of the United States, at Alexandria, said—"A person approached the president, and, tendering his hand, observed—'General! if you will promise to requite me, I will MURDER THE DARTARD! Much allowance must be made for the excitement of the moment. Had we been present, we should not, perhaps, have hesitated in an attempt to take hold of Mr. Randolph, without a calculation of consequence; but this profligate bargain, by a slinking of hands, to commit an acknowledged MURDER, is the 'cap-sheaf' of all the things of the sort that we have met with; and it must be hoped that the president would have instantly resented the gross indignity offered him—(an indignity greater, in our opinion, than Randolph himself had inflicted), except to be executed in his own excitement at the time; or a prompt conclusion that the person addressing him knew not what he said—which, probably, was the case, in the rush of his feelings. But that such a fact should be coldly

We ought frequently to look back, and see how things have been.

The mass of the people cannot have any other interest in banks, than that they should be prudently and honestly conducted. The proportion of those who hold a greater amount of bank stock than of money which they owe to banks, is hardly as one to twenty thousand of even highly respectable farmers, dealers and mechanics of the United States. In the present state of society it seems almost universally admitted, that banks are indispensably necessary; and it is self-evident in the many, (benefitted by the establishment of banks), to take care that the power given to the few, is not abused—and prevent, so far as they can, by the moral power or political influence which they possess, all sorts of SPECULATIONS or GAMBLINGS, in the stocks of banks, or misuses of their credit or funds: for the many, in the long run—may, those who live by the labor of their own hands, must finally be the sufferers because of such speculations and gambles, or monopolies or misuses of funds—if real losses are sustained; because that labor is the only means by which value is created. If one dealer in stock "makes" 10,000 dollars on his sales, and another loses that amount—the people may not be injured, except so far as such dealings have an influence over public morals; but if, by other operations, the currency is suddenly contracted, or expanded, or monopolized—a public injury ensues, and all persons within the range of such operations must feel it, in one way or another. It is a serious question for political economists—whether the expansion of our currency, in the mere waste and prodigality which it caused, when specie payments were suspended during the war of 1812, &c. had not a more ruinous effect upon society, at large, than the contraction of the currency when specie payments were resumed. The last, to be sure, was the most easily seen in the bankruptcy of tens of thousands of worthy men, and the desolation which it caused—but the superabundance of what passed for money was the origin of the wide ruin that prevailed, when the value of paper came to be closely measured by the value of coin.

These brief remarks are simply offered to shew the lively and deep interest which every working or dealing man has in the *stability and solvency* of the currency. If a bank fails—a large part of the loss falls upon those who had no personal interest in its stock—who had never, directly, made one cent of profit out of the bank; for it is the "aim and end" of the herd of speculators, when they cannot gather profits for themselves, is to cast *foreign* losses upon innocent and ignorant persons. And instead of individuals being "hanged on a tree," "fifty cubits high," for such speculations, they rather obtain an enviable reputation as good financiers, shrewd managers, and thrifty men!

To return to our subject. It seems very generally admitted that we must have some establishment, capable of continuing the present exchange operations of the bank of the United States, and of preserving uniformity in the currency, so far as the same is practicable—and the momentous question is presented, *whether the present bank of the United States, with some modifications of its charter, shall be continued—or a new one built up.* This matter was clearly presented to the mind of the late Mr. Randolph; and, without retiring from his constitutional objections to the bank, he had resolved to support a renewal of its charter, in the real or supposed necessity of such an institution, and a well-grounded apprehension that the establishment of a new bank would be attended with other and greater evils, than can possibly ensue from continuing the old one.

That Mr. Randolph was right in this resolution, we think cannot be doubted by any well informed man—

stated in the "Richmond Enquirer," yet most astonishing us, the copy of the president being added, &c. The whole, perhaps, is fabulous. We hope so.

[The name of the individual who would thus have rendered the president of the United States, in his power to pardon, a partner in the high crime suggested, is given in the "Enquirer;" but we shall do an act which may assist in preserving for him any part of the reputation of *Erosulfus*. The condition on which he would have committed the offence, forbids it. The calculation is horrible. The individual, surely, did not know what he said—and so may be excused; but the delicate record of his proposition amazes us.]

unless wishing to gamble in stocks, or madly resolved to render all things subservient to his own narrow and selfish political views—willing to inflict any permanent evil on the country, for the gratification of his own temporary preferences.

It was a belief generally entertained by the democratic party, that the old bank of the United States had used its power for political purposes, more than a doubt of its constitutionality, which caused a refusal to renew its charter. We can almost say that we know this to have been the case. Whether the belief above stated was just or otherwise, has nothing to do with the fact. The belief was cherished as in a certainty of its truth; and, with the minds of men so strongly excited as they were at that time, and had been for years—because of radical differences which were thought to exist between the two great political parties, it was easy to slide into an opinion that the establishment of the bank was an unconstitutional proceeding, and use that opinion as the leading reason why the bank should not be re-chartered. We appeal to common sense, in support of what is just stated—and refer to all the old democrats, yet living, as well concerning the belief that was entertained, as for the general action of that belief on their own minds. And being thus "committed" in a declaration against the constitutionality of the bank, as a party, it was not easy to give up the ground which the party had assumed, however great the necessity appeared for rebuilding of some such an institution. This necessity was manifest. And, as in the former case, political feelings had strengthened the constitutional objection to the bank—a sense of the public good, the necessity of extinguishing the *rag-currency* of the country, and of restoring a sound and safe one, now weakened the constitutional objection in some, and neutralized it in others. We speak of things that we do know. And so it was, that many of the old and "staunch democrats of 1798," voted for the present bank; and president Madison, who was at the head of that party, approved the law. Well—the bank was established; but so imprudently, or *wickedly* managed, as some thought to make princely fortunes for a hundred or two individual stockholders, or gamblers in its funds—that the constitutional objection was revived by many who had laid it aside, and superadded to the loud and earnest complaints that were made because of a mal-administration of the affairs of the bank; and, certainly, the facts brought out shewed many strange, and highly reprehensible, and truly alarming proceedings, in persons who had a commanding influence over its management. We cannot now go into particulars—but intend to revive the history of these times, as a warning and a guide; with a hope that such revival may have some small tendency to prevent a recurrence of evils which so much agitated and embarrassed the whole country. But the result was—that the bank was reformed; and, by a peaceful and correct administration of its affairs, is now effecting exchanges to the amount of 240 or 250 millions of dollars a year, at the average cost of one-eleventh of one per cent. to the people of the United States!

This article is already too long—and we have only to add, that we shall resume the subject; and especially to shew what was the former, and is the present condition of the existing bank of the United States; and inquire into, and ascertain, if we can, what possible good may result to the public, from destroying the present institution that a new bank may be made. Our serious belief is—that the project is a most dangerous one; and, if carried into effect, will render an immense public injury for the benefit only of some two or three hundred rich persons, resolved to make themselves richer by speculation in, and monopoly of, the stock. We say—"LET VERY WELL ALONE," modify the charter, if thought necessary; so restrict and restrain the powers of the bank that it cannot wantonly oppress any well and honestly managed state bank, and let all wholesome checks and balances be established—but let not the bank be broken down for the simple and sole purpose of benefiting a few solitary individuals—whose interest, compared with that of the community, is of no consideration whatever. Every man is deeply interested in the preservation of a sound and wholesome currency; but not one in fifty thousand of us, have, or will hold, a personal interest in the dividends or profits of the present bank, or any other that may be established by the congress of the United States.

Statement of the exchange transactions of the bank of the United States and its offices of discount and deposit for 1852.

	Domestic bills purchased.	Domestic bills collected.	Drafts of bank U. S. States and offices on each other.	Drafts of bank U. S. States and offices on other banks.	Notes of bank U. S. and offices on receipt.	State bank notes received at bank U. S. and offices in payment of specie.	Transfers of Premium U. S.	Transfers of gold and silver.	Total.
Bank U States	57,88,041 35	8,828,121 94	5,191,253 00	39,529 00	6,779,733 03	4,873,000 00	6,105,000 00	9,767,666 37	47,166,628 70
Office Portland	391,359 94	290,475 86	230,071 86	5,800 00	91,460 04	156,000 00	135,000 00	1,627,872 46	1,627,872 46
Portland	386,799 14	191,607 67	166,805 21	5,800 00	2,510,753 04	11,782 00	300,000 00	16,308,954 88	657,094 00
Bath	1,320,057 42	860,009 38	583,113 00	7,330,000 00	2,430,753 04	200,000 00	180,000 00	9,285,010 95	1,310,000 00
Bowdoin	1,321,859 67	484,417 56	588,508 34	16,699 58	45,513 04	253,070 00	155,000 00	7,555,058 79	1,310,000 00
Freeborn	197,573 18	60,000 00	108,780 66	2,139 50	23,465 00	36,433 00	525,000 00	350,000 00	1,310,000 00
Harvard	3,141,481 80	15,172,337 04	1,031,608 40	2,139 50	13,442,845 00	80,310 00	430,000 00	5,390,000 00	1,310,000 00
New York	1,041,850 10	3,612,603 08	1,436,666 00	1,412,000 00	1,629,470 00	2,250,000 00	2,250,000 00	17,025,710 98	1,310,000 00
Baltimore	1,041,153 06	5,139,692 89	6,678,382 77	448,405 82	60,500 00	482,505 00	1,150,000 00	4,500,000 00	1,310,000 00
Washington	2,841,554 08	5,091,141 01	6,678,382 77	6,342 50	250,730 00	1,000,000 00	1,150,000 00	4,500,000 00	1,310,000 00
Metromont	1,396,353 32	324,333 03	1,612,180 41	62,312 50	1,000,000 00	482,505 00	1,150,000 00	4,500,000 00	1,310,000 00
Norfolk	1,059,509 89	72,492 43	1,130,708 85	101,841 03	217,915 00	873,343 00	1,150,000 00	4,500,000 00	1,310,000 00
Fayetteville	4,380,054 04	1,600,057 00	1,358,328 80	1,051,200 00	1,051,200 00	5,037,730 00	25,000 00	10,000,000 00	1,310,000 00
Charleston	3,029,248 87	2,692,448 00	6,685,182 00	684,418 00	223,159 00	560,905 00	6,000 00	10,000,000 00	1,310,000 00
Savannah	4,759,150 64	631,101 51	3,500,596 50	1,291,143 00	1,018,633 00	407,542 00	6,000 00	10,000 00	1,310,000 00
Mobile	13,251,600 61	1,885,038 00	2,448,547 51	1,018,633 00	997,470 00	399,133 00	6,000 00	10,000 00	1,310,000 00
N. Orleans	4,079,927 29	1,885,038 00	795,903 87	1,018,633 00	997,470 00	399,133 00	6,000 00	10,000 00	1,310,000 00
Natchez	573,387 24	457,387 24	130,800 00	3,652,669 00	407,542 00	6,000 00	10,000 00	10,000 00	1,310,000 00
St. Louis	3,525,386 46	78,408 00	352,056 51	3,652,669 00	407,542 00	6,000 00	10,000 00	10,000 00	1,310,000 00
Madville	4,033,869 64	688,844 57	517,746 00	1,042,670 00	2,101,405 00	1,179,355 00	25,000 00	40,000 00	1,310,000 00
Lebanon	1,308,329 45	1,380,000 00	865,486 00	9,442 67	2,101,405 00	1,179,355 00	25,000 00	40,000 00	1,310,000 00
Lebanon	1,278,420 00	1,180,138 27	624,081 19	840,895 00	1,74,700 00	2,101,405 00	1,179,355 00	25,000 00	1,310,000 00
Cincinnati	899,714 67	413,167 00	1,652,532 97	591,553 98	807,454 77	1,005,015 65	40,000 00	40,000 00	1,310,000 00
Pittsburgh	527,392 63	383,209 62	14,708 95	144,330 94	21,515 00	865,534 00	35,000 00	241,717,912 19	1,310,000 00
Burlington	741,652 63	13,529 22	14,708 95	21,515 00	21,515 00	865,534 00	35,000 00	241,717,912 19	1,310,000 00
Totals	67,216,673 78	42,096,062 07	32,796,087 20	12,561,337 31	39,440,527 00	21,620,557 30	16,100,000 00	9,767,666 37	241,717,912 19

	Total.
Domestic bills of exchange purchased	67,216,673 78
" " " " collected	42,096,062 07
Drafts of bank and offices on each other	32,796,087 20
" " " " state banks	12,561,337 31
Notes of bank and offices received	39,440,527 00
" " " " state banks	21,620,557 30
Transfers on account of the United States	16,100,000 00
" " " " office balances	9,767,666 37
Foreign exchange purchased	241,717,912 19
" " " " sold	241,717,912 19
	253,174,650 47

The amount of premiums received by the bank for the same period is \$217,949 56 which is about one eleventh of one per cent. on the aggregate amount of \$241,717,912 19

\*These were chiefly free of charge. Ed.

†Free of charge.

THE LATE TREATY WITH FRANCE, PROTESTED DRAFT, &c. We do not recollect to have seen any reason as signed, "by authority," why the late draft of the treasury of the United States upon that of France, was not paid—though the draft is said to have been protested because the chambers had not appropriated money to pay it.—Perhaps, there is a good reason why the appropriation was not made—a suggestion of which has caused us to look into the treaty and the law carrying it into effect—with the proclamation of the president, &c. and it appears to us, that the first instalment, payable under the treaty, is not due until the 13th day of July ensuing. But, because that the [recent] secretary of the treasury made the draft payable on the 2d February last, we feel much distrust of the conclusion at which we have arrived—although we cannot reach any other, as at present informed.

Those who feel an interest in what follows, will carefully attend to the dates.

The treaty with France was signed at Paris on the 4th July, 1831—by Mr. Rives and count Sebastiani.

The second article of the treaty provides for the payment, at Paris, of 25,000,000 francs to the United States, in six successive years; and says—"the first instalment shall be paid at the expiration of one year next following the exchange of the ratifications of this convention, &c."

The seventh article of the treaty says that "from and after the exchange of the ratifications," the wines of France shall be admitted at certain rates of duty, &c.

These are the two leading parts in the treaty—and the former rests upon the latter.

The treaty-making power vested in the president and senate, does not extend to the repeal of an established law of the land; and hence the necessity of an act of both houses of congress to reduce the existing duty on French wines, as proposed in the treaty.\*

In consequence, an act was passed, and approved by the president on the 13th July, 1832, providing for the appointment of a commission to examine the claims of our citizens, &c. The 10th section of the act is in the following words:

Sec. 10. And be it further enacted, That for the term of ten years, from and after the second day of February, one thousand eight hundred and thirty-two, wines, the produce of France, shall be admitted into the United States on paying duties not exceeding the following rates on the gallon, (such as is at present used in the United States), that is to say: six cents for red wine in casks, ten cents for white wine in casks, and twenty-two cents for wine of all sorts in bottles.

[Approved July 13, 1832.]

On the same day that the president approved the bill just above mentioned, (July 13, 1832), he issued his proclamation, saying that "the ratifications, [of the treaty] were this day exchanged, at the city of Washington, by Messrs. Livingston and Sururier.

Why the law of the 13th July, 1832, was retrospective as to the duties payable on French wines, and reduced them to the rates stipulated for in the treaty from the 2d February, 1832, we cannot conjecture. The president's proclamation says the ratifications were exchanged on the 13th July, THE DATE ALSO OF THE LAW; and they could not have been "exchanged" at a previous date, because of the want of that law; and hence we are entirely in the dark as to the reason why the draft for the first instalment was made payable on the 2d February, instead of the 13th July, ensuing.

There is another thing, however, which has a singular appearance. The treaty provides that the "ratifications shall be exchanged, at Washington, in the space of eighth months, or sooner, if possible." The date of the treaty is July 4, 1831—and, to February 2, 1832, is less than seven months: but the law to reduce the duty on French wines, as stipulated in the treaty, was approved only on the 13th July, and the president's proclamation of the same date, says that the ratifications were exchanged on

that very day—or more than twelve months after the signing of the treaty. Has the treaty then died a "natural death!" or, was there some other "convention" to keep it alive?

All these things may be easily explained, perhaps—but they have an extraordinary aspect; and why the manner of the draft was adopted, or indeed why it was made at all, we are altogether at a loss to guess.

We suspected a possibility that our insertion of the law and proclamation above alluded to might be incorrect—though almost certain that both were copied from the official paper, "The Globe," because that we make it a standing rule to use official publications whenever attainable; and, for that reason, have caused the law and the proclamation, as inserted in the REGISTER, to be examined by the official publications of them in the "Baltimore Republican," by a competent person—who reports, that the time of approving the law, and of publishing the proclamation, are correct—viz: July 13, 1832; and that the words "second day of February," as given in the law—and those, that the "ratifications [of the treaty] were this day exchanged," in the proclamation—were also correctly inserted. And it will have been observed, that the president in his message to congress of December 6, 1831, said—that the treaty required "legislative acts" which "must have the concurrence of both houses, before it can be carried into effect." But by the date of the draft, the treaty, it seems, was thought to be in "effect," four months, and more, before the passage of the law.

THE CHOLERA. During the week ending 15th May, four deaths by cholera happened at Cincinnati.

The Natchez Courier, of the 3d inst. in noticing the health of that city, says—The number of deaths within the limits of the city during the past week, is 9, two whites and seven blacks—three by cholera; one white and two blacks. The white person was Saml. Jacobs, Mr. Franklin's overseer, the person who was supposed to have had the principal hand in putting the bodies of the negroes, reported last week, into the bayou. His case was reported "cholera asphyxia and interperance."

At the last accounts, the cholera was still raging at Vicksburg, (Mississippi), with great violence. Forty cases had occurred in that town, in the week ending at sunrise on the 9th ult. of which 17 had proved fatal. In the last 48 hours of the term, there had been 24 cases and 8 deaths. On the 9th May, however, there was no new case reported. From this it was hoped that the disease had reached its height, and was abating.

Nashville, May 13. "No new case of cholera since our last." Wheeling, May 21. The board of health proclaims the existence of the cholera in this town—but says that it is confined to a particular quarter, near the market house—16 cases were known since the 16th of May, 7 of which had proved fatal. There were 13 new cases between the 21st and 24th of May, of which 2 had proved fatal, 3 were doubtful, 7 convalescent, and 1 recovered.

New Orleans, May 8. "That this dreaded disease [the cholera] does exist in this city, that the cases, almost without exception, terminate fatally, and that it is gradually though slowly on the increase, are facts not to be doubted."

St. Louis, May 11. We feel it our duty to state our belief of the existence of the cholera within the limits of our city. The disease made its first appearance on persons on board of steamboats, arriving at this place, where it was probably contracted, and thence has extended to the town. We have not learned the number of cases that have been, but from the information in our power do not believe it to be great—at least not sufficiently so to excite any terror or panic in the minds of the rational and experienced.

It is added in a postscript—We have the gratification of stating that there have been no new cases, within the city, since yesterday morning.

The "Times" of the 18th announces the disappearance of the cholera, from St. Louis.

On the Mississippi. The cholera is said to exist on board of almost every steamboat on the Mississippi, causing many deaths.

In Ireland, a good many cases of cholera appear in Cork, Kerry, &c. A belief is stated that some yet happen in every country in Europe in which this disease had been introduced.

Nine persons in our family, in the county of Cork, Ireland, died in the space of five hours—and two other inmates speedily followed them! It was terrible in Limerick.

THE "OPPRESSED SOUTH." We mentioned in our last the sale of a crop of tobacco, at Richmond, at the average price of \$12 1/2 per 100 lbs. The Petersburg Intelligencer of the 24th ult. has an account of the following sales of "crops" at the different warehouses in that town, on the 22nd.

Crop of 12 hds	\$10 00 average.
4 hds	12 9 1/2
2 hds	12 00
1 hds	10 24
6 hds	9 87 1/2
15 hds	10 43

\*The president, in his message to congress, of December 6, 1831, said—"In my message at the opening of the last session of congress, I expressed a confident hope that the justice of our claims upon France, urged as they were with perseverance and signal ability by our minister there, would finally be acknowledged. This hope has been realized. A treaty has been signed, which will immediately be laid before the senate, for its approbation; and which, containing stipulations that require legislative acts, must have the concurrence of both Houses before it can be carried into effect."

An extensive factory of cotton seed oil has been established at Natchez, and others are about to be built at Mobile, Florence, &c. It is stated that one bushel of seed yields three quarts of oil, and that from 1,000 to 2,000 gallons can be made in the Natchez factory. This oil is used for making paints—and, being refined, will burn as well in lamps as sperm-oil, without the disagreeable smell which the latter sometimes emits. It is added, that the "cake" is the very best food for stock." Thus an article which has been thrown away, is to yield large sums to the cotton planters; with which we are much gratified, except in a fear that it may tend to injure the sperm whale fishery, which, as a nursery for sea-mon, and for other reasons, is among the most important branches of the industry of the people of the United States. The persons employed in the mills are the ablest, and the best seamen in the world, whether engaged in works of peace, or the business of war—sober and steady, brave and faithful.

The building at Natchez is eighty-four feet by eighty, one and a half story high, and contains a steam engine of 22½ inch cylinder, and five feet stroke, driving eight boiling machines, five sets of stoves, and a machine to prepare and grind the seed for heating; eight cylinders for heating the meal, and seven lever presses are in preparation, to carry on the business with despatch, and in the saving of annual labor.

Similar mills are building at Petersburg, Virginia, &c.

"Another 'notion'—rice threshing machines, are in operation at or near Savannah. The Georgian says—"One of the certificates from a gentleman who has been using one for some time, states, that he has threshed 350 bushels per day, by the power of four mules; and another, who has two driven by steam power, that they turn out 700 bushels per day, winnowed at the same time."

"We have no doubt, from what we understand, that they will be generally used on all the plantations in preference to the flail, from its saving of labor and the clear manner in which the rice is taken from the straw. It is an admirable invention, and the inventor merits every credit."

"ANTI-NULLIFICATION!" From the correspondence of the Portland Evening Advertiser, dated Montgomery, Alabama, April 12. "I have omitted to mention the great number of emigrants whom I have passed. It would seem as if North and South Carolina were pouring forth their population in swarms. Perhaps I have gone to the Creek nation over three thousand persons, all emigrating, including negroes of course. The fires of their encampments made the woods blaze in all directions. The hants of the Carolinians are being exhausted, and as there, the art of nourishing and invigorating lands is little practised upon, the planters are going to an unutilized and to a more fertile country. Politics in South Carolina have had much to do in accelerating this emigration. From Georgia there has been less, hence large parts of Georgia are yet wild. The Cherokees are said to have some of the finest lands in that state, which Georgian cupidity is thirsting for with an insatiable passion. The gold fever and the land lotteries also do much towards retarding the population of Georgia, but the people will soon sweep over the Chattahoochee, and, after settling on the best lands in the Creek nation, presently to be in the market, they will fill Alabama. Alabama, I should judge from what I have seen, is a fine nut a growing state. The white people work. That is a good sign. They work in the fields. Negroes are scarce. And hence, perhaps, in part, the fine plantations I have spoken of before. Keep off the negroes; thin them off—and this people must be great, powerful, rich, for the sky and earth vie in bestowing upon the people the best of climates and the best of soil."

REDUCTION OF WAGES. We learn, with much regret, that peremptory orders have been received from the war department, to reduce the wages of the artisans employed in the armory at Harper's Ferry 25 per cent. This is a serious event to the working citizens of that place—indeed it may be termed a calamity. We have not been in the habit of saying much in favor of the present administration, but really we feel confident that a re-consideration of this measure would move the authorities at Washington to a prompt and cheerful reversal of the order. We cannot believe that the president from the six dollars a body of useful and meritorious men to be reduced to a condition of absolute and fruitless drudgery.

(Charleston, (Va.) Free Press.

☞ That there will be a general and heavy reduction of wages, we certainly expect. At many establishments, they have already been made—but twenty five per cent, is severe! One dollar and fifty cents a week deducted from the six dollars heretofore obtained for the support of a poor man's family, will deprive it of all the little comforts which the husband and father obtained for them by his labor. One or two dollars a week does not seem much to persons even in moderate circum-

stances, or possessed of some little capital in business—but in a large sum indeed, to those whose only capital is in the labor which they are able to perform.

GOLD. Three lumps—one weighing 10 dwts. a second 30 dwts. and the third "as large as a hen's egg," were lately found at Aurora, Geo. the latter by an Indian girl, who carefully concealed it.

NEW ORLEANS SUGAR. We are not a little surprised at the falling off of the exports of sugar from New Orleans within the last two or three years. The New Orleans Price Current of the 20th gives the following exports:

From Oct. 1, to April 30, 21,403 hhd. 1,952 bbls.  
Same time last year, 26,830 hhd. 1,995 bbls.  
Same year before, 56,811 hhd. 1,962 bbls.

Thus it appears that the quantity exported is about 5,000 hhd. less than last year, and 15,000 less than the year previous. The surplus was run up the river, and through the lake to Mobile, is not taken into account, unless the increased consumption and the export up the river will account for the deficiency.

#### TIME AND SPACE.

Philadelphia and Norfolk, &c. Mills are now made up at Philadelphia, on Mondays, Wednesdays and Fridays, for Norfolk and Petersburg, on which days the Citizens' union, or rail road, line is met by the Norfolk steamboat, from Baltimore; at or near the mouth of the Patuxent, and the mails and passengers transferred—and thus they reach Norfolk at 7 A. M. on Tuesdays, Thursdays and Saturdays—being only about 35 hours from Philadelphia, or 33 from New York! A boat leaves Norfolk, and, in like manner, meets the boat from Baltimore in Hampton Roads, and proceeds for Petersburg and Richmond, arriving at 4 or 5 o'clock, on the days last above given—say about 35 hours from Philadelphia, or 33 from New York, to Petersburg or Richmond. Thus a person may take an early breakfast in Philadelphia, and a late dinner, on the following day, in Richmond. This seems "rapid" enough.

Baltimore and New York. On Monday last, an evening rail road line was started between Philadelphia and Baltimore, and which passengers from New York reach Baltimore at 10 or 11 o'clock in the evening—or 16 or 17 hours. We now have the New York morning, and the Philadelphia evening papers, on the days of their publication. It seems hardly possible that a person may now breakfast in New York, dine in Philadelphia, and sup in Baltimore, in regular order. But any man may.

Philadelphia and Baltimore. A great deal of activity and zeal is displayed concerning the continuous rail road between these cities, as mentioned in our last. It seems rendered almost certain that it will be made. We wish that it were constitutional in the government of the United States to provide for the safe and speedy transportation of the mails! And so it is—that if the mails go on to increase as they have done for a few years past—we shall be compelled to amend the constitution, or leave some of them behind until the frost is completely out of the earth, in every spring, or employ many wagons to navigate through the mud.

More rail roads. We noticed in our last the bright prospect of a line of rail roads from Washington to New York. Books are about to be opened for subscriptions of stock to make a road from Philadelphia, through Lancaster to Middletown, Pa. with the idea of extending it to the Ohio, in due season.

The Morris canal, which unites the waters of Pennsylvania with those of New York, is in full operation, and doing a large business.

☞ The elasticity and warmth of the character of the American people, may happily correct the torpidity and coldness of their general government.

Dismal Swamp canal. We have the following in the Norfolk Herald of the 22nd ult.

Arrivals through the canal in April, 1853:	
Schooners and sloops, loaded	146
Lighters, loaded	14
Rafts of timber	15
Returned, partly loaded:	
Schooners and sloops	136
Lighters	15

Chesapeake and Ohio Canal. Georgetown, May 24. It is with real pleasure we announce that the canal and locks, as far as the eye can reach from Georgetown towards Crownheim, is literally covered with boats as close as they can stow, filled with flour and other produce. Not less than 15,000 barrels passed through the locks into the basin yesterday—more than 150 boats, it is said, were also of the town, coming down. (Gazette.)

The secretary of the navy has returned to Washington from his long excursion, of which the Globe gives the following account:

"We learn from a gentleman who accompanied him on his whole journey to our southern naval stations, that the secretary was absent fifty-two days, of which nine were spent in stops at different cities, and in the examination of the various public works connected with the navy and on military defenses at the south, leaving only 33 days for travelling. It is a strong illustration of the conveniences and rapidity of communication through

a large portion of the new and unsettled parts of our union, that during those 35 days he travelled a distance, in all, exceeding 4,200 miles—being equal to one-sixth of the circumference of the earth, and at an average rate of about 130 miles per day."

**SALES OF WOOL, AT BOSTON.** Great sales of wool took place at Boston, last week. They were attended by a large number of manufacturers and dealers. The catalogue, (says the Centinel), contained over 100,000 lbs. of fleece wool of very desirable qualities; 10,000 lbs. Nos. 1 and 2, pulled; 15,000 lbs. imported Saxony; 40,000 lbs. Spanish sheep and lamb's; 500 bales Buenos Ayres and Montevideo; 300 bales washed and unwashed Smyrna; besides several small parcels of coarse foreign wool. Notwithstanding the sale was fully attended and the wool advertised was of the most desirable kinds, there was but little spirit manifested, and only a very small portion of the wool was disposed of, prices considerably below the expectations of owners. We notice the following as the principal sales which were made, viz: 19,000 lbs. fleeces from 1 to 8 blood merino, 43 a 45 cents; 3,000 lbs. 1, to full blood merino 53 cents; 10,000 lbs. selected full blood merino and Saxony fleeces 62 cents; 3,400 lbs. very good No. 2, pulled lambs at 41 cents; 19,000 lbs. Nn. 1, pulled, at 44 a 48 cents; 2,500 lbs. imported Saxony 80 cents; 5,600 lbs. do. do. 106 cents; 4,500 do. do. 130 cents; 15 bales Spanish sheep's R. at 85 a 87 cents; 5 bales do. do. R. inferior 77 cents; 5 bales Spanish lambs' at 77 cents; 30 do. do. at 80 cents; 1 bale Saxony lamb's 93 cents; 10 bales unwashed Smyrna 18 cents; 10 do. do. very dirty 12 cents; 10 bales washed Barbary wool 26 cents; 300 bales fair Buenos Ayres 9 a 11 cents; 8 do. do. very inferior, at 54 cents; 10 bales Constanti nopolitan 16 cents; 37 bales mohair 44 a 48 cents. The low prices, in general, which were obtained, may be attributed mainly to the fact, that shearing is near at hand, at which it is expected there will be an unusually large clip.

The "Boston Gazette" adds—Since our report on the 9th inst. of the auction sale of this article, (wool) on the preceding day, there has been great activity in the market, and we learn that a large proportion of that which was withdrawn, (on account of the reluctance of manufacturers to purchase at public sale, under an impression that the prices would have an influence upon the article at shearing time), has been taken, by private contract, at the following advanced rates; ranging higher for each description than any sales for many months, embracing

8,000 lbs. New York pulled lambs', at	50 cts. 6 mo.
2,500 " 1 to 1 blood fleece,	55 "
2,500 " No. 1, lamb's, pulled in the vicinity,	52 "
1,200 " superfine lambs', do,	60 "
4,000 " New York pulled No. 1 lambs',	50 "
19,000 " grade full blood and Saxony fleeces,	64 "
700 " full blood and Saxony fleeces,	64 "
40,000 " full blood, grade and common,	75 "
6,000 " New York pulled No. 1 lambs' (ordi-	46 "
nary)	46 "
7,000 " Philadelphia do. do,	48 "

Baring, Brothers & Co. write from London under date of April 6th, that "Woolens are advancing and wool high and quick, and next two months' stock in the kingdom for the manufacturers."  
(C)-These are "fair" if not high prices; and, if continued, may do "very well."

**THE LATE FLOODS.** It is supposed that \$300,000 worth of lumber have been lost in the Delaware, alone, by the late flood. The Ohio was forty three feet above low water mark at Cincinnati about the 20th ult, and such damage had been done to fences, and the crops on the bottom lands.

There has been a great rise in the waters of the Kentucky river—which was also just then visited by large numbers of huge cat fish. The Frankfort Commentator says that one was caught which weighed ninety pounds, another forty, &c.

**GREAT NATIONAL WORK.** We are much gratified to learn that Col. McCroney's history of the Indian tribes of North America, &c. (the publication of which was suspended because of the embarrasments of Mr. Bradford, who had a claim on the copy rights), will speedily commence. Messrs. Key and Biddle, of Philadelphia, being the publishers.

The title of this work is a "History of the Indian Tribes of North America, with Biographical Sketches and Anecdotes of the Principal Chiefs—embellished with one hundred and twenty portraits, from the Indian gallery in the department of war, at Washington."

The tribes represented in the gallery are eighteen in number, viz: Chickapaw, (or Objilwa), Sioux, Menominee, Winnebago, Sank, Fox, Ojib, Pawnee, Malia, Kansas, Seneca, Shawnee, Delaware, Creek, (or Muscogee), Uchee, Cherokee, Choctaw, (or Chata) and Seminole.

"It is proposed to publish the work in twenty numbers, each to contain 6 leaves. The impression will be on fine thick paper, corresponding to the value and size of the work, and to its intended perpetuity.

"An essay suited to such a work, and calculated to throw a light upon the history of this interesting people, will accompany the first number; and as materials will authorize it, the remaining numbers will be illustrated with biographical sketches, and anecdotes of the originals, and with vocabularies."

The original drawings were made from life, chiefly by Mr. King, of Washington, and are perfect likenesses.

"A map of the country will be carefully prepared, and the location of the several tribes represented in the publication, noted upon it."

It is believed "that there no where exists such materials for a work so unique, so interesting, and in all that regards the aboriginals of America, so authentic and instructive. Its great value as it regards the United States, can be appreciated properly, perhaps, only by posterity; because the Indians, though thinned and scattered, are yet amongst us. Europe, it is believed, is prepared now to put the proper estimate upon the work. In order, therefore, that countries other than our own, may enjoy the gratification of beholding the red men of our forests, and their almost breathing likenesses, and in their native, and varied and singular costumes, arrangements will be made for publishing the work simultaneously in Europe.

"The price to subscribers for each number will be six dollars, to be paid on delivery."  
We heartily wish success to this great undertaking, and trust that the execution of the work will be at once honorable to our country, and profitable to the publishers.

**TRIAL OF MAGISTRATES.** The mayor and aldermen of Boston were lately presented and tried, for having omitted to make a return of the votes given to Mr. Odiorne, the anti-masonic candidate for congress. The omission seems to have been purely accidental; it had not, nor could it have had, any effect on the result, nor was it a matter of imputation, and the chief effect, only, seems to have been regarded in this prosecution. It is hardly necessary to add that the jury found a verdict of not guilty.

**YANKEE NOTIONS.** The "Boston Atlas" says—The amount in the hands of the committee for the benefit of the institution for the blind, is now near, \$61,200.

Subscribed by individuals	\$35,000
Received from the ladies fair	11,400
From Salem, &c.	4,300
Given annually by the state	2,500
On hand previously	5,500
Subscribed in Hartford	1,500

The citizens of Hartford have also pledged themselves to furnish the sum of \$1,200 a year for three years, which makes the aggregate \$64,200. The condition on which the gift of Col. Perkins was based, has therefore been fulfilled by the liberality of the public, before the expiration of the time limited by his offer. The original proprietors of the asylum never could have anticipated so brilliant a termination of their labours.

(Here is true "chevny"—within the sound of a bellum from Faneuil Hall, the "cradle of liberty," or BENNETT'S HILL.)

**MOOR "NOTIONS."** In a late number of the "Military and Naval Magazine," we find an interesting notice of the old American frigate *Alliance*; from which it appears that, at the close of the revolutionary war, she was sold by the government, and purchased by Robert Morris, captain Green, with commodore Bate, in the capacity of chief mate, made the first voyage from Philadelphia to China, that ever was attempted. Little did they suppose at the time they started, that a small craft from Salem was on her way before them; but such was the fact; for on their arrival in the Indian ocean, they fell in with a small Yankee schooner, and on halting her were surprised, "from Salem." Captain Green inquired what charts they had; the answer was, "None, for there were none to be had, but here *Guthrie's Green* map." This passage was performed out of season, and it is believed to have been the first ever made outside of New Holland by an American.

According to the Philadelphia Chronicle—the *Alliance*, after all her wonderful escapes from the enemy, and long and perilous voyages, died a natural death in that port, and her bones lay on Smith's Island, opposite the city, where she is used as a tavern, and is in excellent preservation. [Amcr.]

**FOREIGN PAUPERS.** There were in the almshouse, Boston, on the 15th ult. 160 white men and 134 white women, 92 white boys, and 39 white girls and 29 colored persons. Total 256 males and 908 females—together 464 persons.

Of the adult males 88 are foreigners—48 Irish; of the adult females 65 are foreigners, 36 Irish—of the children 105 are of foreign parents. So that of the whole number—both the one half are foreigners. And this too, in Massachusetts, where the proportion of such persons is small—and so also is the general proportion of native paupers.

**GERMAN EMIGRANTS.** Baltimore appears to be a favorite point of embarkation to the emigrants from Germany. The New York Gazette has the following statement of the number of emigrants which departed last year from the single port of Bremen for the United States. Of the whole number it will be seen that three-fourths came to this city.

To Baltimore, in 60 vessels,	7,264
New York, in 25 vessels,	2,036
Philadelphia,	986
Charleston, S. C.	97
New Orleans,	30
Total,	9,809

APPROPRIATIONS. The appropriations made at the last session of congress, were briefly as follows:	
Civil list for 1833	\$2,897,287 90
Military service do.	4,966,036 40
Pensions do.	628,917 00
Naval service do.	3,860,953 28
Indian department, treaties, annuities, &c.	2,206,696 78
Improvements of harbors, rivers and roads and surveys	1,066,903 30
Public buildings and grounds, penitentiary, &c.	89,889 00
Miscellaneous	723,880 00
Private claims	30,821 19
<b>Amount of definite appropriations made 2d session 22d congress</b>	<b>\$16,500,864 83</b>

**AMERICAN SUNDAY SCHOOL UNION.** This institution held its ninth anniversary in Philadelphia on Tuesday afternoon. The president, Alexander Henry, esq. presided. The reverend Dr. Spring, of this city, commenced the exercises with prayer. The annual report was read by the secretary—from this document we learn the following facts:

There are about 14,550 schools, with 700,000 scholars, in connection with the union.

Last year the increase was 1,600 schools, 12,000 teachers, 84,000 scholars.

Twenty thousand teachers and thirty thousand scholars have joined churches.

The publications have rapidly increased, 500,000 copies of one work have been circulated.

The establishment of Sunday schools in the valley of the Mississippi has been prosecuted, of which there are 4,245, and last year gave an addition of 1,282; to these 500,000 copies of books have been sent. The expenditure has been about \$73,366, of which some states gave from \$5,000 to \$10,000, while one state (Illinois), contributed \$1 00.

The operations of the union have been extended to Calcutta and Canton, and also to the Sandwich Islands. The pecuniary pressure upon the citizens last year was felt by the society, and \$30,000 were borrowed upon individual responsibility.

The report set forth the entire harmony of various Christian denominations engaged in the work, and the books were calculated to preserve that harmony.

The report closed with a recommendation that all friends of Sunday schools should, on Thursday the 4th of July next, take measures to commence or improve the work of Sunday instruction in their neighborhood.

The expenditures during the year, chiefly in books, amounted to \$127,379 55. Addresses were made by the rev. G. Ferry, of the Baptist church, Philadelphia; Gerrit Smith, esq. of Peterboro', New York; rev. Dr. Milnor, of the Episcopal church, New York; hon. P. D. Vroom, of the Reformed Dutch church, New Jersey; rev. Mr. Cowles, of the Baptist church; rev. Mr. Plummer, of the Presbyterian church, Virginia; and the rev. Mr. Chickering, of Massachusetts.

**RECEIPTS OF BENEFICENT INSTITUTIONS.** From the various reports made at the recent anniversary meetings in New York, it appears that the receipts of some of the principal societies for the last year have been as follows:

American Bible society	\$84,933 48
American Tract do.	62,443 50
Presbyterian education do.	24,014 56
American home missionary do.	68,621 17
seamen's friend do.	9,236 00
N. Y. deaf and dumb institution	15,752 53
<b>Total</b>	<b>\$264,993 24</b>

**COTTON SPINNING.** The following account of the cotton spinning business, is taken from the Glasgow Chronicle of a late date: it cannot fail to prove important, both to our manufacturers and cotton growers.

1. **France.**—In 1831, cotton spun 74,000,000 lbs. besides the British yarns introduced through Flanders. In Abaco, power looms are increasing fast. Average wages of spinners 3s. 6d. Hours of labor 12 to 14 hours.

2. **Switzerland.**—In 1831, cotton spun 18,816,000 lbs. No. 40 cost 14½d. when cotton is 8 3/4d. Wages 4s. 5d. Wages in sold in South America. Swiss goods are successfully

3. **Prussia and Rhénia provinces.**—In 1830, cotton spun 7,000,000 lbs. Power looms have been profusely introduced.

4. **Saxony.**—Cotton spinning just commencing, but fast augmenting. In 1831, cotton spun 1,300,000 lbs. Average wage 3s. 6d. They spin as cheap as the British, as high as No. 50

5. **Lombardy.**—In 1831, cotton spun 4,000,000 lbs.

6. **Austria.**—Fast advancing. In 1831, 12,000,000 lbs. Average wages 3s. 9d.

7. **India.**—The new mill, 12 miles above Calcutta, works every day, 91 hours in the week. Spinner managing one mule earns 1s. 9d. His pieces (three in number) 9d. to 12d. each. No. 20 to No. 40.

8. **United States.**—In 1831, cotton spun 77,550,000 lbs.

These facts corroborate, beyond the range of rational dispute, the opinions which we have never ceased to inculcate, not

merely that any further interference with the hours of adult labor in Britain is out of the question, but that, if the corn laws be not shortly repealed, our cotton trade will be ruined.

**A LITTLE OF THE OLD LEAVES.** The following, addressed to the editors of the Salem Gazette, we hope, will receive the attention of government. *Obsta principibus!* The British must not be permitted to decide upon the character of seacoast vessels who sail under the "starry banner." We had enough of that.

**Gentlemen.**—By publishing the following facts you will oblige the subscriber, and perhaps render a service to merchants who send their vessels to the Brazils. The ship London Packet, of Boston, put into Bahia in distress, being short of men, wanting repairs and provisions. Soon after her arrival, two men deserted, one an American the other an Irishman. They both signed the shipping articles to proceed the voyage, and were not to receive any part of their wages until the arrival of the ship at her port of discharge, at the city of Boston. The deserters called on Mr. Parkinson, the British consul, at Bahia, for assistance. He sent his clerk with the sailors, to bring a suit against the ship. I was summoned to appear before the judge. I handed the judge the shipping articles. One of the men being a landsman, had engaged for ten dollars per month, yet he was allowed to sue for the highest wages given to the best seamen. The judge decreed that I must deposit the sum of two hundred and sixty three dollars to answer the decision of the court, or the ship would not be permitted to sail. The trial did not commence until after I had sailed. I have, within a few days, received a letter from Gilmer & Co. merchants at Bahia, informing me that the supreme court has given their decision against the ship.

Salem, May 14, 1833.

B. K. CHURCHILL.

**THE KEMBLEs.** The Boston Globe of the 17th May, said—Mr. Kemble had a splendid benefit for the benefit of the theatre was crowded to overflowing. The *Gomestey* was played with even more ability than at the first representation. The Kembles have played 25 nights, and took half the gross receipts and half the premiums. The whole sum paid them must amount to at least \$5,300, including their moiety of the premiums, which was \$1,200. The gross receipts of the theatre could not have been less than fifteen thousand dollars. "As the curtain was about dropping, Mr. Kemble, anticipating the call of the audience, led his daughter forward, and in a brief but neat and feeling address, expressed, in his own and daughter's behalf, their grateful sense of the brilliant support which they had received in Boston, during their engagement, which had now terminated. He hoped they would be a more opportunity of making their acknowledgments. He concluded by bidding his audience farewell, which was responded to by rounds of applause and cheers.

And the Boston Transcript gave quite a *melting* account of the departure of Fanny, "the peerless." A great crowd collected to see her depart, and pretty girls presented her with flowers; but she escaped through a private door, and was sometime on the road, before, (and alas!) it was discovered that she had gone.

**NANTUCKET.** This interesting little island is said to be in a very prosperous state; and the value of some of the town lots has increased 50 per cent. in the last five years. Its industry and enterprise extracts "the oil of gladness and rejoicing," from the distant and deep ocean.

**WELLSBURG, VA.** is a thriving town, in the western part of the state. From the "Gazette," published there, we abstract the following:

Many new houses are building. There is a cotton factory, with 1600 spindles, and 4 stories high—now running 1,200 spindles and employing 50 men, and a mill which can cut 3,000 lbs in 12 hours; a white flint glass works, employing 20 persons, to which is attached a cutting establishment; a large stone ware manufactory; a woolen factory; a carding machine, and carpet factory, &c. and a salt manufactory. The population is 3,000 and 1,300; and a branch of the Western bank of Virginia is located at Wellsburg. The neighborhood is rich and cheerful, and rapidly improving—the people feeling the benefit of the home market.

**GEORGIA.** The Milledgeville Journal of May 16, says—Major Joel Crawford, of Hancock county, was, on Tuesday evening last, unanimously nominated as a candidate for governor at the ensuing election by a large and respectable meeting of the members of the Troop party, from all parts of the state.

**CUBA.** Mr. Magneson, of Glasgow, who has been making the tour of the British and foreign West Indies, states in a letter to the editor of the *Glasgow Courier*, that "Cuba is increasing in importance quite incredibly. I hold in my hands," says he, "most valuable returns of that island, and also Porto Rico. The numbers 196,000,000 lbs. sugar exported in 1830, was in round by importation, was in 1828 and 1829) two years, 28,000,000; Porto Rico is rapidly rising into importance. An immense African slave trade is carried on through the island of St. Thomas, to supply that island and Cuba with Africans. Ten, and even



twelve, African slave ships may be seen in the harbor of St. Thomas together, taking their African cargoes, and frequently waiting the arrival of ships from Liverpool and the Clyde with the articles which are necessary to complete them."

FOREIGN NEWS.

From Paris papers to the 17th April.

The prisons of Frankfurt, in Germany, are filled with persons arrested for political offenses, or on account of the late commotion in that city. There was a rumor at Paris that a general insurrection had suddenly broken out in the Grand Duchy of Baden, in which three regiments of the line had embarked; and three thousand had been joined by a large body of Polish emigrants, who had fled from the several depots in Franconia. The Poles are said to have been well supplied with money. It is added that Hesse Cassel was seriously disturbed. A very large number of Germans had arrived in France on their way to the United States—generally from Havanna, and many of them persons of want is called the "bacter classes."

Every thing yet remained quiet in France. At the close of the session of the chamber of deputies on the 14th of April, gen. Lafayette, accompanied by many of the members, waited upon M. de Broglie, to intercede for 423 Poles who had left the place assigned them, and who, by their departure, had brought themselves under the rigor of the ordinances of the government. The general spoke with great energy in their justification, and explained their motives. M. de Broglie is said to have promised to use his influence to mitigate the penalties they had incurred.

A committee has been raised in this chamber to examine the project of a law relative to the treaty with the United States.

The London Globe announces that it is the intention of the Irish government to enforce the provisions of the suppression bill, as well against the conservative party as against the agitators.

The affairs of Turkey have assumed a very serious character. Mehmed Ali declines foreign interference in his affairs. We do not hear of any further proceedings to protect the sultan.

Trouble is said to have broken out in Constantinople, and Ibrahim is reported to be in the occupation of Smyrna. From Janina they write, that the European fleets stationed in the Archipelago have received orders to sail for the Dardanelles. There is nothing new or important from Spain, Portugal or the Netherlands.

A letter dated Para, (Brazil), April 29, received in New York, says that the regency at Rio Janeiro had sent out to Para a new governor, who, on attempting to take the reins of government, was opposed by the management of the regency, which continued from the 16th to the 18th ult. when upwards of 100 were killed, and a great many wounded. All the foreign vessels in port were chartered to take away persons and property, some proceeding to Maranhon and others to Lisbon. The new governor, failing to effect his object, left the place, and took passage for Maranhon.

Another, received in Boston, says—"On the 16th April, all business ceased; every mercantile house, as well as every dwelling house, was shut up, and many of the Portuguese and their families embarked on board the shipping in port. Things remained in a dreadful state of suspense until the 18th, when an open rupture took place. The president caused arms to be distributed amongst the mob, mostly blacks and mulattoes, and 'kill the Portuguese,' resounded through the streets of Para. A scene of horrid slaughter ensued. Men were hunted like wild beasts, and shot down with less regret. For two days, the city presented a scene too shocking to behold—too barbarously brutal to be believed of a Christian people. When they had sacrificed all the Portuguese that were to be found, carts were sent round the city, and the dead bodies conveyed away and tumbled promiscuously into a common grave."

It is said that an insurrection of the slaves has broken out at Demarara. A letter from the interior of Jamaica, dated 19 April, says the weather had been dreadful, the crop will not be half an average one. Negro grounds burnt up—out a spear of grass.

We have some further items by an arrival from England.

An "ample reform" of the church of England, it is said, will be brought forward by the ministers.

The price of iron advanced in England. Many petitions were still presented for the abolition of negro slavery. 3 per cent. consols 87½—business at the stock exchange, dull. There were rumors of a change in the ministry—they do not seem relied on.

Mr. Cobbett's vote got 89 votes to represent parliament, from Coventry! Mr. Ellice had 1,500, and Mr. Thomas 1,300.

The "Irish Volunteers" have been dissolved—by proclamation. Outrages were still committed, and strong measures arranged to check them.

A grand "restoration" in Germany seems to have been contemplated, and was yet apprehended. The plot exploded at Frankfurt before its time. Young men seem to have been principally engaged in it. The Prussians in France, appear to have been generally informed of the intended proceedings. Perhaps, it is so said to oppress or expel them. An explosion is expected in Switzerland.

An "excitement" among the workmen is said to exist at Lyons, in France. The duchess of Berry is to be set at liberty, after her confinement. Admiral Boscawen has requested that a French fleet may be immediately sent to the Dardanelles.

The affairs of Holland and Belgium are still in negotiation. Don Pedro had received considerable supplies at Oporto, and was preparing for offensive operations against the king of Greece seems to be settling down into some degree of quietness. Most of the chiefs had acknowledged the new king. A letter from Nauplia states, that among the decrees which have lately been promulgated by the Greek government is one which enjoins all Greeks, who are of age, to take the following oath: "I swear by the holy trinity, and by the holy gospel of Christ, to be faithful to my king, Otto, and to be obedient to the laws of Greece."

The apostolicals attempted an insurrection at Saragossa, in Spain—in which they failed. A great deal of political intrigue is going on. Many distinguished persons had been banished from Madrid. The king has issued a decree, requiring that the provinces shall appoint deputies to pay homage to his majesty, as his dearest appellation, in default of which issue. The august lady is a year or two old, we believe!

REMOVALS—OR "REFORMS."

The general, and rude and abundant denunciations which had lately been poured out by the "Globe," led us to expect that a common sweep of persons in office, at Washington, was intended—in "coming events cast their shadows before." The "Telegraph" was fired from 100 to 120 names were on a prescribed list, and added, that it had "the sanction of the president"—any thing, however, that all the heads of departments had not approved of.

We still simply record certain of the things which have been published.

Extract from the Globe, of the 31st May.

"To deny that there are not among your friends a sufficient number of talented, experienced and efficient men to perform the duties required of public functionaries, would, indeed, be paying but a poor compliment to those by whom you were elected. If your friends are equally competent with your enemies, it is difficult to conceive why they are not brought into general requisition. Your opponents have charged you with proscription; if the charge be true, one would suppose from the number of political and personal enemies who are permitted to retain office, that it is rather a proscription of your friends than your enemies."

"The people are incited by grateful feeling and by every consideration connected with your weight and enormous duties to bear DISAPPOINTMENT from one who deservedly occupies so large a space in their affections, but they will naturally become DISSATISFIED with a continued disregard of their known wishes. Rumors of reform have from time to time reached the uttermost parts of the union, but the just expectations of the nation have not as yet been entirely fulfilled."

"Your friends have a RIGHT TO EXPECT that you will come forward with that magnanimity which is the characteristic of your soul, and tell the American people that you will remove every cause of complaint; that you are determined to redress the JUST GRIEVANCES of which they complain; that no man shall have your confidence who has not the confidence of your constituents; and that you will no longer trust any individual in office contrary to the public will." &c. &c.

From the National Intelligencer, of May 25.

Washington, May 24.

GENTLEMEN: I have understood that a report has been circulated in this city, that I am one of the signers of a memorial which has been placed before the president, requesting the dismissal of a number of the clerks now in the employ of the government. I feel insulted and indignant at a charge of this description; and those who know me will readily believe that I am one of the last individuals to whom any person would dare to present such a document for signature. Having learned that all those in the public offices who are possessed of any talent, education, or moral worth, are amongst the proscribed, I am proud enough to believe that my name is upon the list, and that this has created the misapprehension. Respectfully, your obedient servant,  
JAMES R. M. BRYANT.

From the same of May 27.

The reader will have learnt, from a pamphlet and communications in this paper, (another of which, from a worthy neighbor of ours, is published to-day), that a list has been actually made out of persons to be denounced to the executive, for removal from office, and that such a list has been circulated in this city for signatures. We do not know the name of a single individual concerned in this remarkable enterprise, by which a reform is proposed to a greater extent than has been heretofore thought of, justifying all the sinister deductions from the late publications in the official paper in this city, intended to urge the executive to second the views of those professing friends of the administration who are concerned in this project. The list is said to have been placed in the hands of the executive. We have received what purports to be a synopsis of the list, of the correctness of which we cannot be certain, though in general terms assured of it. To show how wide the meditated sweep of the besom of reform is, we annex this synopsis, such as we have seen a copy of it; repeating that we cannot vouch for its accuracy.

"These matters are addressed to the president of the United States, teaching him what he should do. Rta.

rary, and, also, that we shall cheerfully correct any error in the list itself, or any misapprehension of ours on the subject of it:

REMOVALS TO BE MADE.

**Department of state**—The chief clerk and seven other clerks.  
**Treasurer**—The chief clerk, and seven other clerks.

**First comptroller's office**—The comptroller himself, his chief clerk, and six other clerks.

**Second comptroller's office**—The chief clerk, and three other clerks.

**First auditor's office**—The auditor himself, his chief clerk, and seven other clerks.

**Second auditor's office**—The chief clerk, and two other clerks.

**Third auditor's office**—The auditor himself and, his chief clerk, and six other clerks.

**Fourth auditor's office**—The chief clerk, and six other clerks.  
**Fifth auditor's office**—The auditor himself, and his chief clerk.

**Solicitor of the treasury**—The solicitor himself, and one clerk.

**Treasurer's office**—The chief clerk, and three other clerks.  
**Register's office**—The register himself, his chief clerk, and seven or eight other clerks.

**Land office**—The chief clerk, and eleven other clerks.  
**War office**—The secretary of war, his chief clerk, and eleven other clerks.

**Post-office**—One clerk.  
**Quartermaster general's office**—One clerk.

**Army paymaster general's office**—The paymaster general, his chief clerk, and two other clerks.

**Army subsistence department**—One clerk.  
**Army surgeon general**—The surgeon general.

**Navy department**—One clerk.  
**Navy commissioners**—One of the commissioners.

**General post office**—Two of the heads, the chief clerk, and twenty-five other clerks.

And, lastly, the commissioner of the public buildings in Washington.

To most of our readers it will be needless information, but to others it may be useful to state, that a very large proportion of the persons included in the above list are among the most able, faithful, experienced officers, and respectable citizens, that ever have held public employments under the government of the U. States.

The following is the article alluded to in the preceding—it is addressed to the editors:

GENTLEMEN: Some six or eight days ago, a paper was handed to me for my signature, purporting (as I understood by a hasty perusal), to be, an address from the citizens of Washington to the president of the United States, requesting the president to remove from office, all clerks under government that have and do justify the outrageous attack recently made upon him, by ex-tenanted Randolph, and all others that have calumniated and abused the president, as well as those of loose, idle and dissipated habits. I signed the paper hastily, without asking any questions, (as my feelings had been recently greatly excited on account of the attack made upon the president by Randolph), much now to my regret, as I understand that additions have been made to the paper, with a list of about one hundred and fifty clerks, among whom are some of our most respectable and worthy citizens, accompanied with charges, &c. which I never knew nor ever heard any thing about. I would sooner thrust my hand into a red hot furnace than to let my name have gone forth to support charges, for proscrution, that I never knew nor ever heard any thing of, and I do most cordially hope that those persons engaged in making the additions, and appending a list of the names of clerks, with charges, &c. to the paper, after my signature was had, if clerks, may meet with that rebuke from the president, heads of departments and citizens, generally, that such conduct justly merits; and I do discern ever having held any conversation, or had my intercourse at any time directly or indirectly with any of the parties concerned, in any way or shape.

S. MURRAY.

May 27, 1853.

From the *National Intelligencer* of May 29.  
The article which follows this paragraph was published in the daily *National Intelligencer* of yesterday. Having reserved it for one day to see whether it would be contradicted in any particular, we now re-insert it for the special benefit of our country readers. No error has been pointed out to us in the list except the omission of the *Treasurer* of the United States, who is included in the general denunciation, and the insertion of the *secretary of war*, whose name, we are informed, was not on the list of the proscribed, as stated yesterday.  
[Then follows the list inserted above.]

From the *Globe* of May 29.

The *Intelligencer* heads an article "Proscrution"—gives a list of proscribed officers, and says:  
"We have received and purports to be a synopsis of the list, of the correctness of which we cannot be certain, although in general terms assured of it."

We have not seen the list of which the *Intelligencer* speaks—nor "the address of the citizens of Washington to the president," on the subject, of which the "worthy neighbors" of the editor, speaks as being signed by himself; but we have made it our business to see one of the citizens principally concerned in getting up the paper mentioned, and we are authorized, not "in general

terms," but particularly to state, that the list and synopsis of the intelligencer is false—false in the most material points.

From the *National Intelligencer* of May 29.

After quoting the preceding paragraph from the "*Globe*,"—"The 'material point' in this extraordinary piece of business, is, unquestionably, that a proscription list has been got up, to be presented to the executive. That fact, hitherto only currently reported, is now acknowledged and avowed by the official organ of the executive. The conductor of it has made it his business to 'see one of the citizens principally concerned.' He knew, indeed, whose name concerned in getting up the paper mentioned; and he is authorized—nursed to do what? To declare that there is no proscription list in existence! Or, that such list bears no resemblance to the synopsis which was shown to us, and which we have imparted to our readers? Not at all. The fact of its existence is undeniable, however at first incredible. But the official editor is authorized to state that the synopsis is false in the most material points."

"Now we undertake to say, that our account of it falls short of the truth, instead of exceeding it."

"Two errors we have already acknowledged, viz: the omission from our list of the name of the very respectable treasurer of the United States, and the insertion of that of the secretary of war. [The proscription list was kindly spared him.] Those, perhaps, are the material errors referred to. No others have been suggested to us. It is now rumored, however, that, instead of a hundred and fifty, or thereabouts, the list actually bears a hundred and seventy names, the additional number being clerks. It is also reported, but we doubt the truth of the report, that the commissioner of the general land office is on the list."

"There is one way of settling all doubts as to what the list is or is not. Let it be published. Let the official editor obtain a copy of it from the executive, or from the gentleman whom he made it his business to see, who was principally concerned in getting it up. We shall then know who were the destined victims of this proscription. We challenge the publication of it. The people of the United States, not to speak of the denounced, have a right to demand that publicity be given to the whole transaction."

From the same of May 30.

The *Baltimore Gazette*, in an editorial article under Tuesday's date, suggests as probable, that the proscription list, the existence of which is now acknowledged, was made out on other than political principles. Certainly it was; for the prominent persons denounced are of the original Jackson school of politicians. But, if the editor of the *Gazette* supposes that the denunciation is founded on any defect in morals or capacity in the denounced, he is entirely out in his conjecture. As to minorities of the persons denounced, no pretence can be set up. The larger proportion of the persons denounced are gentlemen of distinguished moral standing as well as intellectual and practical ability.

On the general subject an article in the "*Pennsylvania*" says:

"Let the democracy of the nation be awakened to its majestic strength, and sustain our beloved chief magistrate, in emphatically cleansing the 'African stable.' Let not his venerable form, which has so often breached the cannon's mouth, and shed its courageous blood for our liberty and independence, be polluted with impunity, by the unshowered touch of the pitiful wretch who becomes the daring leader of the faithless, frowns and slanders of the people's rights, and the democracy of the union."

#### SISTERS OF CHARITY.

While gratifying ourselves in recording the following articles, we think it also duty to publish them.

REV. A. J. ELDER, *Editor of the Evening Star*, Baltimore, November 3d, 1852.

As mayor of the city of Baltimore, being concluded this day, I do not retire to the quietude of private life, without acknowledging the obligation which the board of health and myself are under to you, sir, for your persevering attention to our afflicted fellow citizens, and through you to those invaluable *Sisters of Charity*, whose benevolent conduct has been of such essential utility in alleviating the horrors incident to the fatal epidemic, which a short period since, raged in our city. But, their attention to the sick was not the only service rendered by the *Sisters of Charity*; they voluntarily furnished clothing, at their own expense, to the destitute orphans of those who fell victims to the cholera; thus exhibiting the purest system of unostentatious charity that could have been devised.

At the hospitals, their labor and attention became so important, and their exertions so incessant, that, even they, were often physically exhausted, and required the helping hand of others. At the same time, the *Sisters of Charity* at the orphan asylum, and the infirmary freely rendered their arduous assistance to smooth the path of anxiety and care, of those especially devoted to the hospitals.

But, it surely is a solemn consideration, that the *Sisters of Charity* will retire with two less of their number, than when they commenced their labor of love, in Baltimore.

The rapacious and devastating scourge, with indiscriminate violence, seized on the city of Genoa, and transferred their administering spirits to regions of peace and tranquility. We humbly bow in submission to the Divine dis-

penation, confiding in the evangelist who saith "blessed are the dead who die in the Lord."

The board of health and myself, have deemed it our imperative duty, in behalf of the citizens of Baltimore, to express our warmest gratitude, and deepest sense of obligation, for those services which were given, without compensation; thereby, leaving us doubly your debtors.

Be pleased, therefore, my dear sir, to tender the sincere and grateful thanks of the board of health and myself, to sisters Barbara, Clara, Louisa Julia and Elizabeth, at Hospital No. 2—to sisters Mary Paul, Donnetta, Mary Jane and Mary James, at Hospital No. 3—to sisters Ambrosia, superior of the infirmary; and also, to Henrietta, Dorothea, Hillaria, Octavia, Delphine and Chrysoleum, of that institution—to sisters Filadelfy, superior of the orphan's asylum; and also, to Camilla, Bernadine, Marceline Brozilia and Alphonsa, of that institution, for their unwearied attention to the sick of cholera; and although they will receive no pecuniary remuneration from us, yet I humbly hope, their reward is registered in heaven.

I remain, dear, sir, yours, and the sisters of charity's obliged friend, and humble servant, WILLIAM STEUART, Mayor of the city of Baltimore.

Philadelphia, May 30, 1833.

At a meeting of the board of guardians the following preamble and resolutions were adopted, and the letter referred to, ordered to be published.

SAMUEL HAZARD, secretary.

Whereas, a written communication has been received by this board from the rev. John Hickey, superior of the sisters of charity, in testimony, for reasons therein stated, that it is his intention to quit the sisters now in the almshouse, as soon as this board shall have had time to supply their place; and whereas it is proper that some testimony should be borne to the zeal, fidelity and disinterestedness which these amiable philanthropists have exhibited: Therefore,

Resolved, That this body entertain a deep, lasting and grateful sense of the personal devotedness—the serene and Christian kindness, and the pure and unworidly benevolence which have prompted and sustained the Sisters of Charity attached to this institution, during the trying period of pestilence and death, and afterwards in the midst of constant suffering and disease.

Resolved, That the invaluable services of these amiable women have been productive of lasting benefit to this institution, in the admirable and energetic measures which they have introduced for the relief and comfort of the sick and afflicted, and entitle them to the warmest thanks and gratitude of the whole community, which has been benefited by their labors.

Resolved, That this body, in parting from the Sisters of Charity, regret that the rules and habits of the order to which the sisters belong, do not admit the acceptance of any reward, as it would give them pleasure to bestow such a testimonial as might serve partially to express the grateful feelings which they entertain.

Resolved, That in permanent testimony of our feeling in this regard, the above resolutions be recorded in the minutes of this board.

To the board of managers of the Philadelphia almshouse.

GENTLEMEN: When your board made application through bishop Kenrick for the SISTERS OF CHARITY, the ravages of the cholera among the unfortunate inmates of this institution over which you preside, required that your request should be immediately complied with. It was a crisis of pestilence which demanded prompt decision on the part of the superiors of the sisters at Emmetsburg, and accordingly eight of their number immediately set out to meet the exigency.

It has never since been in our power to ascertain, by actual observation, how far their continuance in your institution would be in accordance with the charitable end of our society, and with the religious retirement and the exercises of piety peculiar to its members.

Being now on the spot, and having made all the inquiries necessary to determine my judgment, I feel it my duty, gentlemen, to advise you that it is not compatible with the institution over which you preside, to be that department of charity in which they can be most usefully employed. With all the good will and kindness which you gentlemen have manifested in their regard, I do not perceive that, consistently with the principle on which the institution is founded, supported and governed, it is in your power to secure to them those opportunities of practicing the duties of their state of life, according to their rules—that protection of their feelings from the rude assaults of such persons as are necessarily in your institution, and who regard it as their own, whilst they look upon those who minister to their comfort, as servants paid for doing it—or that security from misrepresentations of motives and actions, to which a few restless and timid females are most peculiarly exposed, laboring amidst such a population of paupers.

Besides, in every case of legal provision for the poor the expenses of attending them are included, the places occupied by the sisters might afford employment to others who stand in need of it, for the sake of an encouragement which enters into the motives that influence the sisters or their superiors. Consequently, the poor would be attended to in your institution—whilst the sisters could be employed in other departments of charity, where the unhappy sufferers have to depend on a mere pecuniary support; where the orphans will look on them as mothers, and the sick as sisters. Where there will be the

task to plant the seeds of virtue and education in the minds of poor children, whose poverty and wretched parents sometimes conspire to deprive them of both, unless such facilities be afforded.

Trusting, gentlemen, that you will appreciate these motives, I beg leave to say, that after allowing such time as you may think requisite to have their places supplied by others, it is my intention to recal the sisters who are now in the almshouse.

In making this communication, gentlemen, permit me to say that no complaint has been made by the sisters against any member of your board, but on the contrary, every testimony has been borne to the kindness and zeal for their comfort, which you have manifested, individually and collectively, in their regard, during the whole time of their stay in your institution, and for which permit me, gentlemen, in their names, to return you my affectionate thanks. I am, gentlemen, very respectfully, your obedient servant, JOHN HICKEY, Superior of the Sisters of Charity.

Philadelphia, May 15th, 1833.

BAPTISTS IN THE UNITED STATES.

The table which follows, is extracted from Mr. Allen's Annual Register, and gives a statement of the number of associations, churches, vacant churches, ordained ministers, licensed preachers, the baptised in the last year, and the whole number of communicants in each state.

SUMMARY VIEW OF THE BAPTISTS.

States and Territories.	Associations.	Churches.	Vac. churches.	Ord. ministers.	Licensed.	Baptized.	Communicants.
Maine,	9	229	17	145	23	1,200	15,000
N. Hampshire,	6	90	26	64	14	586	6,045
Massachusetts,	10	189	50	190	60	2,902	20,200
Rhode Island,	1	30	5	17	3	249	3,271
Connecticut,	5	99	91	77	90	967	10,639
Vermont,	7	185	53	78	9	1,621	10,565
New York,	30	645	175	448	97	7,290	60,086
New Jersey,	2	61	17	53	7	560	3,981
Pennsylvania,	13	157	64	85	26	1,747	11,103
Delaware,	1	9	3	3	9	13	490
Maryland,	2	34	7	21	2	86	1,241
District of Columbia,	5	3	4	1	1	1	553
Virginia,	22	435	148	225	36	7,598	54,302
North Carolina,	19	329	177	168	46	932	18,998
South Carolina,	10	273	118	155	43	2,206	29,496
Georgia,	18	509	278	306	49	3,319	38,262
Alabama,	13	250	149	109	36	1,445	11,445
Mississippi,	3	84	31	34	5	378	3,199
Louisiana,	3	16	4	19	1	77	798
Tennessee,	30	413	178	119	24	805	90,472
Missouri,	13	146	60	86	7	398	4,972
Kentucky,	34	484	229	226	22	831	34,134
Illinois,	16	161	50	107	16	197	4,622
Indiana,	21	299	140	152	49	491	11,334
Ohio,	21	390	115	142	24	626	10,183
Arkansas,	2	17	5	11	2	103	667
Michigan,	1	37	5	32	16	214	1,976
U. Canada,	4	37	5	32	16	214	1,976
Nova Scotia,	1	44	3	31	7	353	3,633
New Brunswick,	1	31	12	8	2	1257	10,539
Jamaica,	1	24	14	1	1	643	4,268
7th Day Bap.,	1	22	7	22	9	643	4,268
6th Day Bap.,	1	23	11	12	119	119	2,127
Total in 1829,	311	5,513	2,457	3,153	657	43,517	409,658
Total in 1831,	380	5,075	2,204	436	31,462	361,434	
Increase	11	438	219	221	11,055	48,294	

Upwards of 41,000 persons, as appears by printed returns from the associations, have been added to the churches by baptism, during the last annual year; 2,436 of these churches have no pastors. It being the fact that no returns for 1832, were received from several associations in North Carolina, Georgia, Tennessee, Kentucky, and a few other states, the editor of the Register infers, that the above tabular aggregate of baptisms, falls considerably below the actual number. The probability, in his opinion, is, that about fifty thousand were baptized in the denomination during the year.

LIFE OF JOHN JAY.

"The Life of John Jay, with selections from his correspondence and miscellaneous papers," by his son, William Jay, has lately been published in New York. Mr. Jay died in 1829, aged 84 years. Few men had filled a larger space in public life than he did. He was one of the best and most zealous members of the old congress, the first chief justice of the United States, &c.

We have not seen the work; but feel much pleasure in copying the following from the "New York American." It places Mr. Jay in a most worthy and honorable light—and we heartily rejoice in it. "National honor is national

strength," and that honor is materially connected with the reputation of our prominent citizens. His submission to instructions, while rendering his objections to the broad scope of them, is an admirable instance of what is now claimed as the true "democratic" principle.

A truly American feeling on every question with foreigners respecting the rights and dignity of his country, was a marked trait in the character and conduct of Mr. Jay. Under the pressure of adverse circumstances congress suffered themselves, in 1781, to receive the dictation of the French minister as to the terms on which alone American ministers in Europe should treat for peace with England; and they actually agreed, on the proposition of M. Gerard, to insert in the instructions of their ministers the following paragraph additional to that in which the American functionaries were directed to repose full confidence in, and freely to consult the French cabinet—"and ultimately to govern yourself by their advice and opinion." John Adams, then minister in France, having been found of too sturdy honesty, and too sagacious judgment, for the purposes of such a device, congress was induced, chiefly by the importance of the year 1781, to select a committee to associate with four commissioners with him, in order to treat of peace. The persons selected were John Jay, Thomas Jefferson, Benjamin Franklin and Henry Laurens. Mr. Jay, when he received his new commission with the instructions just alluded to, was in Madrid. How they affected him will be perceived by the following letter—admittedly less for unfeigned personal humility, than for high and genuine pride of country:

St. Idelfonso, 30th Sept. 1781.

To the president of congress.

Sir—Your excellency's favor of the 5th July past, with the papers therewith enclosed, were delivered to me on the 29th ult. by Major Frank, whom the procrastination of the minister still obliges me retain.

The new commissions with which congress have honored me, argue a degree of confidence in which commands my warmest acknowledgments; and which, so far as it may be founded on an opinion of my zeal and integrity, they may be assured will not prove misplaced.

At the commencement of the present troubles, I determined to devote myself, during the continuance of them, to the service of my country, in any station in which she might think it proper to place me. This resolution, for the first time, now embarrasses me. I know it to be my duty, as a public servant, to be guided by my own judgment only in matters referred to my discretion; and, in other cases, faithfully to execute my instructions without questioning the policy of them. But there is one among those which accounts for the commissions, which excites in me a feeling I never before experienced, and induces me to wish that my name had been omitted.

So far as personal pride and reluctance to humiliation may render this appointment disagreeable, I view it as a very unimportant circumstance; and should congress, on any occasion, think it for the public good to place me in a station inferior and subordinate to the one I now hold, they will find me ready to descend from the one, and cheerfully undertake the duties of the other. My ambition will always be more gratified in being useful than conspicuous; for, in my opinion, the solid dignity of man depends less on the height or extent of the sphere allotted to him, than on the spanner in which he may fulfil the duties of it.

But, sir, as an American, I feel an interest in the dignity of my country, which renders it difficult for me to reconcile myself to the idea of the sovereign independent states of America submitting, in the persons of their ministers, to be absolutely governed by the advice and opinion of the servants of another sovereign, especially in a case of national importance.

That gratitude and confidence are due to our allies is not to be questioned; and that it will probably be in the power of France almost to dictate the terms of peace for us, is but too true. That such extraordinary extent of confidence may stimulate our allies to the highest efforts of a generous friendship in our favor, is not to be denied; and that this satisfaction receives some appearance of policy from this consideration, may be admitted.

I must, nevertheless, take the liberty of observing, that however our situation may, in the opinion of congress, render it necessary to relax their demands on every side, and even to direct their commissioners ultimately to concert here, in all matters (as we use) in any peace or truce not subversive of our independence, which France may be determined to accede to, yet that this instruction, besides breathing a degree of complacency not quite republican, puts it out of the power of your ministers to improve those chances and opportunities which, in the course of human affairs, happen more or less frequently unto all men. Nor is it clear that America, thus casting herself into the arms of the king of France, will advance either her interest or reputation with it or other nations.

What the sentiments of my colleagues on this occasion may be, I do not as yet know; nor can I foresee how far the negotiations of the ensuing winter may call for the execution of this commission. This circumstance, and at such a distance from America, it would be improper to receive the appointment, will, therefore, do my best endeavors to fulfil the expectations of congress on this subject; but as for my own part, I think it

improbable that serious negotiations for peace will soon take place, I must entreat congress to take an early opportunity of relieving me from a station where, in character of their minister, I must necessarily receive and obey (under the name of opinions) the directions of those on whom I really think an American minister ought to be dependent, and whom, in love for our country, and zeal for her service, I am sure that my colleagues and myself are at least equal. I leave the honor to be, &c.

JOHN JAY.

#### TRIAL OF THE REV. EDWARD IRVING.

From late English papers.

The hearing of this case, the charge of heresy, against the celebrated Rev. Edward Irving of London, came on before the presbytery of Annon on Wednesday last. The proceedings were opened with a prayer, after which the indictment was read, which charged the rev. defendant with maintaining the sinfulness of Christ in his human nature. He had written also, that human nature was not a part of the heart's core, and black as hell; and this was the human nature which the son of God took upon himself, &c. &c. Numerous passages from the writings of the accused were read. In consequence of the promulgation of these doctrines, the general assembly of Scotland had enjoined the presbytery of Annon to call upon the rev. Edward Irving to avow or disavow them in order that, if he assented therein, he might be deposed from that station in the church of Scotland to which the presbytery of Annon, by the imposition of hands, ordained him. The moderator inquiring if he admitted the truth of the libel, Mr. Irving, with great solemnity, replied—"If I have said and taught that Christ was incarnate as a man—that he took our sinful nature upon him—that by the grace of God he was upheld, and yielded not to the motions of that sinful nature—then it is a glorious doctrine, and I will maintain it, yea, even unto death." Moderator—"It is necessary that you answer aye, or no." The rev. Edward Irving—"What I do hold is, that the flesh of Christ, being of the seed of David—born of a woman—was sinful; but that it was presented holy unto God—holy, holy as the law of God itself. And surely you do not call this a true libel!" After some fencing, a plea was recorded that the accused admitted the correctness of the extracts. The members of the presbytery then delivered their opinions, seriatim, that the doctrine in question was heretical, inasmuch as Christ was conceived of the Holy Ghost; and, although a man, was without sin. During these addresses, Mr. Irving kept his face buried in his hands, and often sighed aloud. Mr. Irving delivered an eloquent and earnest address, which lasted nearly two hours. His spirit-stirring eloquence, his extraordinary appearance, his great physical powers, his gestures, his intonations, all combined to command the utmost attention, and to make it, it was obvious, a deep impression. The presbytery unanimously pronounced the doctrine heretical, and the moderator asked him if he had any objection why sentence of deposition should not be pronounced. Mr. Irving rose and said, with great vehemence, "Objection! all objection! objection! all objection! I object not for my own sake, but for the sake of Christ, my Lord, whom I serve and honor. I object for your sakes, who will then call down on you the righteous judgments of God. I object for the church's sake, who are led blindfold to ruin. Objection! All objection!" The moderator requested the senior member of the presbytery to offer up a prayer, when a gentleman who sat with Mr. Irving, and who was said to be one of his deacons from London, arose and with great vehemence exclaimed, "depart! depart! arise and flee! flee ye out of here! ye cannot pray to Christ whom ye deny! depart! depart! I say depart! flee, flee!" Great consternation and confusion now began to prevail, and the church being almost dark, (for it was 7 o'clock), added to them not a little. The deacon, who seemed greatly excited, made his way forcibly through the crowd. (Here there was a burst of music from the galleries.) Mr. Irving, who was proceeding to follow his friend, then exclaimed, aloud, with great vehemence, and apparently to the crowd that somewhat obstructed his passage, "Stand forth! stand forth! What! will ye not obey the Holy Ghost! As many as will obey the voice of the Holy Ghost, let them depart!" He then made his way towards the door, and just before reaching it, he exclaimed, "persecute, persecute!" Several gentlemen of Mr. Irving's party followed. In the midst of great confusion, Mr. Sloan offered up a brief prayer; after which, the moderator formally pronounced the sentence of deposition of the rev. Edward Irving from the ministry of the church of Scotland.

#### UNITED STATES BANK INTEREST.

The New Orleans Mercantile Advertiser furnishes the detailed report of a judicial decision in the U. S. district court, in favor of the rules adopted by the bank of the United States in the calculation of interest.

The suit was brought by the bank for the recovery of \$1,000, being the amount of a promissory note dated 14th of June last, at four months interest, which was cashed, "per se," being 103 days to run, but the bank added the four days of grace, making it 107 days, for which they took discount. No objection was made to the addition of the four days grace, but the payment was refused, upon the ground of usury, against the 9th article of the charter, because the bank had calculated its discount upon the 107 days' tables, and not upon 103 days for the year, and thirty days for the month; and that this calculation of six per cent. for 360 days instead of 365, was a violation of

that part of the charter which provides that the bank shall not receive "more than six per centum per annum." In the present case the difference was twenty-five cents.

The point has never been decided in the U. S. courts. The select committee of the house of representatives of March, 1832, reported in favor of this usage as one that "conformed to the established, and it is believed universal usage in the United States prevailing among individuals as well as in monied institutions, and to the most approved tables (of Rowlett's) heretofore in use"—but no judicial decision has ever been had upon the point.

Judge Harper examined the question at length in the case before him, and decided that neither the provisions of the charter, the constitutional expansion of it, the policy of the rule, nor the general custom of banks and merchants, sustained the plea of usury against the bank.

It is to be noted that in Louisiana, where this contract was made, there is no statute against usury, and there being no United States law on the subject, the legal points were on the construction of the charter, and the principles of law. The well known New York case, of the bank of *Ulster* against *Wager*, in which this same rule of calculating interest was decided to be usurious, differs from this in its being that of a state bank, violating an express statute of the state. The judge further suggested that usury in the bank would not void the security. The charter provides a general penalty. The remedy is on the part of the government for a breach of charter, not in the individual to make his obligations void.

It seems from a part of the judge's charge that he was expected to lean against the institution because of his opposition to its recharter. He says,

"As to the argumentum ad hominem, touching independence of decision, and the patulousness of lending judicial aid in breaking down an institution which like an incubus weighs heavily on the body politic, I will only say, that however much I may condemn the general principles upon which it is founded, as a politician, yet, as it has received the sanction of all the properly constituted authorities, it is my duty, as a judge, to uphold it in the exercise of all its legal rights."

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IMPORTANT SLAVE CASE.

From *Poulson's American Daily Advertiser*.

Caleb Johnson, a citizen of the state of New Jersey,

Circuit court  
of the  
United States.

Isaac Tompkins, a justice of the peace, John Kenderdine, Isaacar Kenderdine, Justinian Kenderdine, John Iredell, Thomas Kenderdine, John E. Kenderdine, Henry Sandman, Samuel Gray, Robert Kenderdine, John Iredell, Thomas Iredell and Jacob Tompkins, citizens of Pennsylvania.

Name of Jurymen.

- |                     |                       |
|---------------------|-----------------------|
| 1. Jedediah Allen,  | 7. George Rees,       |
| 2. Samuel Hays,     | 8. Aaron Clement,     |
| 3. Robert Donnell,  | 9. William E. Lehman, |
| 4. Ebenezer Etting, | 10. Hugh Colbourn,    |
| 5. James M. Aljinn, | 11. George Gorgan,    |
| 6. Jacob Strumbeck, | 12. Henry Lentz.      |

This was an action of *trespass et animi, falsis imprisonment*; and brought in the circuit court of the United States, Pennsylvania district, and tried before judges *Baldwin* and *Hopkinson*. The jury were empanelled on Monday, the 26th April, and the case was closed on the 7th ult. The trial has been one of the most interesting ever heard in a court, and excited an intense interest during its progress.

The following is a brief outline of the circumstances:

Some time previous to the month of October, 1822, negro Jack, a slave, the property of the plaintiff, absconded from his master, residing near Princeton, New Jersey, fled to the county of Montgomery, in Pennsylvania, in the neighborhood of Harboursburg, commonly called the Billet, and there was hired by the defendants, John and Isaacar Kenderdine. On Sunday morning, the 20th of October, 1822, the plaintiff, with his brother, Ralph Johnson, and his friends, Messrs. Withington and Skilmore, left Princeton, crossed the Delaware; and about an hour before sunset, arrived at the Billet, for the purpose of securing and taking up Jack as a runaway slave. They put up at the best known tavern in the village, then kept by Mr. Marples. Upon ascertaining where Jack was, they left their great coats and umbrellas at Marples', and proceeded to the residence of the defendant, John Kenderdine, who lived about four miles from the Billet. They previously ordered their rappers to be ready on their return, and mentioned to Marples (the landlord) the object of their visit, and what they were about to do. About dusk, they arrived at Kenderdine's—there was sickness in the family, and the male members of the family were from home. Three of the four Jersey party left the wagon in the road, and went to the kitchen of the mansion house and knocked at the door. They were told to walk in, when one of them said an accident had happened to their wagon, and they wished help. In an instant Jack was recognized—they then said no accident happened, but that they used this precaution to secure him. Jack agreed to go at once. He was pinned in the wagon with fetters, and upon returning to the house and unking an ineffectual attempt to obtain Jack's clothes, the party proceeded to return to the Billet. There was contradictory testimony as to certain threats alleged to have been made in and on the road

by the associates of the plaintiff, but it was proved that they declared that if they would go with them to the Billet, they would satisfy Isaacar Kenderdine that they had the right to take Jack.

Before they started, Isaacar Kenderdine had arrived at his brother John's house, and demanded their authority to take Jack. The taking was conducted so quietly that it was not heard by the mob of 40 or 50 persons, and they were conveyed to the Billet.

Before the party had got back to the Billet, they were overtaken by John and Isaacar Kenderdine, and a large assemblage of persons who had been collected; were attacked with stones and clubs; the plaintiff received a blow which produced a contusion on the side of the head, and the physician pronounced it a serious wound. When they arrived at the Billet, they were surrounded by a mob of 40 or 50 persons, and were conveyed to it at once by Judge McNeil, an associate judge of Montgomery county, to prove their property. The plaintiff being very weak, begged to stay till morning. This was refused, and the plaintiff and one of his associates rode in their wagon, and the other two walked to the residence of the judge. Among the crowd were the constable, Thomas Withington, a justice of the peace, and the constable Sitas Roney, who was at that time only a spectator. When they arrived at the residence of Judge McNeil, a partial hearing took place, and the judge recommended a further hearing as to the slavery of Jack, and that in the mean time justice Tompkins should commit Jack to jail, and bind over the plaintiff to prosecute to conviction his claim. John and Isaacar Kenderdine went to justice Tompkins and entered security in \$600 for the appearance of Jack to answer the claim of his master. The constable and the mob then conducted the Jersey party back to the tavern, and kept them in custody till the next day.

The defendant gave in evidence that Judge McNeil had directed John Kenderdine to bring the plaintiff and his party before him, by force, if they resisted, but Judge McNeil stated that he meant legal force, and when they were before him, seeing a justice of the peace (Tompkins) and the constable (Roney) in company, he believed they were brought before him by legal authority.

During the night, Withington escaped and came to the city, and it was supposed gave information to the friends of the plaintiff of his detention; the remaining three were treated with great severity, being refused even a bed. Before daylight on Monday morning, a compromise was agreed to by all the parties who were present, and the plaintiff offered to *manumit* Jack and pay the expenses, a message was despatched to John Kenderdine to obtain his consent, but he peremptorily refused, declaring they should be prosecuted. On Monday morning, the three Jersey men were taken before Justice Tompkins, and security in \$6,000 was required of them to answer the charge of kidnaping. The plaintiff and his party not being able at that time to give the security, the justice was proceeding to commit them to prison, when a reasonable intersetment was made, and they were acquitted for their appearance on the next day. They were accordingly conducted back to Marple's tavern and remained there under custody till the next day, Tuesday. During the second night, John Kenderdine, and eight or ten of his friends, came to the tavern, and insisted upon taking charge of the prisoners; the party believed that they were to be manumitted. The constable remonstrated, but they persisted, and he withdrew from the charge. On Tuesday the friends of the Jersey party arrived from Newtown, in Bucks county, and the city of Philadelphia, and they entered into security in \$2,000, respectively, and one security in the like sum to appear at the next court of quarter sessions, to answer the charge of kidnaping. John and Isaacar Kenderdine were bound over to testify against them. The grand jury examined the witnesses for the prosecution, and returned a true bill. At the trial at Norristown, Montgomery county, before the petit jury, great excitement against Johnson and his co-defendants, prevailed. A sub-captain was made to employ additional counsel in aid the attorney general in conducting the prosecution; after a long and arduous trial, the defendants were acquitted, and negro Jack was delivered up to his master, Caleb Johnson, the present plaintiff, by order of Judge Jones, one of the judges of the court of common pleas of Montgomery county.

There never was any authority in writing, either warrant or commitment, to detain the Jersey party; there never was any hearing on oath or affirmation, nor was there any complaint made on oath or affirmation before Judge McNeil or Justice Tompkins on Monday; the evidence was contradictory whether any complaint on oath or affirmation was made before Justice Tompkins on Tuesday.

On the present trial there was no dispute that Jack was a slave—since his restoration to his master he had manumitted him. Jack was now living near to his master in the vicinity of Princeton, and had attended the last court as a witness for the plaintiff, when the trial was postponed. Caleb Johnson the plaintiff was a farmer of considerable wealth and unexceptionable character, it appeared also that the defendants were men of moderate fortune and respectable character and highly respectable members of the society of friends.

Separate suits brought by Ralph Johnson and Skilmore were pending, and prosecutions against seven of the defendants for the penalties of \$500, each imposed for obstructing the recovery of fugitive slaves under the act of congress of 13th February, 1823.

A wide range was taken by the respective counsel in their addresses to the jury. The abstract merit of slavery, the im-

portance of securing to the owners of slaves, their rights, and the impolicy and injustice of conniving at the escape of fugitive slaves; were fully considered and approved.

On the part of the plaintiff it was contended that this was a high handed violation of all law and authority on the part of the defendants, and that they should be punished with most exemplary severity.

The counsel of the defendants justified them in every part of their conduct, and contended that in points of law as well as merit, they were entitled to an acquittal.

The court, in a most able and decided charge, instructed the jury, that the plaintiff and his associates were justified in every step that they had taken to recover the slave; that the preservation of the union depended on the affording to the owners of slaves all legal and proper facilities to recover their property; that the proceedings of the defendants from the commencement to the conclusion had been without color of authority, and in direct violation of the constitution of the United States, and the state of Pennsylvania, and the only questions were, which of the defendants had participated in those irregularities, and what amount of damages should be given. The jury retired the 13th instant, and some day came into court with a verdict for the plaintiff of \$4,000, and a verdict of not guilty against the other defendants—Jacob Tompkins, John E. Keulerline, Thomas Kenderline, Robert Kenderline, and Thomas Irwell, Henry Sandman, Samuel Gray.

The jury, we understand, formally requested Judge Baldwin to furnish a copy of his charge for publication. The following are the names of the counsel: Thomas Kitterer and Josiah Handall, esquires, for the plaintiffs; Wm. Raetz, jr. and John Sergeant, esquires, for the defendants.

[*G. The opinion of the court shall be inserted in extenso—though its length is great.*]

#### GEORGIA CONVENTION.

On Monday, the 13th of May, the convention took up the report of the committee, and the substitutes offered by several members.

After some debate, the convention agreed to take up a substitute offered by Mr. Mays, of DeKalb, by sections. The first section provides for the organization of the senate, and divides the state into senatorial districts, of two counties each, without regard to population, &c. A motion to strike out *two* was decided in the negative—yeas 114, nays 128. A substitute offered by Mr. Bowen, of Jackson, was also rejected, yeas 93, nays 150. The question was then taken on agreeing to the first section of Mr. Mays' substitute, and decided in the affirmative, yeas 102, nays 81. The second section provides for the organization of the house of representatives, by the election of members according to white population. Dawson offered an amendment to this section, changing the basis of representation by white population, as provided in that section, for the federal representation. The question on this amendment was decided in the negative, yeas 123, nays 126. Another substitute was offered, incorporating the federal representation as a basis, which was rejected, yeas 100, nays 128. After another substitute had been offered and rejected, the question was taken on agreeing to the section, and decided in the affirmative, yeas 126, nays 110.

On Tuesday, a very animated debate arose on a motion to reconsider the vote of the preceding day on the question of agreeing to the adoption of Mr. Mays' substitute, which was decided in the negative, yeas 114, nays 130. The convention then adjourned to 4 o'clock in the afternoon.

At four o'clock, the 3d and 4th sections of the substitute of Mr. Mays, were taken up. An amendment proposed by Mr. Harris was taken into consideration. By it the house is to consist of 144 members, except in the formation of new counties. These 144 members are to be distributed as follows: 15 counties having the highest number of white population, to be entitled each to 3 members; the counties having the next greatest number of white population, to be entitled each to 2 members; and the remaining 49 counties to one member each. After every census, a new apportionment to be made by the legislature, and should new counties have been created, the counties entitled to a larger number of representatives than one, to be reduced, &c. This amendment was received, yeas 140, nays 92. Some other amendments were proposed, but rejected. On Wednesday, Mr. Harris offered a section, dividing and distributing the state into senatorial districts, in the number previously agreed on. The section was adopted, yeas 151, nays 79. Several other propositions were made and rejected. In the afternoon the convention adjourned *sine die*.

#### GEORGIA AND THE CHEROKEES.

From the Federal Union, May 16.

THE CHEROKEES. It will be recollected, that a short time since, we made a few remarks on the very reprehensible attempt made by certain persons to convince the Cherokees, that the president would sustain them in their opposition to our laws, in which we expressed the "hope that president Jackson would embrace some early opportunity to convince the Cherokees of their true situation, and that his mind had undergone no change in relation to their rights to their lands." We have had this hope fully and early gratified. We were well apprized of the exertions on foot by our vigilant governor to disabuse the public opinion, and to convince the people of Georgia, both white men and red men, that the machinations of their enemies were in

vain—for we consider them the enemies of both—and we felt a most confident conviction that the president still held his uniform sentiment upon this subject. The correspondence this day published by governor Lumpkin in our columns, sets the question at rest; and they must now blush, who have, in any way, deceived the Indians with that belief that the revenue collection act, called the force act, would give them any aid. Language cannot be more express than that used by the secretary of war, Mr. Cass, and the commissioner of Indian affairs, Mr. Herring. Mr. Cass says:—"These letters will undoubtedly remove any errors which may have prevailed, and will show that the opinions of the president are unchanged." Mr. Herring says:—"The president yet thinks, as he has always thought, the executive has no constitutional right to apply military force to remove persons from any parts of the states of Georgia or Alabama." Again he says:—"These letters will undoubtedly confirm the opinion of the president, that the immediate removal of your people, in conformity with the very liberal terms held out to them, offers the only prospect of their permanent and prosperous establishment." These letters are official, and convey directly the views and wishes of the president—and any man who would heretofore attempt to misrepresent them, deserves the reprobation of every Georgian.

Executive department, Ga. Milledgeville, May 14, 1833.

In order to correct various misrepresentations, circulated through the press and other channels, I have to request newspapers and friends to the great interest of the country, and especially that of Georgia, to publish the following correspondence.

WILSON LUMPKIN.

Executive department, Ga. Milledgeville, April 26, 1833.

John. Lee is *Cass*, secretary of war.  
A few days ago I addressed a letter to the president of the United States on the subject of our Indian relations, which I requested might be submitted to you.

In connection with the same subject, I herewith enclose you a copy of a letter, received by me a few days ago from a respectable gentleman, who resides in the neighborhood of John Ross. That gentleman, with various others, inform me, that Cass is exhibiting the *indicated* letter, and impressing the ignorant Indians and Indian countrymen, with the belief, that he is authorized to say, from the authority of the war department, that in a short time, all the Georgia settlers, who have settled under the authority of the laws of Georgia, will be driven from their homes by the United States' army. There may be some exaggeration in these statements; but I am forced, in the conclusion, from what I have said, to believe, that the *indicated* misrepresents letter, that great efforts are making in that country to mislead and delude the unfortunate Cherokees.

I do not hesitate in my reply to such communications, to assure the people of that country, that no change has taken place in the views of the federal executive, and that the Indians, so long as they choose to remain in Georgia, must yield implicit obedience to the supremacy of the laws of the state. And that no power of the federal government will ever be exerted to remove the inhabitants who have settled under the authority of the state, &c. &c. I am engaged in using all the means in my power to counteract the mischievous influence of the enemies of good order in this beautiful country. But I consider it highly important that you should, with all possible dispatch, make such a communication to the Cherokees, as shall put an end to all false stories of the character pointed out. Such a communication should be publicly and authentically made to the whole people, who may assemble at their council on the 14th of next month. It is submitted to your consideration, whether a communication from you or the President of the United States, himself, might not be made through me to the Cherokees most effectually. At any rate, please to let me hear from you immediately on this subject, for I deem it indispensable at their approaching council, by some means, to remove the idle delusion into which these people are led, by the exertions of bad men. If the case of the latter should be proved to be a forgery, it deserves strong reprobation. Such productions, from such a quarter, are most mischievous. With great respect, your obedient servant,

WILSON LUMPKIN.

[Here follows the letter above referred to.]

Department of war, office of Indian affairs, March 14, 1833.

FOR A few days of the 18th instant, addressed to the secretary of war on the subject of intrusion on Cherokee land by white citizens, has been referred to this office for reply.

It cannot be denied that your complaints are well founded, and that your people have sustained injuries from the rapacity and lawless conduct of our citizens. It is, however, in some degree an unavoidable evil, incident to the present condition of your territory, and no blame is fairly attributable to the department on that account. It is due to the secretary of war to say, that as soon as he received notice of intruders having presented themselves on your land, he gave orders for their expulsion. These orders will now be repeated, and a military force will forthwith be sent to the assailed parts of your country, for the purpose of expelling and keeping in subjection the intruders. It also be given to the district attorney of the United States to prosecute for trespass, all such as may dare to return after their expulsion. You cannot consider it a misplaced assurance, and it is made with the utmost sincerity, that the department cherishes deep solicitude for the welfare of your nation, and will,

to the extent of its powers, endeavor to promote it. With high respect, your humble servant,  
**ELBERT HERRING.**  
 Moscow, *John Ross and others*, Cherokee delegation.

*Department of war, office of Indian affairs, May 2, 1833.*

SIR: I had the honor to receive your letter of the 26th ult. together with the copy of one from the commissioner of Indian affairs, dated March 14th, and addressed to some of the principal men among the Cherokees.

Before the receipt of your letter, application had been made by some of the Cherokees, to know whether any change had taken place in the opinions of the president, respecting the constitutional right of the executive to remove persons from land claimed by the Indians, where the law of the state had been extended over such land. They stated that they made the inquiry because some of their people had taken up such an impression, founded on the above letter of the commissioner. Immediate measures were taken to correct this misapprehension, and explanatory letters, copies of which I have the honor to enclose, were written, and despatched to col. Montgomery, the Cherokee agent, major Curry, the special agent for emigration, and to the Cherokee persons who sought the information. These letters will undoubtedly remove any errors which may have prevailed, and will show that the opinions of the president are unchanged. Very respectfully, I have the honor to be, your obedient servant,  
**LEWIS CASS.**  
 His excellency, *Wilson Lumpkin*, Mill-leville, Georgia.

*Department of war, office of Indian affairs, May 1, 1833.*

SIR: In consequence of an application from several of the Cherokees, I have been instructed by the secretary of war to call your attention to my letter to you of March 15th, 1833, and to say to you that the provisions of that letter relate solely to those portions of the Cherokee country within the states of Tennessee and North Carolina, and in which the laws of those states have not been extended. The views of the president upon this subject have been too often and too publicly expressed, to leave any doubt of the course which, in his opinion, should be pursued. And this explanation would have been considered unnecessary, had not some of the Cherokees intimated different views. The president yet thinks, as he has always thought, the executive has no constitutional right to apply military force to remove persons from any part of the states of Georgia or Alabama. I am, sir, very respectfully, your obedient servant,  
**Col. H. Montgomery.** **ELBERT HERRING.**

*Department of war, office of Indian affairs, May 1, 1833.*

SIR: Enclosed I transmit you copies of two letters of this date, one endorsed to the agent, col. Montgomery, and the other to several of the Cherokees. You will see by these letters, that some misapprehension has existed, or has been effected, respecting the purport of an order sent by this office to col. Montgomery on the 15th March last, for the removal of intruders from the Cherokee country.

That order is intended to operate only upon the Cherokee lands within the states of North Carolina and Tennessee, over which the state laws have not been extended. The views of the executive on this subject have been so well known, that it was not supposed that any mistake could arise. If, however, any has arisen, it will be cleared up by these instructions. I am directed to communicate these facts to you, that you may be aware of the precise views of the president, and that you may correct any erroneous impression which may have been made, and which may have a tendency to prevent a favorable decision by the Cherokee council, which is about to convene. Very respectfully, your obedient servant,  
**Benjamin F. Curry, esq.** **ELBERT HERRING.**

*Department of war, office of Indian affairs, May 1, 1833.*

GENTLEMEN: I have been directed by the secretary of war to acknowledge the receipt of your letter to him of April 5th, and to inform you that no change whatever has taken place in the opinions of the president, with respect to your views. I am so clearly stated in the letters to which you allude, from the war department, of February 2d and 29th, 1833, as well as in previous communications respecting the constitutional right of the executive to apply military force to the removal of persons from any part of the Indian country over which the laws of the proper states have been extended. My letters to Mr. Ross and others of the 15th March, and to col. Montgomery of the 15th of March, were intended to relate solely to that part of the Cherokee country lying within the states of North Carolina and Tennessee, and over which these states have not extended their jurisdiction. The whole views of the executive were so well known to your people, that it was not supposed that any misapprehension on this subject could have existed. And I am directed to state to you clearly, that the opinions of the president, heretofore expressed, are unchanged, and that no interference with the laws of the respective states on this subject, must be expected. These views have been communicated to col. Montgomery, though they cannot be necessary for his action in the matter. And I am instructed further to express to you the opinion of the president, that the immediate removal of your people, in conformity with the very liberal terms held out to them, offers the only prospect of their permanent and prosperous establishment. Very respectfully, I am, gentlemen, your obedient servant,  
**John Ridge, esq. and others, Head of Coosa.** **ELBERT HERRING.**

## TREATY WITH RUSSIA.

*By the president of the United States of America.*

A FRANCISATION.

Whereas a treaty of navigation and commerce, between the United States of America and his majesty the emperor of all the Russias—together with a separate article thereto—was concluded and signed at St. Peterburgh on the sixth, (eighteenth), day of December, in the year of our Lord one thousand eight hundred and thirty-two, which treaty and separate article are, word for word, as follows:

*In the name of the most holy and indivisible trinity:*  
 The United States of America, and his majesty the emperor of all the Russias, equally animated with the desire of maintaining the relations of good understanding, which have hitherto so happily subsisted between their respective states, and of extending and consolidating the commercial intercourse between them, have agreed to enter into negotiations for the conclusion of a treaty of navigation and commerce: For which purpose the president of the United States has conferred full powers on James Buchanan, their envoy extraordinary and minister plenipotentiary near his imperial majesty; and his majesty the emperor of all the Russias has conferred like powers on the *vicars vicars* Robert count de Ness-Irode, his vice chancellor, knight of the order of Russia, and of many others, &c. and the said plenipotentiaries having exchanged their full powers, found in good and due form, have concluded and signed the following articles:

### ARTICLE I.

There shall be between the territories of the high contracting parties, a reciprocal liberty of commerce and navigation. The inhabitants of their respective states shall enjoy the same liberty to enter the ports, places and rivers of the territories of each party, wherever foreign commerce is permitted. They shall be at liberty to sojourn and reside in all parts whatsoever of said territories, in order to attend to their affairs, and they shall enjoy, to that effect, the same security and protection as natives of the country wherein they reside, on condition of their submitting to the laws and ordinances therein prevailing, and particularly to the regulations in force concerning commerce.

### ARTICLE II.

Russian vessels arriving, either laden or in ballast, in the ports of the United States of America; and reciprocally, vessels of the United States arriving, either laden or in ballast, in the ports of the empire of Russia, shall be taxed, on their entrance, during their stay, and at their departure, upon the same footing as national vessels, coming from the same place, with respect to the duties of tonnage. In regard to light house duties, pilotage and port charges, as well as to the fees and perquisites of public officers, and all other duties and charges, of whatever kind or denomination, levied upon vessels of commerce, in the name or to the profit of the government, the local authorities, or of any private establishments whatsoever, the high contracting parties shall reciprocally treat each other upon the footing of the most favored nations with whom they have not treaties now actually in force, regulating the said duties and charges on the basis of an entire reciprocity.

### ARTICLE III.

All kinds of merchandise and articles of commerce, which may be lawfully imported into the ports of the empire of Russia in Russian vessels, may, also, be so imported to vessels of the United States of America, without paying other or higher duties or charges, of whatever kind or denomination, levied in the name, or to the profit of the government, the local authorities, or of any private establishments whatsoever, than if the same merchandise or articles of commerce had been imported in vessels of the United States of America.

### ARTICLE IV.

It is understood that the stipulations contained in the two preceding articles, are, to their full extent, applicable to Russian vessels and their cargoes, arriving in the ports of the United States of America; and reciprocally, to vessels of the said states and their cargoes, arriving in the ports of the empire of Russia, whether the said vessels clear directly from the ports of the country to which they respectively belong, or from the ports of any other foreign country.

### ARTICLE V.

All kind of merchandise and articles of commerce, which may be lawfully exported from the ports of the United States of America in national vessels, may, also, be exported therefrom in Russian vessels without paying other or higher duties or charges, of whatever kind or denomination, levied in the name, or to the profit of the government, the local authorities, or of any private establishments whatsoever, than if the same merchandise or articles of commerce, had been exported in vessels of the United States of America. And reciprocally, all kind of merchandise and articles of commerce, which may be lawfully exported from the ports of the empire of Russia in national vessels, may also be exported therefrom in vessels of the

United States of America, without paying other or higher duties or charges of whatever kind or denomination, levied in the name, or to the profit of the government, the local authorities, or of any private establishments whatsoever, than if the same merchandise or articles of commerce had been exported in Russian vessels.

## ARTICLE VI.

No higher or other duties shall be imposed on the importation into the United States, of any article, the produce or manufacture of Russia; and no higher or other duties shall be imposed on the importation into the empire of Russia, of any article, the produce or manufacture of the United States, than are, or shall be, payable on the like article, being the produce or manufacture of any other foreign country. Nor shall any prohibition be imposed on the importation or exportation of any article the produce or manufacture of the United States or of Russia, to or from the ports of the United States, or to or from the ports of the Russian empire, which shall not equally extend to all other nations.

## ARTICLE VII.

It is expressly understood that the preceding articles II, III, IV, V and VI, shall not be applicable to the coast-wise navigation of either of the two countries, which each of the high contracting parties reserves exclusively to itself.

## ARTICLE VIII.

The two contracting parties shall have the liberty of having in their respective ports, consuls, vice consuls, agents and commissaries, of their own appointment, who shall enjoy the same privileges and powers, as those of the most favored nations; but if any such consul shall exercise commerce, they shall be submitted to the same laws and usages to which the private individuals of their nation are subjected, in the same place.

The consuls, vice consuls, and commercial agents, shall have the right, as such, to sit as judges and arbitrators in such differences as may arise between the captains and crews of the vessels belonging to the nation whose interests are committed to their charge, without the interference of the local authorities, unless the conduct of the crews, or of the captain, should disturb the order or the tranquillity of the country, or the said consuls, vice consuls, or commercial agents should require their assistance to cause their decision to be carried into effect or supported. It is, however, understood, that this species of judgment or arbitration shall not deprive the contending parties of the right they have to resort, on their return, to the judicial authority of their country.

## ARTICLE IX.

The said consuls, vice consuls and commercial agents, are authorized to require the assistance of the local authorities, for the search, arrest and imprisonment of the deserters from the ships of war and merchant vessels of their country. For this purpose they shall apply to the competent tribunals, judges and officers, and shall, in writing, demand said deserters, proving by the exhibition of the registers of the vessels, the rolls of the crews, or by other official documents, that such individuals formed part of the crews; and this requisition being thus substantiated, the surrender shall not be refused.

Such deserters, when arrested, shall be placed at the disposal of the said consuls, vice consuls, or commercial agents, and may be confined in the public prisons, at the request and cost of those who shall claim them, in order to be detained until the time when they shall be restored to the vessels to which they belonged, or sent back to their own country by a vessel of the same nation, or any other vessel whatsoever. But if not sent back within four months from the day of their arrest, they shall be set at liberty, and shall not be again arrested for the same cause.

However, if the deserter should be found to have committed any crime or offence, his surrender may be delayed until the tribunal before which his case shall be depending, shall have pronounced its sentence, and such sentence shall have been carried into effect.

## ARTICLE X.

The citizens and subjects of each of the high contracting parties shall have power to dispose of their personal goods within the jurisdiction of the other, by testament, donation, or otherwise, and their representatives, being citizens or subjects of the other party, shall succeed to their said personal goods, whether by testament or *ab intestato*, and may take possession thereof, either by themselves, or by others acting for them, and dispose of the same, at will, paying to the profit of the respective governments, such duties only as the inhabitants of the country wherein the said goods are, shall be subject to pay in like cases. And in case of the absence of the representative, such care shall be taken of the said goods, as would be taken of the goods of a native of the same country in like case, until the lawful owner may take measures for receiving them. And if a question should arise among several claimants as to which of them said goods belong, the same shall be decided finally by the laws and judges of the land wherein the said goods are. And where, on the death of any person holding real estate, within the territories of one of the high contracting parties, such real estate would, by the laws of the land, descend on a citizen or subject of the other party, who, by reason of alienage may be incapable of holding it, he shall be allowed the time fixed by the laws of the country, and in case the lapse of the country actually in force may not have fixed any such time, he shall then be allowed a reasonable time to sell such real estate and to withdraw and

export the proceeds without molestation, and without paying to the profit of the respective governments any other dues than those to which the inhabitants of the country wherein said real estate is situated, shall be subject to pay in like cases. But this article shall not derogate, in any manner, from the force of the laws already published, or which may hereafter be published by his majesty the emperor of all the Russias, to prevent the emigration of his subjects.

## ARTICLE XI.

If either party shall, hereafter, grant to any other nation, any particular favor in navigation or commerce, it shall, immediately, become common to the other party, freely, where it is freely granted to such other nation, or on yielding the same compensation, when the grant is conditional.

## ARTICLE XII.

The present treaty, of which the effect shall extend, in like manner, to the kingdom of Poland, so far as the same may be applicable thereto, shall continue in force until the first day of January, in the year of our Lord one thousand eight hundred and thirty-nine, and if, one year before that day, one of the high contracting parties shall not have announced to the other, by an official notification, its intention to arrest the operation thereof, this treaty shall remain obligatory one year beyond that day, and so on, until the expiration of the year, which shall commence after the date of a similar notification.

## ARTICLE XIII.

The present treaty shall be approved and ratified by the president of the United States of America, by and with the advice and consent of the senate of the said states, and by his majesty the emperor of all the Russias, and the ratifications shall be exchanged in the city of Washington within the space of one year, or sooner if possible.

In faith whereof, the respective plenipotentiaries have signed the present treaty, in duplicate, and affixed thereto the seal of their arms. Done at St. Petersburg the sixth (eighteenth) December, in the year of grace one thousand eight hundred and thirty-two.

NESSELRODE.

## SEPARATE ARTICLE.

Certain relations of proximity, and anterior engagements, have rendered it necessary for the imperial government to regulate the commercial relations of Russia with Prussia and the kingdom of Sweden and Norway by special stipulations, now actually in force, and which may be renewed hereafter; which stipulations are, in no manner, connected with the existing regulations for foreign commerce in general; the two high contracting parties wishing to remove from their commercial relations every kind of ambiguity or subject of discussion, have agreed, that the special stipulations granted to the commerce of Prussia, and of Sweden and Norway, in consideration of equivalent advantages granted in these countries, by the one to the commerce of the kingdom of Poland, and by the other to that of the grand duchy of Finland, shall not, in any case, be invoked in favor of the relations of commerce and navigation, sanctioned between the two high contracting parties by the present treaty.

The present separate article shall have the same force and value as if it were inserted, word for word, in the treaty signed this day, and shall be ratified at the same time.

In faith whereof, we, the undersigned, by virtue of our respective full powers, have signed the present separate article, and affixed thereto the seals of our arms. Done at St. Petersburg the sixth (eighteenth) of December, in the year of grace one thousand eight hundred and thirty-two.

JAMES BUCHANAN.

NESSELRODE.

And whereas the said treaty and separate article have been duly ratified on both parts, and the respective ratifications of the same were, this day, exchanged at the city of Washington, by Edward Livingston, secretary of the United States, and the Baron de Krudener, envoy extraordinary and minister plenipotentiary of his majesty the Emperor of all the Russias, to the said United States, on the part of their respective governments:

Now, therefore, be it known, that I, ANDREW JACKSON, president of the United States of America, have caused the said treaty to be made public, to the end that the same, and every clause and article thereof, may be observed and fulfilled with good faith by the United States, and the citizens thereof.

In witness whereof, I have hereunto set my hand, and caused the seal of the United States to be affixed.

Done at the city of Washington, the eleventh day of May, in the year of our Lord one thousand eight hundred [L. S.] and thirty-three, and of the independence of the United States the fifty-seventh.

ANDREW JACKSON.

By the president:

Edw. Livingston, secretary of state.

PRICES CURRENT.—Baltimore, May 31. Flour, best white wheat, 6 75@7 25; "Howard street" 5 50@5 62 1/2; other 5 50@6 00; best red wheat 1 17@1 22—white 1 26 @1 30; corn 62@64, rye 70@72; oats 37 1/2@41; clover seed 8 00. Whiskey, 1st proof, 29@32. Wool—full blooded merino, washed, 38@42; unwashed 22@25; common, washed, 25@28; unwashed 16@18. Beef on the hoof 5 75@6 50. Oak wood 2 50@2 75; pine 2 00.

American Farmer.



# NILES' WEEKLY REGISTER.

FOURTH SERIES.] No. 15—VOL. VIII. BALTIMORE, JUNE 8, 1833. [VOL. XLIV. WHOLE No. 1,133.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

☞—We have expended a great deal of extra editorial and mechanical labor to present our readers with a condensed view of the commerce and navigation of the United States, for the year 1832; intending, in a few pages, not only to give every generally useful fact and figure found in the 8vo. volume of 298 pages, but have also made large additions—that the business of the last may be, (without trouble to our readers), compared with that of the preceding year. It is so arranged that the part yet to be published will be inserted in the first pages of the next number, and the whole present one continued mass when the volume is bound. These are about the most valuable documents which issue from the departments, and thanks are due to Mr. McLane for the more than usually prompt publication of the tables, for the last year—by which their interest is much increased.

So much time and close attention have been paid to these tables, that several other things, about which we would have said something, have been passed over, concerning the bank of the United States, &c. with a hint or two to the weather-cock and venerable editor of the "Richmond Enquirer"—whose disposition to please seems to have deprived him of a power to discriminate between "a hawk and a hand-saw"—unless the wind is from the south west. A directly southern breeze no longer screws him up—though even an exact return of his own former "STATE RIGHTS" gales. That is forbidden—by proclamation! "Curses" are blessings—and blessings are turned into curses, "at the shortest notice"—the prevailing wind being from the right quarter. *Obsta principis* is changed into *finis coronator*—, "the end justifies the means;" which, being further interpreted into the vernacular tongue, signifieth "wearing a collar." We may have a little room and time, next week, to bring up leeway—but the primary object of the REGISTER shall not be neglected in the observance of things so transient as sayings and doings like those referred to. They are as small eels not worth the skinning, except in a season of perfect leisure—or in mere sport!

☞—THE PRESIDENT, Mr. Cass, secretary of war, and McLane, secretary of state, Mr. Cass, secretary of war, and Mr. Donnellson, his private secretary, arrived in this city, on Thursday, on his tour to the east. He was very handsomely, and most respectfully introduced to Baltimore, by the rail road—the carriages being drawn by a fine locomotive engine; and so received by the committee appointed for that purpose. Accommodations had been provided for him at Newcomb's, [Indian Queen] hotel—where he, yesterday, received the salutations of a very large number of our citizens, of all parties. He departed to-day in the steamboat Kentucky, for Philadelphia—and will stop there until Tuesday.

On leaving the rail road, the president took his seat in an open barouche, with general Samuel Smith and James H. McCulloch, esq. and, as he passed on to his lodgings, was greeted by masses of the people. His suite followed in another carriage.

We have not time to go into details—but may briefly notice some of the principal incidents which happened in this city, or shall happen at other places, visited by the president.

**CHOLERA.** We shall continue our notices of this disease. It does not appear to have any respect to the season, hot or cold, wet or dry—or to high lands or low lands; but many believe that the diet and habits of individuals have considerable influence to extend or restrain its ravages—and hence some suppose that, as the season of fruits advances, the cholera will become more general and fatal. But the laws of this disease—why it comes or wherefore it departs, are altogether mysterious, and, most probably, will forever remain so.

Memphis, Tennessee, May 15. This frightful and mysterious disease has again made its appearance among us. Several deaths have occurred during the past week, but, we are happy to say that, out of the many, we can enumerate but three of our citizens. Steamboats pass frequently, and we learn from passengers that the cholera is raging below, to an alarming extent.

VOL. XLIV—510.16.

**Wheeling.** The report of the board of health of May 31, announced 37 cases for the last three days—14 of which terminated fatally—23 cases remaining. Among the late victims were persons of the most respectable character, and best habits.

Letters from Wheeling of the 1st inst. give terrific descriptions of the ravages of the cholera, at that place. Since the 16th May, there had been more than seventy funerals. One of the bank robbers had died in jail, and another was sick. The venerable Noah Zane was said to be at the point of death.

Washington, Pa. One fatal case has happened in this borough—supposed to have been contracted at Wheeling.

At Mayville, Ken. the cholera broke out on the 29th ult. and, in 48 hours, carried off ten persons—and nine more were to be interred on the morning of the 31st! But the disease seemed to be already moderating. The "Eagle and Monitor" says ☞—Our friends need not expect a peak next week, as it will be totally out of our power to issue one.

Ohio. It is reported that the disease had shewn itself in several of the towns of this state.

On the Mississippi. It was stated, at New Orleans, that the steamboat Chester had lost 100 of her passengers by the cholera, on her way to St. Louis! She had 150 United States troops and many Swiss emigrants on board. It was hoped that this report was much exaggerated.

**THE FLOODS.** The Virginia papers speak of great damages sustained by risings of the James, Appomattox and Pamunky rivers—the wheat fields, on the low lands, being completely drowned. The injury on three farms, at Dover, is estimated at \$15,000. One field on the Pamunky of five hundred acres, and expected to produce 7,000 bushels, has nearly all been drowned. The whole loss is supposed to amount to one million of dollars.

**EMIGRANTS FROM EUROPE** are beginning to pour into the United States. Many tens of thousands may be expected in the present season. From Ireland, England, Scotland and Wales, many will come; but the greater number, most probably, from Germany. And emigration from the latter will gather strength as it proceeds, as well in promoting a better knowledge of the real condition of things in the United States, in advices from those who have settled here.

people—to whom only the alternative of a dark and awful despotism, or a bloody civil war, seems presented.

Many of the emigrants who are coming from Germany are of the best, or productive classes—and a large number of them have some money to begin a new life with, in America. Others, who are mere day-laborers, may find abundant employment on the rail roads and canals that are making, in several of the states. In general, they are patient and industrious, and exceedingly economical.

**COTTON.** Sales at Liverpool for the week ending April 24.

	<i>Ord. to middling. fair to good fair.</i>	<i>good to fine.</i>
Uplands 6½	6½@6 7-8	7½@7 7/8
Oriens	6½@6 7-8	7½@7 7/8
Mobile	6½@6 7-8	7½@7 7/8
Alabama & Tennessee	6½@6 7/8	7 ½@7 7/8

**COTTON AND WOOL.** In the late debate in the British parliament on the currency, the following statement was made by Mr. Poulett Thompson—

In 1820, 152,000,000 lbs. of cotton-wool were imported; in 1832, the imports amounted to 259,000,000 lbs. an increase of 70 per cent. In 1820, the consumption of sheep's wool was 9,778,000 lbs.; in 1832 it had increased to 27,666,000 lbs. an augmentation of 183 per cent.

☞—In 1840—we have no manner of doubt, that the manufacture of cotton in the United States would have equalled that of Great Britain in 1820, had the tariff, with respect to cotton goods, remained untouched; but no one, we think, can make any safe calculation on this subject now, unless in a great reduction of the price of labor. And we pray most earnestly, that, if the working

people in our factories must be brought down to the white-slave condition of those of England, that we may enter into a full competition with England—such competition will not be attempted! We cannot support manufactures at such a cost of human happiness. At present, they are the blessing of the poor—we speak generally; but, in the case stated, would be the curse.

**BRITISH DUTY ON COTTON.** When introducing "the budget" into the house of commons, lord *Althorp* proposed to take off the additional duty on cotton, laid in 1831—no doubt because of the increased manufactures of cotton goods in the United States, and on the continent of Europe, with all which the English manufacturers are much alarmed. Speaking of the reasons that induced the additional duty in 1831, he said—"I do not propose to put raw cotton on a better footing than it was when the addition to the tax in 1831 was proposed. I propose only to take off that amount of tax (as nearly as I can calculate it) which was imposed on that occasion. Previous to that period, there was an *ad valorem* duty upon the pound of raw cotton to an amount which might be equivalent to three-eighths of a penny, to which was then added two-eighths of a penny, making the whole about five-eighths of a penny per lb. the result of that being that the whole amount of the duty on cotton for the last year, had been £626,000. It has been estimated that the portion of the duty imposed in 1831 might be about £326,000—but I do not think its reduction will diminish the revenue more than £300,000. In most cases where a duty is reduced, we may calculate on the deficiency being partially made up by an increased consumption, but in this case I cannot anticipate such a result. The noble lord then said that he intended to substitute for the *ad valorem* duty a fixed duty of five-sixths of a penny per lb. and, in answer to an observation of an honorable member, he did not believe that the gentlemen connected with the importation of cotton would have any objection to a fixed duty.

**EXPORTS.** The "Telegraph" refers to the treasury tables, and shows that the exports of cotton, tobacco and rice, in 1852, had a value of \$8,877,082—leaving only about \$3,900,000 for the value of all other domestic products; and "recommends the subject to the consideration of all its readers."

And what of that? Forty millions seems a great sum—but does not supply the people of the United States with leather, and its manufactures—our boots and shoes, and hats! And the annual creations of value in manufactures, of all sorts, which have their centre at either of the cities of Boston or Philadelphia, are, perhaps, nearly or quite equal to that of all the cotton, than the foreign one for the commodities named.

**THE TARIFF.** From the *United States Gazette*. We know not, we never pretend to understand, what the Globe intends by its paragraphs; but those who have an eye to the political barometrists of the day, may infer something from the fact that "the Globe" has come out in behalf of the wool growers, preparatory, perhaps, to a further advocacy of the old tariff. We copy from that paper the following paragraph:

"There is one class, however, in the north, that Messrs. Clay and Calhoun seem to have forgotten in their arrangement—but, perhaps, they imagined that they would not, as a body, perceive and resent the injury done them. We mean the farming class. To foster the great manufactories of coarse woolsens, coarse wool from foreign countries is admitted  *duty free*; and by withdrawing, gradually, all adequate protection from the better woolen cloths, worn in the northern and middle states, of American manufacture, the wool of which is the growth of our own country, and which has hitherto formed the material for this class of woollens, is excluded from all encouragement, and in fact, deprived of a market. This, according to Mr. Niles, is not only cutting the throats of the sheep, but taking from agriculture the only direct advantage it has ever received from the protective policy."

When the Globe is out for the sheep, w to the fleeces. ["This *is not*" according to Mr. Niles."] The editor of the "Globe" knows about as much of the history of the tariff law of 1828, and concerning the high duty imposed on coarse wool, as of—the pursuit of a plain and honest political course: else he covers that knowledge,

as he disregards truth, when "convenience serves." The high duty on coarse wool was supported on the same principle as the foolish duty of 10 cents per gallon on molasses—to defeat the bill of 1828.]

**EX-LICENTIAN RANDOLPH.** We mentioned, in the REGISTER of the 18th ult. that the conduct of certain "miscreants" seemed to indicate that they were zealous in the indignity inflicted on the person of the president of the United States, by Mr. Randolph, as "furnishing matter to feed their scurrilous appetites upon;" and we said that the conduct of these appeared to render it our duty, as a "faithful chronicler," to record certain articles on this abominable subject, which have been laid aside for that purpose; but we have, at least, deferred the publication of them, because unwilling to do any thing that might keep up, or increase, the excitement which the "miscreants" are still attempting to make. We promptly, and decidedly, expressed our opinion concerning this outrage—as we had expressed it on previous occasions; but cannot bring our mind into a belief that the person of the president is more "sacred" than that of a representative of the people; though the late offense was much aggravated, because of its action upon an old and venerable individual. But if the right to avenge a private wrong, on the person of a public agent, be admitted—there can be no limit to its extent, unless in the extent of private passion and power—every man becoming a judge in his own case; and thus society is loosened from all the sober and just restraints which the law of the country, supported by the moral sense of the community, imposes. This principle cannot be admitted—nor will its practice be suffered.

But we have seen much about the pursuit of Mr. Randolph, without the District of Columbia, in which his offense was committed; and it is even stated, in the "New York Journal of Commerce," that the *U. S. revenue cutter* is employed in boarding ships from that port (after they get to sea), and in stopping and searching them, for him! We regard these as very extraordinary, and dangerous, proceedings; and would like to have a homily from the invariable Mr. Ritchie, on "state rights," as affected by such conduct. An offender against the laws of the United States, may be arrested any where within the United States—but we are totally ignorant of any written law which renders the person of our president more sacred than that of the nearest of our citizens. The moral law may make a great, and a very proper, distinction in the case stated; but it was not the latter law, which rendered persons in such attempts to arrest him. The ex-licentian, we understand, proceeded to Virginia, to make arrangements for the interment of the remains of the late JOHN RANDOLPH—but it will not at all surprise us, if he puts himself in the way of being arrested, that the law may be ascertained by the verdict of a jury of his countrymen.

**REMOVALS OR "REFORM."** It appears that the great scheme of "punishments and rewards," at Washington, has been laid aside—for the present. The "National Intelligencer" of the 1st inst. says—

"We are glad to hear it reported, in such a manner that we believe it, that the president of the United States has literally fulfilled the wish of our editorial friend at Philadelphia, by throwing the *proscription list* under the table; that is, he has determined to pay no regard to it. Some would have it, that he has expressed his disapprobation of this new scheme of reform, even more strongly than by a mere negative upon it. These modern reformers have *over-shot* the mark."

By the history of this proceeding is curious. That a set of "little ones" had determined to bring about a resolution in the public offices at Washington—to "punish" without cause, and "reward" without discretion—except in a pledge of the "rewarded" to creep and crawl as directed, with a view to future political jugglings, seems undoubted; but certain of the secretaries are said to have interposed, and the president himself would not "go it"—and the "little ones," perhaps, by grasping at too much, like the "boy and the filberts" in the fable, may be

"On this principle it is, that many individuals are ready to relieve the outrage on the president, by committing an outrage on Randolph!

made to "cry out," because of the "committal" which they happened to make.

The editors of the "National Intelligencer" have placed Mr. Ritchie, of the "Richmond Enquirer," in a very ridiculous position, concerning this business. We have had "queer notions" about the latter—yet hardly thought that, at the same time, he would "look two ways for Sunday."

But there is a great deal in being used to twisting. "All sorts of turning done here,"—is marked on the sign-board; but such artists do not turn both ways at the same moment.

**CHESAPEAKE AND OHIO CANAL.** From the National Intelligencer of June 7. An adjourned meeting of the stockholders of the Chesapeake and Ohio canal company was held yesterday, and continued to a late hour in the day. Every effort to procure a delay of a few days, or until the general committee should have reported, was voted down by the united vote of the United States and the corporation of Washington; Maryland and Georgetown being divided, and Virginia and Alexandria remaining in vain. In the end, the election of officers was held, and the following gentlemen were elected, to serve for the ensuing year, viz:

President—John H. Eaton, of Tennessee. Directors—Walter Smith, of Georgetown, Phineas Jannet, of Alexandria, William Guntton, of Washington, John I. Abert, U. S. Army, William Price of Maryland, and Richard H. Henderson, of Virginia.

**THE REV. MR. AVERY,** charged with the seduction and murder of a young girl named Cornell, has had a long and most arduous trial, at Newport, R. I. but the jury, after being out sixteen hours, returned a verdict of *not guilty*, and he was discharged. The papers are filled with disgusting particulars of the evidence. It seems to have been a very extraordinary affair—and one of fearful import.

**POTOMAC BRIDGE.** An extract of a letter from Washington, published in the New York Journal of Commerce, states that the contemplated granite bridge across the Potomac, of 43 arches, had been let by contract to a company from Pennsylvania, for \$1,400,000. The writer adds—"There were 17 offers, which ranged from that sum to \$7,500,000—and I am of opinion; that the highest is too low. In some places the water is 45 feet deep."

[A "pretty considerable" range of estimates, if the figures be correctly given—from 1,400,000 to 7,500,000 dollars, for the same work.]

**THE BUNKER HILL MONUMENT.** The affairs of this monument have been taken up by able hands—working-men—the "Massachusetts Charitable Mechanic Association," of which Mr. Buckingham, editor of the Boston Courier, is president; and the probability now is, we are happy to say, that it will soon be completed. We intend to recur to this subject, at some season of leisure, and insert the address, with Mr. Everett's speech, &c.

**BLACK HAWK, &c.** From the Globe of June 1. We understand that a report having been received from gen. Clark, the superintendent of Indian affairs at St. Louis, in which he expresses the opinion, that the Sac prisoners may be restored to their friends without affecting the interests or safety of our citizens, and that their release would be peculiarly gratifying to the friendly chiefs; and *Ke-o-kuk* and his associates themselves having solicited their discharge from confinement, and pledged themselves for their good conduct, preparations have been made for their return to their homes.

We learn that they (Black Hawk & Co.) will be conducted through the principal cities, with a view to exhibit to them the extent of the population and of the country, its wealth, resources, and means of defence, and to impress them with a conviction of its strength and power, which will be productive of lasting good consequences. They will probably leave Fortress Monroe early in the next week, proceed as far east as Boston, thence to Albany, Buffalo and Detroit. Their subsequent route will then be determined by the officer having them in charge.

[Black Hawk, &c. arrived in Baltimore on Thursday last.]

**NEW HAMPSHIRE.** Joseph M. Harper, Franklin Pierce, Benning M. Bean, Henry Hubbard and Robert Burns (all Jackson) have been elected members of congress from this state, by an average vote of about 23,000. The national republican ticket had about 6,000, and the anti-masonic 1,500. There was no regular opposition to the first named ticket.

The legal provision for the support of schools in New Hampshire is certainly a very liberal one. The sum of ninety thousand dollars is required by law to be annually raised and appropriated to this purpose; and the amount annually accruing to the state from the tax on banks (about 10,000) is distributed among the several towns in sums proportioned to the state tax paid by them respectively, to be applied in the same manner. A proportionate sum would amount, for the state of New York, to more than \$600,000.

## BRIEF NOTICES.

Col. William McRea, a distinguished officer in the late war, recently died at St. Louis, of the cholera.

E. Buckingham, jun. junior editor of the "Boston Courier," lately died at sea, when on a voyage for his health, aged 24—a young man of superior talents, and excellent character; and who promised to become an ornament to the profession.—[We beg leave to offer our sympathy to his father—our much esteemed friend; and do it *feelingly*—from few like ones.]

Two volcanic islands have lately appeared in the neighborhood of Cyprus.

Mr. Thomas P. Moore, late minister of the United States at Bogota, has arrived at New York, and brought with him the remains of Mr. Anderson, who previously represented the United States, at Bogota. All was quiet in New Granada.

It is stated in a French paper, that the French navy department intend to substitute in the government ships, iron wire ropes for the usual cordage in the rigging; and that this change will effect an annual saving to the amount of 300 or 400,000 francs.

Col. Wm. Wynne was offered and refused \$8,000 for the "beautiful and accomplished" Mary Randolph, [a mare] who at present is enjoying "life in New York!"

Romulus M. Saunders, of North Carolina, has been appointed by the president, to be a commissioner under the law to carry into effect the convention with France, in the place of Thomas H. Williams, resigned.

George Breathitt, jun. brother of the governor of Kentucky, and who acted, occasionally, as private secretary of the president, died at Washington a few days ago.

The Louisville Focus states that the business of that city is very brisk. On the 33d ult. thirty-five steamboats were lying there, whose aggregate burthen was at least eight thousand tons. The health of the place is also good.

The Susquehanna river had been in good condition for the descending trade for a week previous, and that the number of arks and rafts that had come down in the same time was perhaps never before exceeded.

The rail road and steamboat line between Philadelphia and Baltimore arrived at the latter, on Tuesday last, in 74, 50m. the quickest passage yet made. Distance about 120 miles.

Christopher Hecluler, a gold refiner in Rutherford county, N. Carolina, states that he has coined at his establishment, since the 18th June, 1831, as follows:

Coined in \$5, \$5 50 and \$1 pieces, 104,330 dwts.

Fluxed, 259,780 dwts.

A long concealed pot of Spanish dollars has been discovered in digging the cellar for a house in Germantown, Pa.

Some person has made the following exact estimate of the property of the late Mr. Randolph! Four thousand acres of river land, averaging \$20 per acre, \$80,000; two hundred negroes, at \$300 each, \$60,000; horses, carriages and furniture, \$15,000; books and wine, \$10,000; ready cash, \$10,000—making an aggregate of \$175,000.

[The Fredericks-burg "Arenas" says—The rumor we gave in our last, upon the authority of a New York paper, that Mr. Randolph had provided for the manumission of his slaves, is, we believe, well founded. The *Comptroller* says the number is more than a hundred. We have it from a good source that the number is not far short of five hundred.]

By the present arrangement of the steamboats and rail road cars, passengers may proceed from Philadelphia to Baltimore, and back again the same day. Time of travelling from 6 A. M. to 10 P. M. with 30 minutes for business in either of the cities.

Another venerable and valued citizen has departed. *Oscar Hildt*, require, died at New York, on the 1st inst. in the 74th year of his age. A sketch of his character is laid off for insertion.

The Camden and Amboy rail road company are doing a heavy business. About seven hundred passengers travel in their different lines daily, and the number is continually on the increase.

Mr. Webster is on a journey to the west, and is everywhere received with the highest marks of respect. At Utica, N. Y. he was called upon by several hundred persons, of all political parties. A well deserved compliment to his character and talents.

## FOREIGN NEWS.

From London papers to the 23rd April.

## GREAT BRITAIN AND IRELAND.

In the house of Commons on the 17th, Mr. Grant brought forward his motion for the emancipation of the Jews, which, after an interesting debate, the motion was put and prevailed, without a division.

On the same day, a motion was offered requiring a return of the number of American ships, with their registered tonnage, entered inwards into the port of Liverpool from New York, from 1st January, 1832, to 1st January, 1833. A like return of British ships for the same period. Also, return of the number of bales of cotton entered inwards into the port of Liverpool from the United States in foreign ships from 1st January, 1832, to 1st January, 1833. A like return in British ships for the same period.

Mr. O'Connell called the attention of the house to the proclamation of the lord lieutenant of Ireland, requiring the government to give the reasons for applying the late act to Kilkenny. After some debate, the question was taken, when only twenty-eight voted in favor of Mr. O'Connell's motion. There were 143 members present.

On the 18th, lord Althorp moved for leave to bring in a bill for the commutation of tithes. His lordship stated that the amount of the whole church revenue in England did not exceed £3,500,000, and that the average income of the clergy, including deans, archdeacons and prebendaries, was not more than £300 per annum. The measure he proposed was, in the first place, to give permission to the tithe payer and the tithe receiver to make a perpetual commutation at a corn rent, varying according to the price of corn; and if at the end of the year the parties should not have agreed, then to make a commutation of the tithe compulsory, at the wish of either the payer or the receiver; the amount in such case to be fixed by the valuers appointed by the bishops and the magistrates quarter sessions. The tithe receiver to have the option of being paid in money or grain, and in case of his preferring the latter mode of payment, the payer to have the selection of the kind of grain in which payment is to be made.

The leave asked, was granted after debate. The principles of the bill seemed approved, but some of its details were objected to.

Mr. Hume moved two resolutions relative to sinecure offices; the first of which was, "that in all future vacancies of sinecure offices in the civil and colonial service of the country no new appointments to such vacant offices shall be made with any salary, fees or emoluments thereto attached;" and the second resolution was, "that no person shall receive any salary, fee or other emolument, from any office to which he may be appointed, the duties of which are, or shall be performed by deputy." Lord Althorp did not object to either resolution, and after a few observations, by several members, both resolutions were agreed to.

On the 19th, lord Althorp moved the financial statements, or offered the "budget." He proposed to reduce the duties on advertisements, on marine insurance policies, on shop windows, soap and raw cotton—the latter one-third; and abolish the taxes on carts, clerks, porters, riders, &c. His recapitulation presented the following view of the state of the revenue:

1. Tithes—whole duty	100,000
2. Marine insurance—estimated diminution	75,000
3. Advertisements—do.	100,000
4. Assessed taxes—reduction of house and window duty on shops	244,000
5. Cotton—reduction of additional duty imposed in 1831	593,000
6. Soap—(half present duty)	300,000
	593,000
Estimated return on soap	£1,349,000

Probable loss to revenue . . . . . 1,056,000

Lord A. mentioned many savings which have been made—in parliamentary places, diplomatic expenses, and in the abolition of offices, retired list. The places abolished were 1,387, at an average annual value of £173 10s. each.

The following extract from his speech may be sufficient to give a general view of the revenues and expenditures of the United Kingdom:

"I shall now begin my financial view, by stating the amount of the income and expenditure for the year between the 5th of April, 1832, and the 5th of April, 1833. The amount of the in-ditance for the year was £46,853,000; the amount of the expenditure was £45,369,000, leaving an excess of income over expenditure of £1,487,000. The committee will, I have no doubt, be probable excess of the income over the expenditure below this, I only calculated the excess at £800,000; but I am happy to say

"He said that the income of the church was grossly exaggerated. It had been asserted that it amounted to £9,000,000. Now, the incomes of the bishops (including the bishopric of Bodor and Mao), were £158,000; that of the deans, &c. £238,000; and that of the parochial clergy he estimated under £3,000,000; so that, instead of £9,000,000, the amount was not three and a half millions.

[This is a very different account from that generally given. The sees of the bishops have been reported as worth a much larger sum.]

that by the reduction of expenditure, the excess of income over expenditure, £1,487,000, will more than enable us to cover the deficiencies of the preceding year. (Cheers.) That deficiency the committee will recollect was £1,300,000. Taking the two together, the committee will see that the improvement on the revenue of the present year is not less than £2,787,000. (Cheers.) I will now state what the income of the country was for the two years. For 1832 it was £46,618,000; for 1833 it was £46,853,000. Showing an excess to the latter year of only £235,000, and proving that the surplus of the year arose from the expenditure being considerably reduced.

"The expenditure for the year ending April, 1832, was £47,859,000; for 1833, £45,366,000, the diminution being £2,493,000 for the last year. It will be seen from this statement that the improvement which has taken place may be expected to be greater in the following year, because it does not depend on any accidental increase of revenue, but on the economical management of the public funds, and on the saving thereby effected. I will now state more in detail the income and expenditure of the last year. The income last year from the customs was £16,769,651; from the excise £16,529,131; from the stamps £6,857,540; from taxes £5,963,937; from post office £1,433,900; from miscellaneous sources £239,520, making a total of £46,852,650. I will now state the expenditure. The sum charged for the debt, including interest on exchequer bills—the whole sum charged to the consolidated fund for the debt was £38,225,791. The other charges on this fund were £1,850,948; making the whole charges on the consolidated fund £40,084,739. The expenditure of supplies was—for the army £7,096,408; for the navy £4,505,000; for the ordnance £1,634,817; for the miscellaneous service £2,138,953; making a total of £45,365,507.

"The expenditure for the preceding year was—for the army £7,851,000, which last year was reduced to £7,006,988; the expenditure for the navy in the preceding year was £4,842,855, and in the last year £4,505,000; the ordnance for the preceding year was £1,478,944, and for last year £1,634,812, being an increase of £155,878; the miscellaneous was £2,000,430 in the preceding year, and in the last year it was £2,133,953, showing a diminution of about £800,000. I have already stated the balance of the revenue over the expenditure for the last year, at £1,487,000; and I will now calculate what is likely to be the estimated balance of the ensuing year, supposing no alteration in the duties, and that the revenue should remain as at present. The whole amount of the revenue for the year will be £46,494,198; and I do not take it as so large a sum as last year. I look for a reduction in the excise; because the arrears of the malt duties, which were due at the close of last year, were much greater than were due at the close of the present year. The charges on the consolidated fund for the present year will not be the same as for the past year. I have obtained an estimate of the increased charge, and the expenditure charged on the consolidated fund for the year will not be less than £30,300,000."

On the 19th, a deputation, consisting of more than three hundred persons, representing the sentiments of those who are desirous for the immediate emancipation of the slaves in the West Indies, waited on Mr. Stansley at the house of commons.

Mr. Stansley said that a notice of motion given by his noble friend (lord Althorp) on the subject respecting which the feelings of the country were much excited, stood for Tuesday—he meant the motion respecting colonial affairs. Although it was most important that the views of his majesty's government, with regard to that subject, should be stated to the country as early as possible, yet, under the circumstances under which the question came into his hands, he trusted he should not trespass too largely on the indulgence of the house if he asked to be allowed to postpone the motion from Tuesday next till Tuesday the 14th of May. (Hear, hear.)

The papers by this arrival contain the proclamation of the lord lieutenant, for the suppression of the Irish volunteers. The preamble reciting the *whereas*, the operative part of the proclamation is given in the following terms—

"Now, we, the lord lieutenant general and general governor of Ireland, deeming the said association, called 'The Irish volunteers,' to be dangerous to the public peace and safety, and our order in writing, prohibit and suppress the said association; and we do hereby, by this our order, prohibit every and any association, renewal, or otherwise continue meeting of the said association, or of any part thereof, under any name, pretext, shift, or device whatsoever.

"Given at his majesty's castle of Dublin, the 10th day of April, 1833. By his excellency's command, 'W. GOSSETT.'"

The following document contains the general instructions to the military in reference to the performance of their duties under the suppression bill.

## General order.

Adjutant-general's office, Dublin, April 11. I. In the discharge of the important duties they may be required to perform in the county of Kilkenny, the lieutenant general commanding the army in Ireland calls on the officers, non-com-

"The 'National Trade's Political Union' was, in like manner put down on the 17th April.

missioned officers and soldiers, to exercise the utmost possible caution; and whilst by their exertions in aid of the civil authorities, they mark their determination to use their best endeavours to prevent outrage and restore order, he has no doubt that they will by their good conduct and kindness towards the inhabitants, obtain their confidence, and conciliate their good will.

2. Officers having the commission of the peace must above all things, be most careful to confine themselves strictly within the powers conferred on them by law.

3. All those acting as magistrates, and all others in command of detachments, will take every pains to acquire a knowledge of the dangerous characters resident in the vicinity of their quarters, and in conjunction with the police, to apprehend such as are charged with crime, or who, being suspected of it, are found transgressing the law, by being absent from their houses, between the hours when such absence is illegal; in order to effect this, patrols of police, and military combined, should be frequently made at different times of the night, and with the utmost secrecy.

4. Force will never be used when the object can be otherwise obtained; but against those who resist the law, the troops will do their duty.

By command of the lieutenant general commanding.

GEORGE DAGUILLAR, dep. adj. gen.

The *cholerae* is raging generally in London. Many distinguished individuals have been attacked; but not many persons had died of it. The generality of the disease may be estimated from these facts—that the business of several of the courts was interrupted—that nearly eight hundred of the London police were sick—that the Italian opera, Covent Garden, Drury Lane, the Haymarket and Strand theatres, were all closed, because of the illness of performers, though at one of them a play had been "ordered by her majesty." It is said—"there is not an inhabited house within the bills of mortality, in which there has not been one or two sufferers." Those who live in damp situations suffer most.

The same disease prevails in Dublin. The first private exhibition of martial law in the "proclaimed" district of Kilkenny took place on the night of the 14th of April, when 8 men were taken up, being found out of their houses at 11 o'clock at night; some of them at a public house. They were brought before a board of magistrates, consisting of the deputy mayor, Joseph Greene, resident county magistrate; the recorder, and Aldermen Robinson and Gore, by whom they were desired to give an account of themselves. It appeared they were from home through inadvertence or carelessness, "as they intended no harm," and were discharged with an admonition from the bench. It appears that no military authorities set in judgment. Two others were not so fortunate, and were committed.

The Whitesheet were yet active in outrages. The reverend sir Rowland Hill died on the 10th April, in the 86th year of his age.

#### RUSSIA, &c.

Begin of the 6th of April, 1855. The appearance of the disease which is probably only a modification of the cholera, does not excite so much alarm as the latter disease did two years ago. This new disorder is said to have reached the Vistula, and in some places to have passed it, and to be a diarrhoea, which very soon proves fatal. The influenza rages here in an extraordinary degree, and the small pox and measles, which preceded it, abate very slowly. In the school for cadets, 90 boys are ill of the latter disease, but none have died.

#### FRANCE.

The detachment of Polish refugees which left Besancon on the night of the 7th of April, consisted of three colonels, six lieutenant colonels, 12 majors, 68 captains, 96 lieutenants, 204 second do. 8 non-commissioned officers and 25 privates.

At the sitting of the Chamber of Deputies on the 19th April, the discussion of the budget of ways and means, for 1855, was resumed and finally adopted, by a vote of 198 to 34. The amount required and agreed to was 996,879,548 fr. including 1,705,000 fr. the estimated receipts from Algiers.

According to a royal ordinance dated the 4th of April, rectifying several tables of the population of France annexed to the ordinance of May 11, 1833, it appears, says a Paris paper of the 30th, that the total population of the kingdom amounts to 38,666,072 souls, being 3,138 more than in the first tables.

Four more physicians have been sent to attend upon the Duchess of Berry!

It is said that Lucien Bonaparte is about to visit the United States.

#### HOLLAND AND BELGIUM.

Another diplomatic note, signed by Talleyrand and Palmerston, is published—but things remain as they were.

#### GERMANY.

The diet has availed itself of the pretence afforded by the riot at Frankfort on the 3d of April, to introduce the troops of Austria into that city, to keep the inhabitants under closer subjection. Prussia, too, which has always on the alert to enforce the principles and decrees of the diet, has quartered a body of troops in the environs. Measures are also said to be in agitation by the diet to suppress, still more effectually, any murmurings of the press.

Frankfort is called a "free" city, and the people are very indignant at being thus garrisoned. The Gazette of the 11th

April says—"Our town remains perfectly quiet, but the posts Stevens have been fixed to all the windows of the prison which look towards the street since the confinement of the political prisoners. This will not deprive them of light or air, but will only prevent their being seen from without."

#### TURKEY AND GREECE.

Some negotiations appear to be going on between the sultan and the pacha. The Russian fleet remained in the Bosphorus, and Russian troops were on their march for Constantinople. An English fleet of 30 sail was said to be off Tenos, thought with a view of blockading Constantinople, if the British and French shall not interfere. Ibrahim, with 80,000 men, was reported as advancing from Koniah, with the supposed purpose of attacking the Turkish castle on the Asiatic side of the Hellespont.

#### GREECE.

The French troops were just about leaving Greece.

#### LATER NEWS.

From London papers to April 30, inclusive.

#### GREAT BRITAIN AND IRELAND.

In England the ministry have been left in a minority on the malt tax, the duty on that article having been remitted by a majority of 10, which, by some of the English editors, is thought to be a virtual annihilation of the budget of the chancellor of the exchequer. The Times of the 30th April, however, in remarking upon that subject, says:

"The idea of the administration resigning on such a point would be the height of folly and absurdity. There could scarcely be a greater calamity for the present country than a change in the counsellors of the crown at the present moment, when plans have been matured for the settlement of so many great questions, and when the country is so eager to reap some of the fruits of the reform. The arrangement of the affairs of the East India company, the bank charter question, the new code for abolishing or mitigating colonial slavery, the state of the church, besides many other things of great importance, press for an immediate decision. The least interruption to the march of the government at this interesting crisis would lose half of one of the most important sessions in our annals. Besides, no party but the faction of anarchy could gain any thing by the change. The return of the tories to office is impossible; the country rejects them, and they themselves are confessedly afraid to take it; and we suppose the country is not yet prepared to submit to the dominion of the Irish lord of misrule, or of the Brunswick Hampden. All that we could gain by any exhibition of unparliamentary pique or pride in tendering their places by the present cabinet, would, without some convincing and great interruption to the business of the country. We hope, however, that ministers will take warning from the danger into which their own want of foresight has plunged them."

[If it is proper that an administration should retire, on the failure of support for a majority of its measures, it is not for the United States? We believe that only one favorite project has received the support of our house of representatives—and that (for the removals of the Indians), by a very spare vote.]

It seems that the ministers had decided not to resign, and that the king expressed his unabated confidence in them.

Private letters say, that unless the house of commons reconsider the vote on the malt duty, the property tax will certainly be carried.

The cotton duty reduction was fixed to go into operation on the first of June. The merchants at Liverpool had petitioned that it might be postponed to a further period, but the ministry refused to comply with their request.

There has been a good deal of fluctuation in the price of British and foreign stocks, at London.

A London paper, called the *Old England*, in speaking of the coercive measures adopted towards Ireland, says "protestant England is now becoming aware that the *fight of her faith* must be fought in Ireland."

In the house of commons on the 22nd April, Mr. Attwood's motion for an inquiry into the distress of the country, and especially as to how far that distress was connected with the operation of the monetary system, was three nights debated, and Mr. Attwood's motion, which was opposed by ministers, was rejected, 331 to 139. Lord Althorp then put his original motion, which was carried by 304 to 49. It was as follows:

"That any alteration of the coinage for the purpose of lowering the standard of value, would be highly inexpedient."

The vote by ballot was the subject of a long debate. Lord Althorp, though an open advocate of the ballot out of the house, yet opposed Mr. Grote's motion that "in all future elections, 311 votes be taken by ballot"—and it was consequently rejected, 311 to 105. For a reformed parliament, this is a strange decision.

#### FRANCE.

The duke of Orleans was to start for England on the 15th of May, and would pass some weeks in London. The duke de Valence, son of the duchess de Dino, was to accompany his royal highness.

The acts of certain of the Poles, in France, in leaving the places assigned them, as mentioned before, will, probably, cause many difficulties in respect to these, and also others, who re-

maintained in depot. Under the present circumstances, the French government, it is said, means to apply the law which authorizes it to refuse the admission of foreigners whose presence may disturb the public tranquillity.

The French government are preparing a large naval force at Toulon, to be in readiness to go to sea upon the arrival of the English squadron, which was expected soon to arrive there. Orders had been transmitted to the stockkeepers to provide a quantity of materials for their service.

The Carlist journals assert that the duchess de Berri is extremely ill. Her devout partisans deny her pregnancy, and maintain that she is afflicted with some singular complaint, which can only be cured by miraculous powers; and a lady of rank, in Paris, has accordingly transmitted a part of the gown of the Notre Dame de Lorette, for the duchess to kiss. A radical cure is expected shortly to be effected.

The French chamber of deputies have voted 50,000 francs, for the purchase of the MNS, and works of the late M. Chateaubriand; and a pension of 3,000 francs to his widow.

#### TURKEY AND EGYPT.

German papers mention that the agents of Ibrahim Pacha are very active at Constantinople; that the sultan is in hourly danger of his life; and that fears are entertained about bringing the Russian troops into the capital, as the sight of them might make the people desperate and accelerate an explosion. The same authorities state that ten thousand Russian infantry have passed the Danube on their road to Constantinople. Accounts from Berlin speak of a report to the effect that a proposal has been made by one of the European cabinets for diplomatic conferences at Vienna, for the purpose of discussing in common the affairs of the east.

It seems clearly understood that the Turks have invited the protection of the Russians. And yet said, that the Porte, more fearful of his friends than his enemies, had refused to accept the terms offered by the British cabinet. We think that both may be true—such a cabinet as that of Constantinople.

Another account says—the sultan has consented to treat with the viceroy of Egypt, upon the basis of the propositions transmitted by him to his son Ibrahim. The French envoy appears to be acting the part of a mediator between them. All active proceedings are therefore suspended for the present.

Another—the sultan has accepted the terms of peace proposed to him by the pacha of Egypt, through Ali pasha.

#### GERMANY.

The late events at Frankfort, &c. have caused much excitement, and may produce important effects, in Germany. The people seem kept "in order" only by the pressure of military force.

#### POLAND.

The Augsburg Gazette of the 15th of April states, that an insurrection of the Poles had taken place at Cracow, who had cut so pieces some detachments of Russian troops. Considerable bodies of Poles are represented to be organized in the forests, and the Russian government is said to have had recourse to severe measures to suppress the spirit of revolt that has been manifested.

Another account says—the sultan has consented to treat with the viceroy of Egypt, upon the basis of the propositions transmitted by him to his son Ibrahim. The French envoy appears to be acting the part of a mediator between them. All active proceedings are therefore suspended for the present.

Another—the sultan has accepted the terms of peace proposed to him by the pacha of Egypt, through Ali pasha.

#### PORTUGAL.

Accounts from Madrid state that there is reason to believe that the affairs of Portugal will be arranged in a manner to conciliate the princes of the house of Braganza.

#### BARRARY POWERS.

A letter from Genoa, of the 18th inst. says—"some misunderstanding has arisen between the regency of Tunis and this government, who have fitted out four double-banked frigates, which have sailed. Another double-banked frigate and several gun-boats are preparing, said to be destined for Tunis. A report has reached this from Tunis, of the 9th inst. that great preparations for war were making there, and that the Goletta was being put in the best state of defence. About 10,000 men were engaged."

#### BEHON AYRES.

On the 26th, the house of representatives, after a long debate, passed the following decree, which we hail with pleasure as indicating the advance of liberal sentiments in our sister republic:—"The government is authorized in the case of Mr. Samuel F. Lafone and Donna Maria Querido, or in any case of a similar nature which may occur, to grant a dispensation of the impediments which were established by the civil laws, in order to the celebration of marriage between Catholic and Protestant individuals."

The parties above mentioned, are those between whom marriage was solemnized by our fellow countryman, rev. William Torrey, and for which both he and the wife were subjected in a long series of vexations, both from the civil and ecclesiastical powers of the country. The British Packet however states, that "notwithstanding the discretionary power which has been

given to the government, there still exist ecclesiastical impediments to the intermarriage of Catholics and Protestants, which we believe has been, in no instance, dispensed with by the present prelate.

—*Journal of Com.*

#### THE LATE JOHN RANDOLPH.

At a meeting of citizens of Philadelphia, assembled the 25th May, 1833, in the district court room of the United States, to unite in a tribute of respect to the remains of our distinguished countryman, the late JOHN RANDOLPH, of Virginia, who died on Friday last in this city, on motion it was resolved unanimously, that the hon. Joseph Hopkinson, take the chair, and that the hon. John G. Watson, be appointed secretary.

The object of the meeting having been stated from the chair, the following resolution was moved by Mr. Sergeant, and seconded by the hon. Horace Binney.

Resolved, That \_\_\_\_\_ be a committee to confer with the personal friends of the deceased, and if consistent with their views and feelings, to make arrangements for uniting with them in a public tribute of respect to the remains of our distinguished countryman, the late JOHN RANDOLPH, of Virginia, whose death in the midst of us, has peculiarly reminded us of the splendid contribution his talents and genius through a long public life have made to the reputation of our country.

The resolution being under consideration, it was moved by Joseph E. Ingersoll, esq. and unanimously carried to fill the blank with *fec.*

The following named gentlemen were accordingly announced, Horace Binney, Nicholas Biddle, Samuel Breck, Joseph Hemp-hill, Richard Willing, C. J. Ingersoll, James Brown, gen. Cadwallader, John Sergeant, George M. Dallas.

On motion of David Paul Brown, esq. it was unanimously resolved, that the chairman and secretary of this meeting be added to the committee.

On motion of the hon. John Sergeant, it was Resolved, unanimously, That the committee make known their proceedings through the public papers, unless they should deem it expedient to call another meeting.

On motion, the meeting there adjourned.

JOSEPH HOPKINSON, chairman.

JOHN G. WATSON, secretary.

The meeting having adjourned, the above named committee met accordingly:

After a few preliminary remarks from the chairman, Nicholas Biddle, esq. a motion was made and carried unanimously, authorizing him to communicate with the friends of the deceased, and ascertain what future mode of proceeding would be most acceptable to them, and most suitable to the occasion.

The following correspondence is the result, which we are happy to be able to lay so prominently before the public.

Philadelphia, May 25th, 1833.  
John S. Barbour, Henry E. Watkins and William J. Barzdale, esqrs.

GENTLEMEN—I have the honor to enclose you as the friends of the late JOHN RANDOLPH, of Virginia, a copy of a letter which I have just directed to consult you as to the most acceptable mode in which the melancholy offices of respect due to an occasion which has deprived you of a personal friend, the state of Virginia of a distinguished son, and our common country of one of her most eminent citizens. I shall be happy to communicate your views to the committee, and in the meantime remain, with great respect, yours,

N. BIDDLE, chairman.

Philadelphia, May 25th, 1833.  
SIR—We have received your letter of this day, covering the proceedings of the citizens of Philadelphia, assembled on the occasion of the death among them of John Randolph of Roanoke.

This melancholy event deprived the state of Virginia of a distinguished citizen, who has illustrated his claims to her respect and regard, in a life of faithful and active service. The sovereignty, prosperity and renown of that commonwealth were objects of his affection, at all times close to his heart; and in their support he employed the best efforts of his powerful and splendid genius. The tokens of respect that you have shown for his life and memory, cannot but be grateful to those who hold in just estimation the virtues, the abilities, and public services of Mr. Randolph. In return, we beg you to receive from ourselves and other citizens of Virginia, now present, our cordial and grateful acknowledgments.

The wish which he avowed for the removal of his mortal remains, and their interment within his native land, will make their early departure necessary. And the delay that must follow the acceptance of any further tribute of the memory of the deceased, than that already manifested by the inhabitants of this city, would be attended by great inconvenience. It is declining, as we most respectfully do, your generous proposition, to unite with us in doing other honor to the memory of our distinguished countryman. With all respect, your obedient servant.

(Signed)

HENRY E. WATKINS,  
W. J. BARZDALE.

N. Biddle, esq. chairman of the committee in behalf of the people of Philadelphia.

Substance of the remarks of Messrs. Sergeant and Binney, at the Philadelphia meeting.

Mr. Sergeant said, he rose to offer a resolution upon the subject which had caused this meeting. The very distinguished citizen who had here terminated his mortal career, though he had died away from his home, had not died among strangers. He was well known in the city of Philadelphia. He was known throughout the United States. He was known he might add, in every part of the world where the language was understood in which he spoke, and there were men capable of appreciating the extraordinary powers he had exhibited in a public life of between thirty and forty years. In our department of high intellectual exertion, he had justly acquired a pre-eminent reputation, and by it he had added to the reputation of our country. He had contributed to place her, at least, on a level with other nations, and to enable her to put in a well founded claim to the praise of eloquence. It was due, he said, to this community, it was due to the personal friends of the deceased, it was due to the state of Virginia, whose eminent and honored son he was, that the occasion should not pass without some public expression of the sensibility which the death of our distinguished countryman so naturally excited.

In the course of a long public life, full of keen and ardent contest, Mr. Randolph, it was not to be denied, had often offended those who came in contact with him. This kind of irritability, perhaps, belongs to the constitution of a highly gifted nature. Genius is apt to be irritable. This flame that is so often afar off, must burn intensely. It overheats the frail vessel that contains its elemental fire, and often scorches those who are in its immediate neighborhood. Death strips off the covering, and with it should fall into the grave the memory of its infirmities. What remains, is light, purified by separation. Shining, but not consuming, but spreading its rays in all directions, it enters into the mass of intellectual light, which adorns and enriches our country.

He said he would make but one more remark. That Mr. Randolph should have come here to die, was, to us, merely accidental. And yet there was something in it, which one who loves the union, could not but heartily welcome. Virginia's eminent son loved and honored his native state as much as any man could do. It was his pride to be in all things a Virginian; and Virginia requited his affection with continued confidence. At her feet he had laid the trophies he had won, and she repaid, and sent him forth again to earn new honors. That he breathed his last breath here, in Pennsylvania, would seem to signify that Virginia's eminent son was also a son of the union; that the title of citizen of the United States was still the paramount title, and that the whole union was his country. He said he would detain the meeting no longer.

When seconding the resolution, Mr. Binney said, that while he could add nothing to the force and beauty of the remarks with which the motion was introduced, he would permit him to assign satisfaction to second it. It must be confessed that Mr. Randolph was an extraordinary man; extraordinary in many points, and particularly in his command of the public ear for so long a period, by his signal accomplishments as a debater. He has perhaps spoken to more listeners than any other man of his day, having been heard by multitudes of men by the force and pungency of his language, the facility and beauty of his enunciation, and the point and emphasis of his most striking manner. No man who has heard Mr. Randolph, can ever forget him; and no man who ever heard him utter the way of an excitement to which allusion has been made, that was sometimes said which his most partial admirers wish to forget. The recollection of these occasions has however passed away, and there remains only the remembrance of those powers which have added another name to the list of our eminent countrymen. Mr. Randolph has been in public life from nearly the dawn of parties in this government to the present time; sometimes a leader, thoroughly prepared and efficient, and always even after sickness had impaired his physical powers, a man whom every one was more willing to have on his side than any other man of his age who belongs to his country. His reputation as a patriot, and the respect of his immediate neighborhood and confidence and affection of his friends and home, it is the duty of hospitality, as well as of sympathy and patriotism, to honor by remembrance. I therefore cordially second the motion of Mr. Sergeant.

#### NOTICES OF HIS DEATH

By the editors of the "National Intelligencer."

The Philadelphia paper announces the decease of the hon. John Randolph, of Virginia, who expired at the city hotel, in this city, on Friday last, at noon. Mr. R. passed through this city on Sunday week, in an extremely feeble condition; and in a hopeless state of his health for some time past, and was generally known to his friends, that the news of his death will cause little surprise to them, however late it may be regretted.

Mr. Randolph, it is well known, was a member elect of the 33d congress, of which body he had been, with occasional intermissions, a member for thirty-five years. From his first entrance into public life, in 1798, he has been one of the most pro-

minent politicians of our country. In some respects, he was one of the most remarkable men of the age, and a few particulars, perhaps, the most remarkable. In the course of his long career, the peculiarity of his temper, and his propensity for sarcasm, made him enemies, no man, on the other hand, has warmer personal friends; and the time has been when few would have disputed the justice of the high compliment which was paid him when he was pronounced to be "eloquent as CRATHAS and CATO incarnate!"

By Mr. Pleasants, editor of the "Richmond Whig."

At the present crisis of public affairs, this event cannot be deplored by every friend of static rights, as a national calamity. We eagerly looked forward to the time when Mr. Randolph would resume his station in the councils of the nation, as the era from which the doctrines of Jefferson were destined to date their regeneration. We could not bring ourselves to believe that he would not survive his voyage.

Mr. Randolph and ourselves were long at enmity; but we never for a moment withheld from him that admiration which his miraculous powers demanded from all. The former sentiment has long since died; the latter flourishes in renewed vigor, and will cease but with the extinction of life. If ever this country owned a man, possessing in a very high degree, those properties usually attributed to genius, apart from what authors denigrate, we especially intend, John Randolph, was that man. The rapidity and extent of his progress is almost without a parallel in the history of the world. The eagle brilliancy of his eyes, celebrated wherever he was known, and which almost possessed the power of petrifying those who encountered his gaze, was but a type of the almost superhuman strength, and clearness of his intellect. He arrived not at conclusions like ordinary mortals, by the slow process of reasoning. With him to state the premises, and to see the inference at once, was instinct. Nor were his conclusions less correct, than if derived from a long chain of reasoning, like the instinct of Zerah Colburn, distancing and astounding the profoundest philosophers, without himself knowing how to explain the operation of his wonderful talents. The singularities of Mr. Randolph, were such as universally attract great genius, when coupled with an infirm constitution. The truth of this is exemplified in the cases of Pope, Rousseau, Alfieri, lord Byron, and others, whose eccentricities though probably not so extravagant, very much resembled his. Peace be to his ashes. He will be considered by future ages, when the rage of party is forgotten, the pride of his country, and the miracle of his age.

By Mr. Ritchie, editor of the "Richmond Enquirer."

John Randolph, esq. of Roanoke. Some abler pen than our own, will be found to do justice to the merits of Mr. Randolph. We may say as much, that a great genius was manifested. As an orator, he was, with one exception, superior to any other man whom Virginia, and we may add, the United States, has ever produced—Patrick Henry alone bears away the palm from all competitors. For his powers of conversation, Mr. Randolph stood unrivalled. His gains were of the most brilliant order—and the most polished taste had lent all her graces to his intellectual gifts. The rights of humanity, the rights of distinguished services he has rendered on numerous occasions to his elevated cause. Peace be to his ashes! The man that traces these hasty lines buries all unworthy feelings in his grave.

Arrival of the remains of Mr. Randolph, at Richmond—from the Whig of May 30:

The remains of Mr. Randolph arrived last night in Richmond, where the funeral service of the Episcopal church was read over by the Rev. Mr. Lee. Accordingly, at ten o'clock, after a few weeks' sojourn, in the request of the deceased, he having intimated a wish that no funeral sermon should be preached over him. The procession this was all the ceremony, he having intimated a wish that no funeral sermon should be preached over him. The procession was instated a few minutes after eleven, and was followed by Mr. Major's meek concourse of people as far as the tower of Mr. Major's bridge. Thirteen minute guns were fired, under the command of lieutenant, by a detachment of artillery, under the command of lieutenant, as a token of respect entertained by that company for the memory of the deceased. Lieutenant Randolph who arrived last night, joined in the procession. Julia and Johnny whose names have become classical, and will go down in posterity in an indissoluble union with that of their master, formed a conspicuous part of the procession. Our sympathies were deeply affected by the silent and unobtrusive grief of the former, down whose cheeks the tears trickled, as he assisted to place the remains of his mother in the hearse. Strange as the deceased was known to be in his humors, capricious as was his temper, and small as his sympathy with mankind might appear to be, he had yet so much contrived to entwine the affections of the poor African around him, that he has probably never thought of casting without him.

Mr. Randolph's mind is said to have blazed out powerfully and brilliantly, as the lamp was dwindling into the socket. His mind dwelt incessantly upon Virginia, his desires were directed to the land of his birth, the home of his ancestors, and the theatre of his glory. His desire to be buried in his native land is characteristic.

By Mr. Morison, editor of the "Richmond Enquirer."

It is rumored that Mr. Randolph has by his will left all his slaves free.

## POST OFFICE DEPARTMENT.

April 25th, 1833.

Regulations for the government of the mail arrangement on the great Atlantic line from Washington, D. C. to Portland, Maine, commencing on the 1st May, 1833.

1. Double mail lines are to be run from Washington to Hartford, Ct. one of which will be known as the *fast line*—the other as the *ordinary line*. East of Hartford the mail is to be conveyed as now in one line; but conformably to the following schedule:

2. The fast line is to convey no other matter than letters and newspapers, and to deliver mails at the following offices only: Washington, Baltimore, (Wilmington, on the winter arrangement), Philadelphia, New York and Hartford.

3. The ordinary line is to convey all mails and mail matter not admitted into the fast line, and to deliver mails at all offices on the route.

4. The mails for the fast line are to be made up at each of the above named offices for every other of the above named offices, both delivery and distribution, under a distinct address to it—and marked "fast mail"—and be placed in a red canvass bag addressed by label to such office—no other portmanteaus than those under the large lock, and no other canvass bags than the red cases are to be conveyed by the fast line.

5. No distribution of the fast mails by an intervening distribution office is to be made—but all such intervening distribution offices will have their fast mails made up as aforesaid half an hour before the time set for the arrival of the mail, so as to subject it to no greater detention than will be required for opening the bags and taking out the mail for said office, and returning its own mails to the bags and closing the same.

6. Care should be taken to put in red bags to go out of the portmanteaus only such published matter as is entitled to go in the fast line, and to put such matter invariably in red bags. This regulation applies to mails to be conveyed on the great western line from Baltimore. Red bags in portmanteaus are to be labelled on wrapping paperfolded, and tied and sealed at the mouth of the bag—out of portmanteaus on wood.

7. When a canvass bag, addressed to an intermediate point, as to New York for instance, is received at that office and emptied of its contents, let it pass through to the end of the fast line, Hartford for instance, as an empty bag open, with the label pinned on, to receive the return.

8. The offices of Portland, Portsmouth, Boston and Providence will, in making up their delivery or distribution mails admissible in the fast line for the large offices on the route of that line, mark them "fast mail" for the better convenience of the postmaster of Hartford in arranging the mails, to the appropriate bags.

9. Mails for Wilmington from the east will be, during the summer arrangement, sent to Philadelphia, from which office they will be despatched direct to Wilmington. At Washington and Baltimore, they will be made up in a separate portmanteau, under a large lock, to be left at New Castle.

10. The schedule for the winter arrangements is to be observed at Washington, Baltimore, and Philadelphia, whenever steamboats cease running on the Chesapeake and Delaware—at New York and the offices east of it, whenever steamboats cease running between New Haven and New York.

11. Ordinary mails from Washington to Baltimore, and vice versa, are to be despatched every morning and to run through in not exceeding seven hours.

12. Ordinary mails from Baltimore to Philadelphia, and vice versa, are to be despatched by every steamboat of the "Pennsylvania, Delaware and Maryland steamboat company," and by the Havre de Grace and Port Deposit stage lines.

13. Ordinary mails from Philadelphia to New York, and vice versa, will be sent as now by the steamboat line, and by a stage line to depart early in the morning from Philadelphia, so as to lay, in time, upon the steamboat line at Trenton, by which stage line the mails for Trenton and intermediate offices are to be sent—and by a stage

line to depart at the latest hour for crossing the Hudson river from New York, to go to Newark that night and lap the next morning on the steamboat line at New Brunswick by which stage line, the mails for New Brunswick and the intermediate offices are to be sent—on the winter arrangement a second stage line for the ordinary mail will be sent regularly through from office to office.

14. Ordinary mails from New York to Hartford will be despatched daily by the steamboat and by the stages, Sunday excepted. On the Sabbath the fast mails will be sent by the stages, as the New Haven steamboats do not run on that day—returning, the ordinary mail will be sent by stages to New Haven and thence by steamboat to New York—and the fast mails will be conveyed the entire distance by stages. The stages conveying the fast mails may receive at the offices between New Haven and New York pocket mails to be delivered at New York.

15. The distribution at Stamford is discontinued. It will hereafter be performed in the post offices at New York and Hartford.

16. To prevent delays, the contractor will receive his load of passengers and baggage before receiving the mail;—and the postmaster is required on discovering too great a load of the former to allow the requisite speed, to report the fact to the department.

17. Punctual arrival at or before the time fixed in the schedule, will be indispensable, as the outgoing mail is in no case to be detained beyond the time set for its departure, except in the single instance noted in the schedule.

18. The subjoined schedules will be faithfully complied with, and performed by each contractor on the line, from and after the 1st May, 1833.

19. Postmasters will report each failure immediately, with the cause if known—and will also report monthly registers of arrivals and departures.

20. Postmasters will advise the department of any disadjustment or want of the proper connexion with the pending routes that may be occasioned by the change of time made by the following schedules, together with their best suggestions of improvement.

## SCHEDULE NO. I.

## From Washington to Portland.

## SUMMER ARRANGEMENT.

Leave Washington at 12 night.  
 Arrive at Baltimore by 5 a. m.  
 Leave Baltimore at 6 a. m.  
 Leave Philadelphia at 6 p. m. (earlier if mail is in) run in 24 hours.  
 Arrive at New York by 6 a. m.  
 Leave N. York [1] at 7 a. m. on week days, in steamboat.  
 " [2] at 6½ a. m. or earlier, on Sundays, in post coaches.  
 Arrive at Hartford [1] by 7 p. m.  
 " [2] by 10½ p. m. Sunday.  
 Leave Hartford [1] at 8 p. m.  
 " [2] by 11½ p. m. Sunday.  
 Arrive at Boston [1] by 12 m.  
 " [2] by 3½ p. m. Monday.  
 Leave Boston [1] at 1 p. m.  
 " [2] at 4½ p. m.  
 Arrive at Portsmouth [1] by 11 p. m.  
 " [2] by 2½ a. m. Tuesday.  
 Leave Portsmouth [1] at 12 night.  
 " [2] at 3 a. m. Tuesday.  
 Arrive at Portland [1] by 9 a. m.  
 " [2] by 12½ noon, Tuesday.

## SCHEDULE NO. II.

## From Portland to Washington.

## SUMMER ARRANGEMENT.

Leave Portland at 10 a. m.  
 Arrive at Portsmouth by 7 p. m.  
 Leave Portsmouth at 8 p. m.  
 Arrive at Boston by 6 a. m.  
 Leave Boston at 7 a. m.  
 Arrive at Hartford by 11 p. m.  
 Leave Hartford at 12 night.  
 Arrive at New York by 4 p. m.  
 Leave New York at 5 p. m.  
 Arrive at Philadelphia by 6 a. m.



Leave Philadelphia at 6 a. m.  
 Arrive at Baltimore by 4 p. m.  
 Leave Baltimore at 5 p. m. but to wait for the mail a reasonable time in the discretion of the postmaster.  
 Arrive at Washington by 11 p. m.

SCHEDULE NO. III.  
 From Washington to Portland.  
 WINTER ARRANGEMENT.

Leave Washington at 9 1/2 p. m.  
 Arrive at Baltimore by 2 1/4 a. m.  
 Leave Baltimore at 3 a. m.  
 Arrive at Philadelphia by 5 1/2 p. m.  
 Leave Philadelphia at 6 p. m.  
 Arrive at New York by 6 a. m.  
 Leave New York at 6 1/2 a. m.  
 Arrive at Hartford by 10 1/4 p. m.  
 Leave Hartford at 11 1/2 p. m.  
 Arrive at Boston by 3 1/2 p. m.  
 Leave Boston at 4 1/2 p. m.  
 Arrive at Portsmouth by 2 1/2 a. m.  
 Leave Portsmouth at 3 1/2 a. m.  
 Arrive at Portland by 12 1/2 noon.

SCHEDULE NO. IV.  
 From Portland to Washington.  
 WINTER ARRANGEMENT.

Leave Portland at 9 1/2 a. m.  
 Arrive at Portsmouth by 6 1/2 p. m.

Leave Portsmouth at 7 1/2 p. m.  
 Arrive at Boston by 5 1/2 a. m.  
 Leave Boston at 6 a. m.  
 Arrive at Hartford by 10 1/2 p. m.  
 Leave Hartford at 11 1/2 p. m.  
 Arrive at New York by 3 1/2 p. m.  
 Leave New York at 4 1/2 p. m.  
 Arrive at Philadelphia by 5 1/2 a. m.  
 Leave Philadelphia at 6 a. m.  
 Arrive at Baltimore by 10 p. m.  
 Leave Baltimore at 11 p. m.; but wait for the mail a reasonable time, in the discretion of the postmaster.  
 Arrive at Washington by 5 a. m.

WM. T. BARTY, postmaster general.

We meet with the following, presented to shew the operation of the summer arrangement of the mails:

Baltimore	6	hours from Washington	38	miles.
Philadelphia	12	Baltimore	98	
New York	12	Philadel.	89	
New Haven	7	New York	76	
Hartford	6	New Haven	58	
Boston	20	Hartford	97	
Portsmouth	8	Boston	56	
Portland	9	Portsmouth	54	

Total 79 { from Washington } 542 miles.

COMMERCE AND NAVIGATION OF THE UNITED STATES—1832.

Extracts from the report of the secretary of the treasury concerning the commerce and navigation of the United States for the year ending September 30, 1832—with statements of the tonnage, &c.

SUMMARY STATEMENT OF IMPORTS.

WHENCE IMPORTED.	VALUE OF MERCHANDISE IMPORTED FROM EACH COUNTRY.						
	Free of duty.	Paying duties ad valorem.	Paying specific duties.	TOTAL.	In American vessels.	In foreign vessels.	From the dominions of each power.
Russia	\$146,769	\$724,721	\$2,380,362	\$3,251,852	\$3,093,756	\$158,096	\$3,251,852
Prussia	65	7,629	20,243	27,927	27,927		27,927
Sweden and Norway	65	3,165	1,094,164	1,097,394	804,856	292,538	1,150,804
Swedish West Indies	30,742	4,974	17,694	53,410	45,869	7,541	
Denmark	65	826	62,451	63,342	54,804	8,538	
Danish West Indies	230,728	28,551	860,087	1,119,366	1,080,375	38,991	1,182,708
Netherlands	45,782	702,418	612,468	1,360,668	1,225,648	135,020	
Dutch East Indies	58,518	12,544	597,912	668,974	668,974		2,558,474
Dutch West Indies	124,095	3,942	200,795	328,832	326,401	2,431	
England	1,144,460	28,924,914	4,779,188	34,848,562	31,706,333	3,142,229	
Scotland	7,084	1,277,270	296,458	1,580,812	262,372	1,318,080	
Ireland	316	457,873	33,702	491,891	374,870	117,021	
Guernsey, Jersey, &c.		370	164	534		534	
Gibraltar	15,104	54,801	900,953	279,858	279,858		42,406,924
British East Indies	943,867	1,457,375	837,696	2,538,938	2,538,938		
British West Indies	586,370	130,440	705,427	1,422,237	1,102,458	319,779	
British American colonies	839,031	109,962	280,533	1,229,526	821,378	408,148	
Other British colonies	1,000	93	1,438	2,551	2,551		
Cape of Good Hope	904	628	11,191	12,015	12,015		
Hanse Towns and Germany	139,005	2,465,879	900,212	2,865,096	1,590,624	1,274,472	2,865,096
France on the Atlantic	126,848	9,563,629	1,241,506	10,931,983	10,450,400	481,493	
France on the Mediterranean	38,458	534,792	670,725	1,243,775	1,119,874	123,901	12,754,615
French West Indies	160,564	9,659	408,634	578,857	541,593	37,264	
Haiti	412,485	53,385	1,587,396	2,053,366	1,971,321	82,045	2,053,366
Spain on the Atlantic	19,352	285,358	372,773	677,483	652,222	25,261	
Spain on the Mediterranean	1,056	35,655	703,994	740,701	644,775	95,926	
Teneriffe and other Canaries	62,629	218	91,990	154,837	154,837		10,863,250
Manilla and Philippine Islands	63,041	174,375	94,814	332,230	332,230		
Cuba	167,427	579,867	6,321,563	7,068,857	5,617,794	1,451,063	
Other Spanish West Indies	78,987	70,515	1,739,680	1,889,182	1,775,031	114,151	
Portugal	3,721	3,309	116,795	123,816	75,857	47,959	
Madeira	5,221	883	222,214	228,318	228,318		485,264
Fajal and other Azores	7,384	790	13,508	21,682	21,682		
Cape de Verd Islands	74,475	2,464	10,767	87,706	86,147	1,559	
Other Portuguese African ports	8,847	11,749	3,146	23,742	23,742		
Siely	36,545	92,185	27,857	156,617	141,667	14,950	156,617
Italy	286,380	1,135,040	198,375	1,619,795	1,608,434	11,361	1,619,795
Trieste	149,258	164,331	48,439	362,027	369,435	92,592	362,027
Turkey, Levant and Egypt	62,324	342,306	518,999	923,629	891,923	31,706	923,629
Mexico	3,951,518	292,598	109,838	4,253,954	3,570,822	723,132	4,253,954
Central Republic of America	160,604	90,252	37,460	288,316	283,746	5,570	288,316
Honduras, Campeachy, Ke.	29,763	4,145	254	34,162	30,465	3,697	34,162

VALUE OF MERCHANDISE IMPORTED FROM EACH COUNTRY.

WHENCE IMPORTED.	Free of duty.	Paying duties ad valorem.	Paying specific duties.	TOTAL.	In American vessels.	In foreign vessels.	From the dominions of each power.
Columbia	583,869	30,323	825,053	1,439,182	1,379,563	59,619	1,439,182
Brazil	1,248,682	369,061	2,343,095	3,860,838	3,853,876	36,969	3,860,838
Argentine republic	1,415,031	125,955	19,183	1,560,171	1,539,820	20,351	1,560,171
Chili	590,960	2,137	1,320	501,623	504,623		504,623
Peru	686,677	22,924	10,427	720,098	720,098		720,098
Asia, generally	3,713	4,451	103,016	111,180	111,180		111,180
Africa, generally	186,383	122,520	12,709	321,532	321,532		321,532
West Indies, generally			12,740	12,740	12,740		12,740
China	95,941	2,392,733	2,856,233	5,344,907	5,344,907		5,344,907
South Seas	15,000		175	15,175	15,175		15,175
Sandwich Islands			920	920	920		920
Arabia	2,553	10,378	11,094	24,025	24,025		24,025
Uncertain ports	814		4,214	5,028	5,028		5,028
<b>Total</b>	<b>14,249,458</b>	<b>32,777,381</b>	<b>34,002,432</b>	<b>101,029,266</b>	<b>90,298,929</b>	<b>10,731,037</b>	<b>101,029,266</b>

Treasury department, Register's office, February 12, 1853.

T. L. SMITH, register.

No. 2.  
Summary statement of the quantity and value of goods, wares and merchandises, imported into the United States, in American and foreign vessels, commencing on the 1st day of October, 1851, and ending on the 30th September, 1852.

[Compare in cases of comparison, between the years 1852 and 1851, the careful examiner will please to observe—that, while the lists for the year 1852, contain all the articles in the tables for that year—the value of a few items, under the same denomination, is not found in the columns for 1851. And, in the tables for 1851, there were some items, under certain denominations, which are not to be found in the tables for 1852. We make this explanation for the sake of those persons who may desire to make very close and accurate comparisons—but the whole amount of the things omitted is of small, if any, importance—affecting only a few articles of inconsiderable value, on either side. This aggregate is given, [for 1851], us though every item had been inserted, for the sake of a general, or summary, comparison.]

Species of merchandise.	In American vessels.	Total. 1852.	Total. 1851.
<b>VALUE OF MERCHANDISE FREE OF DUTY.</b>			
Articles imported for the use of the United States.	\$814	\$814	\$292
Articles specially imported for incorporated philosophical societies			
Philosophical apparatus, instruments, &c.	6,984	7,160	10,917
Books, maps and charts	10,578	10,969	15,753
Statuary, busts, casts and specimens of sculpture	3,325	3,325	721
Paintings, drawings, etchings and engravings			2,478
Cabinets of coins and gems	50	50	
Medals and collections of antiquity			5
Specimens of botany	8,201	8,862	6,458
Models of invention and machinery	80	80	11
Anatomical preparations	40	198	1,830
Antimony, regulus of	14,760	15,692	20,487
Lapis calaminaris, teutengue, spelter, or zinc	15,099	18,767	99,733
Barr stones, unwrought	20,436	31,006	40,744
Brimstone and sulphur	54,570	61,177	36,594
Cork tree, bark of	3,047	3,211	1,264
Clay, unwrought	8,669	14,211	10,711
Rags of any kind of cloth	409,774	466,397	278,617
Furs of all kinds	999,733	335,577	417,038
Hides and skins raw	4,688,630	4,680,128	3,057,543
Plaster of Paris	13,410	104,745	119,444
Barilla	78,398	78,990	43,560
Wood, dye	392,409	418,386	308,857
unmanufact. mahogany, &c.	378,732	317,836	322,111
Animals for breed	32,935	94,451	18,563
Pewter, old	2,765	3,139	1,543
Tin in pigs and bars	125,122	125,531	134,280
Brass in pigs and bars	6	6	
old	4,042	4,447	2,429
Copper in pigs and bars	748,817	752,397	530,682
in plates, suited to the sheathing of ships	546,085	624,340	560,609
for the use of the mit	30,490	30,490	14,735

\*The difference of the amounts in this column and those in the total, shews the quantity imported in foreign vessels—which we have omitted, to add the column for 1851. Ed. Ro.

Copper old, fit only for re-manufacture	147,611	177,427	119,361
Bullion, gold	102,091	102,091	166,119
silver	735,124	736,711	686,983
Specie, gold	590,793	614,665	765,829
silver	3,701,737	4,454,107	5,687,653
All other articles	30,973	31,650	35,711
<b>Total</b>	<b>12,985,310</b>	<b>14,249,452</b>	<b>13,456,625</b>

VALUE OF MERCHANDISE SUBJECT TO DUTIES AD VALOREM.

Manufacture of	Total. 1852.	Total. 1851.
Wool, or of which wool is a component material—		
Not exceeding 50 cents per square yard	\$904,444	\$914,631
Exceeding 50 and not exceeding 100 cts. per do.	2,249,369	2,962,193
do. 100 do. 250 do.	1,788,153	1,804,701
do. 250 do. 400 do.	76,012	75,836
do. 400 ct. per sq. yd.	11,633	12,210
Blankets	534,867	602,796
Hosiery, gloves, mitts and bindings	940,052	960,263
Hats and caps	47,378	59,836
Bombasins	323,046	327,622
Worsted stuff goods	2,211,405	2,615,194
All other manufactures of Cotton—Printed or colored	325,311	351,132
White	6,635,977	6,355,475
Hosiery, gloves, mitts and bindings	894,739	1,035,513
Twist, yarn and thread	925,376	316,122
Nankens	111,625	120,629
All other manufactures of Silks from India, piece goods	2,561,262	2,561,262
Sewing silk, hosiery and other manufactures	139,070	131,070
Other pieces, piece goods	3,977,936	4,000,011
Sewing silk, hosiery and other manufactures	2,343,123	2,268,325
Lace—Thread, silk or cotton	794,377	846,413
coach	3,603	3,603
Flax, linens bleached and unbleached	9,985,197	3,391,503
checks and stripes	18,661	37,056
other manufactures of Hemp, ticklenburgs, onsenburgs and burials	393,396	644,605
sheeting brown	38,721	396,230
white	293,213	305,396
other manufactures of Clothing, ream made	30,391	40,131
Hats, caps, &c. of Lethorn, chip, straw, grass, &c.	118,061	84,114
Iron and iron and steel—side arms and fire arms	187,982	193,591
other than muskets		
and rifles	289,226	305,305
drawing knives, axes, adzes and socket chisels	53,981	67,774
bridle bits of every description	99,828	99,977
scissors, scale beams and vices	63,716	67,613
cutting knives, sickles, scythes, reaping hoops, spades and shovels	114,178	120,677
scrows weighing 25 lbs. or upwards		116,742

Iron) wood screws	130,612	133,968	112,545
other articles not specified	3,574,062	3,804,298	3,735,010
Copper, vessels	4,328	6,103	8,170
all other manufactures	34,304	36,401	42,117
Gold and silver lace	9,222	9,227	4,043
watches and parts of articles composed wholly or chiefly of pearls, &c.	780,343	767,572	445,977
Wares, glass, not subject to specific duties	78,745	82,295	85,582
China or porcelain earthen and stone	235,254	367,031	235,909
Japaned	158,017	166,478	108,169
plated	1,374,396	1,857,542	1,316,451
gilt	55,628	57,556	71,658
Brass	995,285	301,189	189,419
Tin	199,898	130,493	105,429
Powder and lead, except shot	734,333	789,546	630,687
Wood, including cabinet ware	17,705	19,328	30,472
Leather, including saddles, bridles and harness	35,164	56,748	34,843
Plated saddlery, coach and harness furniture	131,696	174,363	147,759
Marble and manufactures of	638,701	649,418	811,251
Square wire, used for umbrellas	109,651	109,651	94,512
stretchers	97,056	29,191	7,747
Cyphering slates	34,929	43,093	29,050
	6,867	9,375	14,024

Prepared quills	23,342	30,101	19,687
Black lead pencils	3,624	4,721	5,124
Paper hangings	92,425	92,673	88,467
Brushes of all kinds	21,543	24,140	16,741
Hair seating	30,217	32,818	36,743
Boiling cloths	42,440	52,267	52,263
Copper bottoms, cut round, raised to the edge, &c.	7,627	8,236	90,609
Quick-silver	223,540	263,347	411,079
Brass, in plates	13,998	13,144	17,153
Tin, in plates	411,540	525,417	588,417
Crude salt petre	427,998	497,028	283,115
Lead ore	943,884	943,884	176,756
Opium	48,438	48,938	86,557
Raw silk			
Articles not specially enumerated—			
at 12 per cent.	867,807	943,059	1,252,320
at 15 do.	3,498,221	3,975,604	3,071,301
at 20 do.	134,295	141,029	129,710
at 25 do.	85,728	100,978	114,498
at 30 do.	586,183	646,219	532,528
at 33 do.	3,297	3,827	505
at 35 do.	5,561	6,477	7,585
at 40 do.	619	619	141
at 45 do.	365	367	74
at 50 do.	2,713	4,285	5,491
Total	47,944,096	59,777,281	61,534,966

Species of merchandise.		In American vessels.		Total—1852.		Total—1851.	
PAYING SPECIFIC RATES OF DUTY.		Quantity.	Value.	Quantity.	Value.	Quantity.	Value.
Manufactures of wool, not exceeding 35 cents per sq. yd.	sq. yds.	1,762,849	\$776,242	1,868,544	\$603,183	2,208,603	\$695,686
Carpeting—Brussels, Turkey and Wilton		138,292	292,478	144,066	310,335	177,746	170,718
Vegetian and Ingrain	do	456,492	305,921	512,793	345,599	385,839	249,980
All other of wool, flax, hemp, or cotton	do	743	801	814	851	471	401
Patent painted or stained floor cloth	do	9,120	9,161	25,488	25,394	20,791	18,968
Oil cloth other than patent floor cloth	do	2,857	2,860	2,857	1,162	7,076	2,800
Furniture oil cloth	do	29,223	7,985	51,259	13,411	15,056	3,015
Floor matting of flags or other materials	do	109,795	12,137	109,795	12,169	40,574	4,225
Ball duck	do	2,605,568	744,187	2,703,628	776,191	1,674,340	470,630
Cotton bagging	do	43,940	4,963	803,488	87,906	207,906	16,966
Wines, Madeira, in casks	gallons	112,878	241,680	120,715	244,738	114,626	202,027
Sherry, in casks	do	31,299	46,287	40,551	55,134	78,906	91,920
in bottles	do	372		372			
Red, of France and Spain	do	1,473,648	303,968	2,062,296	445,570	934,451	297,007
Of France, Spain, &c. not enumerated	do	2,347,916	789,002	2,781,043	923,341	1,868,355	609,591
Of Sicily and other countries, in casks	do	538,402	622,653	585,690	718,696	663,725	542,463
in bottles	do	177,537		211,372			
Spirits—from grain	do	590,793	968,050	689,605	321,903	530,550	242,127
from other materials	do	1,528,417	737,039	1,120,535	1,043,115	1,960,973	795,600
Molasses	do	15,035,573	2,383,248	15,800,553	2,524,381	17,985,678	2,422,488
Beer, ale and porter	do	48,349	50,838	51,343	73,723	61,759	57,271
Vinegar	do	95,359	5,178	57,580	11,161	36,543	6,692
Oil—permaceti	do	49		52		425	
whale and other fish	do	421		421		436	
olive, in casks	do	91,179		91,827		334,647	
castor	do	32	376,544	87	433,738	67	900,408
linseed	do	608,596		719,598		118,556	
rapiseed	do	240		240		13	
hempseed	do	348		348			
Teas—Bohea	pounds	637,341	637,341	637,341	415,028		
soochong	do	2,960,760	2,960,760	2,960,764	1,415,445		
hyson skin	do	1,244,353	9,787,609	1,245,690	2,788,263	436,190	1,418,037
hyson	do	4,142,861		4,142,819		2,504,545	
imperial	do	819,982		819,982		412,049	
Coffee	do	81,363,466	7,914,061	91,722,229	9,099,464	81,757,386	6,317,006
Cocoa	do	1,501,520	70,169	1,622,336	83,596	2,830,445	150,134
Chocolate	do	4,766	1,377	6,342	2,021	5,747	3,444
Sugar—brown	do	55,021,123	2,217,056	60,117,717	2,536,441	98,576,928	4,220,963
white	do	5,343,014	325,983	6,534,517	37,347	10,437,736	669,864
candy and loaf	do	30,525	2,439	38,479	9,016	215,759	90,489
other refined	do	194	15	124	15	775	48
Fruits—almonds	do	1,465,419	1,606,762	1,606,762	1,189,569		
currants	do	276,503	287,881	287,881	233,033		
prunes	do	225,298	436,409	301,777	463,038	86,948	554,207
figs	do	672,936		678,912		1,231,822	
raisins, in jars	do	2,500,833		2,500,833		3,829,053	
other	do	1,667,800		1,767,679		3,288,050	
Spices—ginger	do	2,875	3,875	3,875	1,998		
Cayenne pepper	do	1,024	1,024	1,024	777		
mace	do	2,144	2,144	2,144	1,144		
nutmegs	do	46,809	932,056	46,809	306,013	13,179	279,005
cinamon	do	10,564		10,567		21,649	
cloves	do	102,704		102,707		88,358	
black pepper	do	2,765,016		2,765,021		2,090,135	
pimento	do	857,131		1,106,775		1,594,500	
cassia	do	476,079		476,079		277,008	
Candles—permaceti and wax	do	2,474	969	3,743	1,072	307	1,557
tallow	do	11,774	8,510	17,521	12,225	22,774	11,200
Cheese	do	185,323	18,326	198,709	30,673	59,720	7,277
Soap	do	731,329	44,084	768,645	46,085	163,170	9,640
Tallow	do	925,526	13,410	925,920	12,445	149,667	10,366

Species of merchandise.		In American vessels.		Total—1850.		Total—1851.	
PAYING SPECIFIC RATES OF DUTY.		Quantity.	Value.	Quantity.	Value.	Quantity.	Value.
Lard	do	723	41	723	41	5,778	451
Beef and pork	do	92,830	1,267	90,827	2,115	335,923	6,680
Bacon	do	10,758	1,186	94,205	2,204	97,757	2,506
Butter	do	3,139	505	3,666	592	746	104
Salt-petre	do	921	91	323	31	240	32
Vitrol—blue or Roman oil of	do	4,557	16	4,557	313		
Camphor—crude	do	9,887	6,317	9,887		68,434	13,705
Camphor—refined	do	3,216		3,216			
Salts—Epsom	do	926		926		131	6
Salts—glauber	do	424	41	424	41		
Tobacco, manufactured, other than snuff and cigars	do	76	40	1,401	926	75	34
Snuff	do	905	505	1,294	664	4,075	2,365
Indigo	do	1,104,428	968,094	1,114,927	978,179	863,292	750,012
Cotton	do	442,688	34,520	442,688	34,520	345,459	32,475
Gunpowder	do	16,350	5,566	33,032	9,382	79,200	30,043
Bristles	do	400,228	108,779	410,306	110,722	945,466	74,776
Glass	do	294,505	25,789	310,672	37,273	99,706	9,589
Ochre—dry	do	773,972	11,963	1,597,986	25,678	1,172,185	18,995
do in oil	do	940	35	940	35	1,164	53
White and read lead	do	283,704	31,520	557,781	30,791	111,178	6,793
Whiting, and Paris white	do			240,465	9,711	65,590	6,980
Orange mineral	do	307	92	367	92	285	36
Sugar of lead	do	928,272	25,177	933,563	40,611	147,223	16,779
Sugar of lead	do	3,861,627	87,848	5,853,288	281	9,108,165	50,130
Lead—bar, sheet and pig	do	8,423	312	8,423	312	6,965	290
do shot	do					684,507	33,522
Cordage—tarred and cables untarred and yarn	do	2,204,176	102,264	2,450,201	116,389	165,725	6,344
Twine, packthread and seines	do	69,696	3,583	79,129	3,909	379,716	17,172
Corks	do	353,724	75,453	452,850	95,779	140,918	31,455
Copper—rods and bolts	do	219,999	49,554	225,554	52,232	30,379	2,906
Glass nails and spikes	do	11,675	9,080	16,734	3,077	7,675	1,548
Fire arms—muskets	No.	1,192	919	5,015	1,069	1,079	2,946
do rifles	No.	4,078	12,501	4,309	14,230	349	18
do rifles	No.	91	220	91	220	18	183
Iron, and steel wire, not above No. 14	pounds	213,499	81,215	242,200	91,009	608,779	67,718
do above No. 14	pounds	397,526		419,605			
do larks, brads, &c. not above 16 oz. per M.	M.	99,128	3,238	30,288	3,204	97,979	4,297
do above 16	pounds	2,248		2,248			
nails	do	656,154	49,291	746,544	47,130	814,748	59,297
spikes	do	106,884	4,264	150,823	5,635	75,999	3,175
cutlery and chains, or parts thereof	do	1,312,571	56,125	2,454,260	106,576	1,004,540	51,241
mill cranks	do					23	3
mill saws	No.	3,850	10,856	4,121	11,964	5,679	16,160
anchors	pounds	48,122	2,593	79,291	4,087	54,771	2,987
anvils	do	1,823,499	68,182	1,293,285	77,139	1,253,450	64,064
hammers and sledges	do	77,046	3,105	90,627	3,609	166,166	4,949
castings	do	1,858,013	38,944	2,999,039	59,455	1,174,510	32,143
blacksmith's rods	do	246,429	8,223	225,213	13,727	487,013	13,680
nail rods	do	122,210	1,388	126,244	9,023	927,160	4,585
sheet and hoop	do	5,649,907	165,295	6,291,578	182,559	5,673,779	151,909
slit or rolled	do	7,334	176	7,334	176	224	24
pig	ewt.	109,996	123,200	903,025	229,203	344,918	160,681
bar and bolt, rolled	do	261,498	435,332	427,745	701,549	344,918	54,664
do hammered	pounds	69,120,417	1,578,891	85,456,164	1,929,492	52,323,192	1,260,186
do stabs, blooms, &c.	do						
Steel	ewt.	40,448	471,985	54,929	645,510	24,903	269,635
Hemp	do	142,411	815,760	150,739	896,865	11,909	290,706
Flax, unmanufactured	do	1,837	16,194	1,837	16,194	463	6,472
Wool	pounds	3,764,467	649,350	4,042,828	698,791	5,622,560	1,268,909
Alum	ewt.	76	1,198	78	1,206	9	13
Copperas	do	383	369	448	458	21	20
Wheat flour	do	91	9	9	9	21	20
Salt	bushels	3,605,112	449,801	5,011,226	634,910	4,192,240	535,128
Coal	do	1,024,213	112,648	2,043,289	211,017	1,023,245	108,250
Wheat	do	1,164	1,146	1,168	1,151	690	333
Oats	do	297	148	1,187	331	1,236	325
Potatoes	do	13,923	5,363	45,916	18,436	94,591	7,818
Paper—folio and quarto post	pounds	15,280	90,449	29,222	90,449	1,281,945	5,228
footeap	do	731,559		759,322		17,357	
printing	do	4,829	137,785	4,829	136,555		
sheathing	do	1,455		9,204		90,482	
all other	do	34,267		38,928		45,680	
Books—printed previous to 1775	volumes	680		954		3,077	
do in other languages than English, &c.	do	63,873	127,000	70,920	133,626	91,158	175,049
do Latin or Greek	pounds	6,657		8,085		11,925	
do all other	do	84,830		86,703		123,660	
Glass ware—cut and not specified	do	22,559	9,327	34,821	10,079	18,344	7,813
do all other articles	do	509,978	68,490	1,060,291	128,175	749,485	102,075
Glass—apothecaries' vials, not above 6 oz. and less	groce	956	2,164	956	3,237	341	1,260
above 6 oz. and not above 8 oz.	do	3		19		61	
bottles, not above 1 quart	do	13,229		25,874		17,873	
above 1 and not above 2 quarts	do	49	58,080	64	19,835	4	81,877
above 2 and not above 1 gallon	do			16		14	
demijohns	No.	99,887	9,006	56,410	17,013	58,157	17,851
window, not above 8 by 10 in.	100 sq. ft.	231		204		854	
above 8 by 10 by 12 do	do	285		469		375	
above 10 by 12 and not above 10 by 15 in.	do	490	20,909	856	63,241	685	59,576
above 10 by 15 do	do	1,435		3,183		2,691	
uncut, in plates	do	9		9			

Species of merchandise.	In American vessels.		Total—1850.		Total—1851.	
	Quantity.	Value.	Quantity.	Value.	Quantity.	Value.
<b>PAYING SPECIFIC RATES OF DUTY.</b>						
<b>Fish—dried</b>	quintals					
salmon	- - - - -	775		2,104	1,283	2,314
mackerel	- - - - -	94	6,670	32	98,584	4,556
all other	- - - - -	136		964		454
<b>Shoes and slippers, silk</b>	- - - - -	2,194		3,604		4,335
prunelle, and other of	do	3,091		3,160		1,291
stuff, &c.	do		15,701		17,170	
leather, &c. for men	do	14,777		16,535		11,199
and women	do	3,827		5,819		811
childrens	do	1,543		2,696		1,455
<b>Boots and bootees</b>	- - - - -	31	447,165	42,516	473,134	39,212
<b>Cigars</b>	- - - - -	39,563	176	2,688		1,517
<b>Playing cards</b>	- - - - -	26		134		
<b>Roofing slates, not exceeding 19 by 6 in.</b>	do	192		584		
12 by 14 do	do	3,071		3,665		
14 by 16 do	do	174	38,362	606	81,732	
16 by 18 do	do	351		974		
18 by 20 do	do	66		700		
20 by 24 do	do			13		
above 20 by 24 do	do					
<b>Value of merchandise paying specific duties</b>		29,458,823		34,002,432		98,190,533
do do ad valorem		47,944,096		52,777,381		61,534,966
do do free of duty		12,895,310		14,249,453		13,456,693
		<b>Total value</b> \$90,298,229		<b>101,029,266</b>		<b>103,191,194</b>

Treasury department, register's office, February 13, 1853.

T. L. SMITH, register.

93-BRIEF [EDITORIAL] ABSTRACT, SHewing FROM WENGE CERTAIN PORTIONS OF THE CHIEF ARTICLES WERE IMPORTED, IN 1852.

Rags—\$385,239 from Italy and Trieste, and some from the Hanse Towns, &c.

Furs—chiefly from England and British American colonies.

Hides and skins—\$1,408,651 Argentine Rep. 1,210,729 Brazil, 253,623 Colombia, 226,761 British East Indies, 220,244 Chili, 160,888 Peru, &c.

Wood dye—from Mexico, Hayti, Honduras and Africa. Mahogany—205,308 Hayti, 34,414 Cuba, 19,310 British West Indies.

Copper, in pigs 552,702 Peru, 231,998 Chili, 68,654 China, 62,517 Manila, 20,067 England.

Copper, sheathing—621,648 England.

Bullion, gold—England, Mexico, Africa.

—silver—538,592 Mexico, 107,776 Chili.

Specific, gold—194,622 Colombia, 177,284 British West India, 57,820 British American colonies, 35,210 England.

—silver—3,086,022 Mexico, 484,925 Br. American colonies, 231,928 Br. West Indies, 111,932 French West Indies—all else under 100,000.

Manufactures of wool. From G. E. & Ireland.

<b>Cloths—</b>			
not exceeding 33½ cts sq. yd.	\$503,193	501,389	
50	944,631	902,789	
100	2,364,193	2,033,569	
250	1,894,701	1,659,352	
400	78,008	73,294	
exceeding 400	12,310	12,075	
<b>Blankets</b>	609,706	509,958	
<b>Hosiery, gloves, &amp;c.</b>	960,563	221,497	
<b>Bombasins</b>	327,623	121,135	
<b>Worsted stuffs</b>	2,615,194	2,467,447	
<b>All other</b>	351,132	307,112	

Whole value 9,763,272 8,809,825  
So that of \$9,763,272, the whole importation, \$8,809,825 were from England, Scotland and Ireland—nearly all from the former.

Of the cloths not exceeding 100 cents the square yard \$192,021, and of those not exceeding 250 cents, 120,347 were received from France.

Of the blankets \$77,942 from France; of the bombasins 206,117 France; of the worsted stuffs 75,400 Hanse Towns, &c. and 69,489 France.

Manufactures of cotton.		From G. Br. &c.	
Painted or colored	6,355,475	5,336,423	
White	2,258,673	1,784,938	
Hosiery, gloves, &c.	1,035,513	559,854	
Twist and yarn	316,122	300,924	
Nankins	120,629	10,929	
All other	313,242	111,596	

10,399,633 8,104,664  
Of printed or colored goods 654,844 from France, 276,737 Hanse Towns; of the white 409,257 France; of

the hosiery 450,262 Hanse Towns; of other manufactures 142,685 from France.

Hats, caps and bonnets of grass or straw—chiefly from Italy.

Silks from India—whole value 2,564,962; from China 1,896,305; British East Indies 591,001; Dutch E. Indies 63,992. Sewing silk from China.

Other silk goods.		From France.	
Piece goods	4,000,010	3,232,758	
Sewing silk	552,241	164,021	
Hosiery, gloves, &c.	204,635	114,894	
Other articles	1,641,384	1,536,144	
	<b>6,398,270</b>	<b>5,047,817</b>	

Of the piece goods 443,231 from Italy, 256,934 England; sewing silk 304,562 Italy; other articles 58,985 England.

Laces—whole value 846,412; from England 660,222; from France 115,898; from Hanse Towns 53,823.

Manufactures of fax.		From G. E. & Ireland.	
Linen, bleached or unob.	3,391,503	2,522,118	
Cheeks and stripes	37,056	11,413	
Other	644,605	436,518	
	<b>4,073,168</b>	<b>2,790,049</b>	

Of the linens 541,769 dollars worth were from the Hanse Towns, &c. and 370,183 from France.

Tiecklenburg, &c.—chiefly from Scotland, and 44,067 Hanse Towns.

Sheetings (herp)—chiefly from Russia.

Watches and parts—465,477 England, 229,206 France.

Manufactures of iron and steel.		England, &c.	
Side arms, &c.	305,205	185,101	
Draving Knives, &c.	62,774	62,443	
Bridle bits	99,977	99,944	
Steel yards, &c.	67,613	67,393	
Cutting knives, &c.	133,677	108,985	
Screws, 25 lbs and upwards			
“wood”	133,968	133,555	
Other articles	3,894,298	3,704,494	
	<b>4,697,512</b>	<b>4,359,815</b>	

Of the side arms, &c. 54,134 from France, 62,518 Netherlands; of “other articles” 115,712 Hanse Towns; 33,158 France.

Glass not subject to specific duties—nearly all from the Hanse Towns. China or porcelain 53,336 England; 16,610 China. Earthen and stone 1,848,785 England, Japanned 54,197 England. Plaid 287,088 England.

Brass wares 534,997, England, &c. 138,660 France; 55,407 Hanse Towns, 52,111 Netherlands.

The various minor manufactures that follow in the tables, (and have been already sufficiently noticed in the next preceding statement), were chiefly imported from England—except those of leather and paper hangings which were chiefly from France.

Whole value of art's subject to ad val. duties	52,777,381
of which from Eng. Scotland & Ireland	30,660,427
France	10,098,421
Hanse Towns, &c.	2,465,879
China	2,392,733
British East Indies	1,457,375
Italy	1,135,040
Russia	724,721
Netherlands	702,418
Cuba	579,867

All else under 500,000 dollars.  
 Cotton bagging—nearly all from Scotland.  
 Carpets—nearly all from England and Scotland.  
 Painted floor cloths—the same.  
 Sail duck—chiefly from Russia; but some from the Netherlands and Hanse Towns.  
 Wines—chiefly from France.  
 Spirits distilled from grain—chiefly from the Netherlands.  
 Spirits from other materials—chiefly from France.  
 Oils—chiefly linseed, from England and the Netherlands.  
 Teas—all except a few pounds, direct from China.  
 Coffee—25,735,582 lbs. from Brazil; 24,128,542 Cuba; 15,934,853 Hayti; 7,802,111 Dutch East Indies; 6,640,630 other Spanish W. Indies; 5,978,049 Colombia; 1,570,708 Danish West Indies; all else less than 1,000,000.  
 Sugar, brown—24,744,876 lbs. from Cuba; 19,706,600 other Spanish W. Indies; 10,191,735 Danish W. Indies; 1,384,191 British W. Indies; 1,935,565 Manila; all else less than 500,000 lbs. White or clayed, nearly all from Cuba.  
 Fruits—whole value 463,938—from Spain 222,437; France 93,515; Turkey, &c. 55,973; Gibraltar 45,354.  
 Spices—from British W. Indies, Asia, generally, &c. Indigo—883,840 lbs. British East Indies; 131,737 Colombia; 29,918 England; all else of small amount.  
 Bristles and glue—chiefly from Russia.  
 Oelre and white and red lead—chiefly from England.  
 Lead, bar, sheet and pig—2,090,211 lbs. England; 1,518,480 Spain; 581,463 Gibraltar; 515,831 Hanse Towns; 438,261 France; all else of small amount.  
 Cordage—chiefly from Russia.

Other manufactures of iron and steel.

	Whole quantity, &c.	England, &c.
Muskets no.	4,399	3,802
Rifles "	23	15
Wire lbs.	662,995	662,455
Tacks, brads, &c. dol.	3,394	1,939
Nails lbs.	746,544	726,550
Spikes "	150,623	141,997
Cables, &c.	2,454,360	2,285,341
Mill saws no.	4,121	4,018
Anchor lbs.	78,921	51,310
Sheet and hoop "	6,391,578	5,279,170
Casement rods "	7,334	6,757
Iron in pigs cwt.	205,025	194,010
Bar & bolt—rolled lbs.	427,745	423,108
—hammered "	85,456,164	6,714,138
Steel cwt.	54,929	38,736
1,059,203 lbs. sheet and hoop iron from Russia.		
46,848,263 lbs. laminated bar iron from Sweden,		
29,252,007 from Russia, 1,903,523 Denmark—all else of small amounts.		
38,763 cwt. steel from England, 8,194 from the Netherlands, 4,464 Sweden, 1,838 Hanse Towns, 1,621 Trieste—all else small.		
Hemp—nearly all from Russia. Flax the same.		
Wool, in all 4,042,838 lbs. From Turkey &c. 2,000,983, Argentine Republic 348,894, England 332,515, Spain 335,393, Portugal 158,615, Sweden 152,587, Russia 131,351, Denmark 97,296, Brazil 85,547. All else less than 50,000 lbs.		
Salt—in all 5,011,326 bushels: from England 2,472,069, British West Indies 1,374,970, Portugal 372,888, Spain 284,478, British American colonies 174,763, Cape de Verds 87,336, France 74,808. All else under 50,000.		
Coal—in all 2,043,389 bushels: from British American colonies 1,124,693, England, &c. 916,374.		
Paper, writing, &c.—whole value \$136,555—from Spain 39,731, France 26,299, England 17,812, Italy 21,689, Cuba 14,748, Gibraltar 10,405. All else under 10,000 dollars.		

Books—chiefly from England and France.  
 Glass wares—chiefly England and Hanse Towns. Window glass, chiefly from England and Scotland.  
 Cigars—nearly all from Cuba.  
 Roofing slates—all from Great Britain and Ireland.

Summary statement of goods, wares and merchandise, of the growth, product or manufacture of FOREIGN COUNTRIES exported from the United States—commencing 1st October 1831, and ending 30th September, 1832.

[Classes of articles of which the value exported was less than 10,000 dollars, omitted. The articles marked with a (\*) were nearly all subject to drawback.]  
 Lapis calaminaris—chiefly to China \$36,286  
 Hides and skins—Netherlands and Hanse Towns, chiefly 712,306  
 Dye woods—England, France, &c. 464,833  
 Wool unmanufactured—Hanse Towns, E. Indies, &c. 41,943  
 Furs—chiefly to England 36,917  
 Copper in pigs—chiefly British E. Indies 15,785  
 —sheathing—Cuba, British E. Indies, &c. 35,267  
 Bullion, gold 7,615  
 —silver—all except 100 to England 255,517  
 Specie, gold 630,850  
 133,122 Cuba, 45,021 France, 41,753 British East Indies, 42,260 other Spanish W. Indies, 111,508 Colombia, 60,777 Argentine Republic, 18,779 England, 14,769 China, &c.  
 Specie, silver 3,351,417  
 England 835,311, Dutch East Indies 420,006, France 412,329, Brazil 209,984, China 459,119, Asia, generally 404,681, British East Indies 129,651, 371,966,000, Russia 72,033 Tenerife, &c. 58,000, Manila 56,000. All other less than 50,000.

Total value of merchandise, free of duty exported \$5,590,616

Of which there was in gold and silver bullion and coin 4,345,999

Manufactures of wool,\* all kinds, 374,209  
 Manufactures of cotton\* 2,322,087

Printed 1,084,412, white 793,356, hosiery, &c. 62,775, twist and yarn 29,026, nankeen 185,945, other 167,732.  
 Silks, from India\* 649,054  
 Chiefly to Cuba, Mexico and S. America,  
 Silk goods—other than India\* 620,387  
 To Cuba, Mexico and S. America, &c.  
 Laces, (Cuba, Mexico and South America)\* 50,015  
 Manufactures of flax\* 633,083  
 The chief part to Mexico, Cuba and South America,  
 Sheetings and other manufactures of hemp\* 530,151  
 300,010 to Cuba—the rest chiefly to Mexico, South America and Danish W. Indies,  
 Clothing ready made\* 16,174  
 Hats, caps, &c. 13,129  
 Side arms, &c. 15,944,\* cutting knives,\* &c. 13,701  
 Other manufactures of iron and steel 115,569  
 Watches and parts\* 20,226  
 Articles composed chiefly of precious stones\* 29,468  
 Glass not subject to specific duties\* 9,515  
 China, earthen or stone wares 55,644  
 Quicksilver\*—chiefly China and Chili 309,206  
 Tin in plates\* 14,476  
 Crude saltpetre\*—chiefly Netherlands & England 156,694  
 Opium\*—Dutch E. I. and Asia generally 96,110  
 Raw silk\*—England and France 48,800  
 Articles subject to ad valorem duties, but not specially enumerated\* 7,649,805  
 Of which—2,175,461 to Mexico, 1,295,657 Cuba, 729,079 England, 537,516 Colombia, 473,383 Chili, 360,393 China, 372,927 Hayti, 348,500 Argentine Republic, 222,318 Brazil. All else under 200,000 dollars.  
 Sail duck\*—Cuba, Brazil, &c. 127,773  
 Wine, Madeira\* 16,916  
 —red\* 48,597  
 —other of France and Spain\* 62,241  
 —of Sicily, &c.\* 88,841  
 The wines were exported chiefly to Mexico and South America.  
 Spirits from grain\* 27,173  
 —other materials\* 635,204 gals. 305,449  
 Oils\* 55,357

Tens*	702,014	Indigo*	303,108 lbs.	358,586
To Hanse Towns, France, Netherlands, Brazil, Gibraltar, &c.	55,251,158 lbs.	Russia, Netherlands, France, Turkey, Hanse Towns.		
Coffee,*	13,867,618 lbs. to Netherlands, 13,397,751 France, 8,457,985 Trieste, &c. 7,486,309 Hanse Towns, 4,099,963 England, 2,065,860 Italy and Malta, 1,582,607 Denmark, 663,100 Russia. All else of small amounts.	Colton*	452,977 lbs.	50,508
		To England, Scotland, France, &c.		
Cocoa*	1,418,352 lbs.	Lead, bar, sheet & pig*	3,089,730 lbs.	97,304
To Cuba, Mexico, Spain, France, &c.	92,551	Nearly all to China.		
Sugar, brown*	14,230,070 lbs.	Cordage, —cables	1,330,434 lbs.	96,883
4,894,573 lbs to Netherlands, 4,101,285 Hanse Towns, 1,603,306 Sweden, 819,121 Denmark, 815,125 Italy and Malta, 500,658 Trieste, &c. 459,334 France.	695,943	— untarred and yarn*	545,192 lbs.	23,220
Sugar, white*	3,258,875 lbs.	Muskets*	4,770 no.	17,911
Chiefly to the Mediterranean, Russia, Hanse Towns, Denmark and Mexico.	233,982	Iron, rolled*	9,796 cwt.	31,331
Fruits*	36,696	— hammered*	681,804 lbs.	19,817
Spices*	293,054	Steel*	2,416 cwt.	15,662
Tallow candles*	15,669	Iron and steel to Mexico and South America, Br. E. Indies and China, &c.		
Cheese*	140,198 lbs.	Wool*	1,227,959 lbs.	197,219
Chiefly to Cuba.		Chiefly to England, Netherlands and Hanse Towns.		
Saltpetre*	788,401 lbs.	Paper*		178,267
Chiefly to France and England.	48,474	Mexico, South America and Hayti.		
		Cigars*	9,979 m.	120,991
		To England, Mexico and South America, France, Netherlands, &c.		

GENERAL RECAPITULATION OF FOREIGN EXPORTS.

Value of merchandise exported to each country.

WARE exported.	Free of duty.	Paying duties ad valorem.	Paying specific duties.	Total.	In American vessels.	In foreign vessels.	To the dominions of each power.
Russia	\$116,929	\$25,502	\$319,137	\$461,568	\$461,568	\$283	\$461,568
Sweden and Norway	38,338		114,027	152,365	97,224	55,141	159,843
Swedish West Indies		569	6,909	7,478	7,478		
Denmark	37,843	27,195	285,077	350,115	279,133	70,982	
Danish West India	41,131	164,639	76,571	282,341	258,001	24,340	632,456
Netherlands	524,548	175,993	2,169,949	2,870,490	2,554,784	315,706	
Dutch West Indies	586	27,384	18,674	46,644	46,644		3,420,638
Dutch East Indies	426,898	63,734	12,879	503,504	503,504		
England	1,348,217	729,079	797,841	2,875,137	1,886,905	988,232	
Scotland	1,988	12,415	6,461	20,864	11,365	9,499	
Ireland		4,115		4,115			
Gibraltar	34,892	28,578	121,674	185,074	167,335	17,739	3,503,336
British East Indies	258,757	25,746	54,732	339,235	339,235		
British West India	11,119	7,440	15,269	33,828	18,404	15,424	
British American colonies	92,899	3,873	18,311	45,083	13,441	31,642	
Hanse Towns, &c.	185,185	110,982	1,356,503	1,652,670	790,873	861,797	1,652,670
France on the Atlantic	476,778	121,302	938,691	1,536,771	1,076,927	459,844	
France on the Mediterranean	107,050	53,432	979,894	1,140,376	991,044	149,332	2,096,329
French West India	1,123	5,962	12,097	19,182	17,379	1,803	
French African ports							
Hayti	1,083	372,907	51,503	425,493	334,281	91,212	425,493
Spain on the Atlantic	5,921	15,675	23,085	44,681	39,321	6,360	
Spain on the Mediterranean			1,054	1,054			
Terrifics and other Canaries	6,975		876	7,851	7,851		
Manilla and Philippine Islands	60,087	44,123	9,204	113,414	113,414		1,870,306
Cuba	212,902	1,225,857	191,995	1,630,754	1,138,408	492,346	
Other Spanish West India	42,660	21,092	8,800	72,552	70,296	2,256	
Portugal	300			300		300	
Madira		188	741	929	929		
Fayal and other Azores		2,617	8,746	11,363	11,363		32,299
Cape de Verd Islands	400	8,913	10,394	19,707	15,766	3,941	
Italy and Malta	23,853	16,180	469,023	509,056	470,271	38,785	509,056
Trieste & other Adriatic ports	27,623	10,571	898,581	936,775	889,125	47,650	936,775
Turkey, Levant and Egypt	8,271	28,141	645,474	681,886	681,886		681,886
Mexico	6,117	2,175,461	440,186	2,621,764	1,550,252	1,071,512	2,621,764
Central Republic of America	52,030	118,021	25,450	196,101	196,101		196,101
Honduras, Campeachy, &c.		6,689	10,708	17,397	17,397		17,397
Columbia	60,385	557,516	92,266	710,167	672,860	37,307	710,167
Brazil	388,192	292,318	212,277	892,717	796,073	26,644	892,717
Argentine republic	79,033	248,500	130,875	458,408	458,408		458,408
Chili	100,762	473,283	67,704	641,749	641,749		641,749
Peru		2,230	8,604	10,834	10,834		10,834
South America, generally							
West Indies, generally	245	2,660	3,603	6,508	5,804	704	6,508
Europe, generally	415	3,494	3,502	7,411	4,315	3,096	7,411
South Seas	2,000	6,355	4,483	12,838	12,838		12,838
China	472,540	360,393	91,427	924,360	924,360		924,360
Northwest coast of America	34,684	15,842	50,526	50,526	50,526		50,526
Africa, generally	51,054	55,495	106,549	105,823		726	106,549
Asia, generally	404,681	52,343	12,465	469,489	469,489		469,489
<b>Total</b>	<b>5,590,616</b>	<b>7,649,805</b>	<b>10,799,052</b>	<b>24,039,473</b>	<b>19,214,870</b>	<b>4,824,603</b>	<b>24,039,473</b>
Entitled to drawback		7,057,292	10,674,601	17,731,893	13,667,021	4,064,872	
Not entitled to drawback	5,590,616	592,513	124,451	6,307,580	5,547,849	759,731	

Treasury department, register's office, February 12, 1833.

T. L. SMITH, register.

GENERAL STATEMENT OF GOODS, WARES AND MERCHANDISE, OF THE GROWTH OR PRODUCT OF MANUFACTURE OF THE UNITED STATES, EXPORTED—IN THE YEAR ENDING 30TH SEPTEMBER, 1852. (To be also a like statement for the preceding year, 1851.)

Products of the sea.			
Fish—dried or smoked	\$49,009	\$20,577	\$6925,303
pickled	109,770	91,767	304,441
Oil—spermaceti	4,030	8,594	53,296
Whale & other	3,605,913	1,009,798	1,637,534
Whale bone	1,044,227	180,595	565,936
Spermaceti candles	850,986	367,353	847,384

Of the value exported in 1852. Dried fish—\$96,747 Cuba, 134,569 Hayti, 115,092 French West Indies, 58,176 Danish do., 58,012 Dutch do., 28,271 other Spanish do., 25,741 Brazil, and 31,345 West Indies generally. All else of small amounts—To England, &c. none, and to all her colonies less than 5,000. The pickled fish exported had, generally, the same direction as the dried. Spermaceti oil—\$29,790 to Cuba. Other whale and fish oil chiefly to the Hague Towns, and Holland—some to France and Spain, none in England. Whalebone—nearly all to France and Hague Towns. Spermaceti candles—chiefly to Cuba and other West Indies, and South America—30 dollars worth to England.

Products of the forest.			
Staves and heading, shingles, boards, planks, & heads timber	\$1,522,053		\$1,671,160
Other lumber	188,608		7,806
Masts and spars	72,266		
Oaks bark and other dyes	52,944		99,116
All manufactures of wood	313,678		275,219
Tar and pitch	47,523	52,995	267,887
Rosin & turpentine	168,770	135,319	397,887
Asbes, pot & pearl faws.	8,830	390,298	965,613
Skins and furs	691,909		750,938
Ginseng	408,044	99,545	257,002

Of the values exported in 1852. Staves and heading, shingles, boards and heads timber—\$99,636 Cuba, 268,326 British West Indies, 304,149 British American colonies, 142,595 French West Indies, 97,794 Danish do., 68,652 Gibraltar, 55,186 Hayti, 42,652 Spain, 30,135 Mexico—all else under 30,000 dollars.—“Other lumber” in about the same proportions. Masts and spars—chiefly British American colonies and France. Oak bark, &c.—chiefly Hague Towns, England and France. Manufactures of wood—chiefly Cuba and West Indies. Tar, pitch, rosin and turpentine—chiefly England and British American colonies. Asbes—chiefly British American colonies and France, Holland and Hague Towns. Skins and furs—chiefly England, Turkey and Hague Towns. Ginseng—China.

Products of agriculture—animals.			
Beef	55,507	60,770	
Tallow	625,522	679,623	
Hides	52,110	99,473	
Horned cattle	8,123	774,087	829,962
Butter	1,501,686	1,738,212	
Cheese	1,391,853	290,930	1,131,817
Fork	88,925	51,963	
Hams and bacon	1,810,830	1,147,466	
Lard	7,756,782	6,963,516	
Hogs	5,296	1,928,196	1,630,644
Horses	1,798	2,184	
Mules	1,128	164,034	218,015
Sheep	12,360	32,385	14,499

Of the value exported 1852. Beef, tallow, hides and horned cattle—\$85,567 British American colonies, 138,820 Cuba and other Spanish West Indies, 62,780 England, 53,166 British West Indies, 41,647 French do., 34,295 Danish do. All else under 30,000 dollars. Butter and cheese—chiefly British American colonies, Cuba, Hayti. Pork, hams, lard and hogs—\$45,566 Cuba, and 48,504 other Spanish West Indies, 521,342 British American colonies, 64,059 British West Indies, and 23,788 to England, 323,269 Hayti, 135,203 Danish West Indies—all else under 30,000 dollars. Horses, mules and sheep—chiefly British American colonies.

Agriculture—vegetable food.			
Wheat	88,304	92,500	408,910
Flour	864,919	4,880,693	1,806,329
Indian corn	451,330	278,740	571,219
meal	146,710	406,035	907,604
Rye	17,254	75,299	19,100
Eye, oats, &c.	73,883	78,447	132,717
Biscuit or ship bread	99,308	253,735	250,530
Potatoes	106,517	42,077	112,875
Apples	6,928	15,314	31,146

6,199,863 11,961,205

The following brief statement of the export of flour, in 1852 and 1851, may show the general course of the trade in the preceding articles.

	1852.	1851.
Danish West Indies	51,875	79,261
England	85,895	879,420
British West Indies	100,167	190,282
British American colonies	135,646	150,785
Hayti	46,140	40,770
Cuba	98,348	97,899
Brazil	103,383	199,670

The export of 1851 was nearly a million of barrels more than in 1852.

Rice *Barrels* 190,397 2,152,631 116,517 2,016,967  
Exports of 1852. To England 23,129 tierces, France 17,840, Cuba 14,949, Holland 9,294, Hague Towns 6,770, Br. W. Indies 5,294, West Indies generally 1,606, Europe generally 6,577, Denmark 5,185. All else under 3,000 tierces.

Cotton—Sea Island *hds.* 8,743,373 8,211,799  
other 313,471,749 31,734,682 266,368,009 25,299,692  
Export of 1852. Total value in England, &c. 22,629,050 dollars, France 7,222,875, Hague Towns 403,099, Holland 299,430. All else under 200,000.

[By the preceding it appears that 48 millions of pounds, and 6½ millions of dollars worth of cotton, were exported in 1852 than in 1851.]

Tobacco			
<i>hds.</i>	106,806	5,909,769	60,748
Exports of 1852. To England 36,178 <i>hds.</i> Hague Towns 2,320, Holland 24,006, France 5,779, Sweden 1,912, Gibraltar 2,555, Spain 1,095. All else under 1,000 <i>hds.</i> and chiefly of small amounts, except to British colonies, Italy and Malta, Brazil and Africa generally.			
Financed <i>bush.</i>	57,537	133,036	120,793
Hops	184,729	25,448	285,043
Wax	358,559	62,444	430,929

Manufactures, &c.			
Household furniture	\$160,038	269,331	
Couches and other carriages	45,377	49,490	
Hats	310,912	353,912	
Saddlery	29,572	26,460	
Beer, ale and cider, and spirits from grain	127,583	141,794	
Leather, and boots and shoes	277,316	290,308	
Tallow candles	2,498,726 <i>lb.</i>		
Soap	5,743,602 <i>lb.</i>	701,184	643,328
Stuff and tobacco manuf.	298,775	292,475	
Linseed oil and sp. turpentine	33,304	51,892	
Rubber sugar,	11,229	16,105	
Cables and cordage	13,863	6,189	
Lead	4,483	7,668	
Nails	988,334 <i>lb.</i>	65,779	62,278
Castings	26,639	31,897	
Manf. of iron	130,292	149,426	
Spirits from molasses	119,416 <i>gall.</i>	38,221	34,269
Sugar, refined	701,662 <i>lbs.</i>	74,673	215,790
Chocolate		2,255	1,985
Gunpowder	746,100 <i>lb.</i>	96,023	109,033
Copper and manuf.		105,774	55,755
Medicinal drugs		120,328	96,931
Cotton goods—printed		104,879	947,923
white		1,029,491	
Nankeen		341	2,297
Twist and yarn		12,618	17,291
All other cottons		68,834	61,212
Manufactures of flax and hemp		4,255	2,849
Weaving apparel		80,403	50,749
Combs and buttons		124,305	120,227
Brushes		4,754	3,947
Billiard tables, &c.		1,310	2,343
Umbrellas, &c.		20,261	29,269
Leather not sold by the lb.		42,565	56,146
Fire apparatus		7,756	5,630
Printing types, &c.		22,536	8,713
Musical instruments		99,892	25,660
Books and maps		6,447	55,191
Paper, &c.		24,811	22,022
Paints and varnish		4,667	7,178
Vinegar		6,333	8,723
Earthen and stone ware		106,835	102,738
Tin		3,157	3,299
Pewter and lead		983	6,222
Marble and stone		3,455	3,556
Gold and gold leaf, &c.		653	3,464
Gold and silver coin		1,410,941	2,058,471
Artificial flowers		2,493	1,429
Molasses		5,314	5,396
Trunks		3,509	4,412
Brick and lime		27,914	26,646
Salt 45,079 bush.		477,267	394,661
Other manufactured		253,161	715,311

—not manufactured. The manufactured articles were chiefly exported to Cuba, Mexico and South America, and West Indies, at large. [The reader will please to observe that the first and second columns of figures, when quantity and value are both shown, belong to the year 1852—the others to 1851. So the first column, when the value only is given, belongs to 1852—the last to 1851.]



# NILES' WEEKLY REGISTER.

FOURTH SERIES.] No. 16—Vol. VIII. BALTIMORE, JUNE 16, 1833. [Vol. XLIV. WHOLE No. 1,154.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

## SUMMARY STATEMENT OF DOMESTIC EXPORTS.

WHITHER EXPORTED.	In American vessels.	In foreign vessels.	To each country.	To the dominions of each power.
Russia	\$112,299	\$8,815	\$121,114	\$121,114
Prussia	11,116		11,116	11,116
Sweden and Norway	64,905	149,143	214,048	
Swedish West Indies	132,555	8,694	141,249	355,397
Denmark	157,166	24,459	181,605	
Danish West Indies	1,273,784	119,706	1,393,490	1,575,095
Holland	1,795,279	437,513	2,232,792	
Dutch East Indies	24,516		24,516	2,614,628
Dutch West Indies	354,910	2,610	357,520	
England	17,814,946	8,817,122	26,632,068	
Scotland	217,310	908,588	1,125,898	
Ireland	152,013		152,013	
Island of Guernsey, Jersey, &c.	3,700		3,700	
Gibraltar	417,729	11,104	428,833	33,765,220
British East Indies	189,218		189,218	
British West Indies	1,259,848	395,600	1,655,448	
British American colonies	2,424,158	1,145,144	3,569,302	
Other British possessions	7,840		7,840	
Hanse Towns and ports of Germany	1,022,423	1,413,119	2,435,542	2,435,542
France on the Atlantic	8,281,875	746,610	9,028,485	
France on the Mediterranean	836,905	77,186	914,091	10,548,369
French West Indies	541,347	64,446	605,793	
Haiti	1,194,458	49,032	1,243,510	1,243,510
Spain on the Atlantic	215,236	87,548	302,584	
Spain on the Mediterranean	105,447	81,417	186,864	
Teneriffe and other Canaries	14,567		14,567	4,528,877
Manilla and Philippine Islands	20,906		20,906	
Cuba	2,453,639	1,227,758	3,681,397	
Other Spanish West Indies	303,347	19,212	322,559	
Portugal	21,627	6,635	28,262	
Madeira	141,716	3,951	145,667	263,919
Fayal and other Azores	23,402		23,402	
Cape de Verd Islands	64,188	2,400	66,588	
Italy and Malta	167,120	11,387	178,507	178,507
Sicily		3,088	3,088	3,088
Trieste and other Austrian ports	160,099	39,812	199,911	199,911
Turkey, Levant and Egypt	64,722		64,722	64,722
China	336,162		336,162	336,162
Mexico	666,610	179,167	845,777	845,777
Central Republic of America	139,206		139,206	139,206
Honduras	61,472	3,987	65,459	65,459
Colombia	400,223	6,634	406,857	406,857
Brazil	1,231,626	451	1,232,077	1,232,077
Argentine Republic	464,632		464,632	464,632
Cisplatine Republic	3,325		3,325	3,325
Chili	579,370		579,370	579,370
Peru	7,126		7,126	7,126
South America, generally	41,302		41,302	41,302
West Indies, generally	448,845	107,601	556,446	556,446
Europe, generally	143,171	31,011	174,182	174,182
Asia, generally	42,838		42,838	42,838
Africa, generally	236,592	20,850	257,442	257,442
South Seas	30,096		30,096	30,096
North west coast of America	46,078		46,078	46,078
<b>Total</b>	<b>46,925,890</b>	<b>16,211,580</b>	<b>63,137,470</b>	<b>63,137,470</b>

Treasury department, Register's office, January 14, 1833.

T. L. SMITH, register.

Summary statement of the value of the exports of the growth, produce and manufacture, of the United States, during the year commencing on the 1st day of October, 1831, and ending on the 30th day of September, 1832.

The sea.

Fisheries—	
Dried fish or cod fisheries	\$740,909
Pickled fish, or river fisheries, her- ring, shad, salmon, mackerel	306,812
Whale and other fish oil	1,009,728
Spermaceti oil	38,161
Whale bone	186,595
Spermaceti candles	267,333
<b>Total</b>	<b>\$2,558,538</b>

The forest.

Skins and furs	\$691,908
Ginseng	99,545
Product of wood—	
Staves, shingles, boards and hewn timber	\$1,522,053
Other lumber	188,608
Masts and spars	73,368
Oak bark and other dye	52,944
All manufactures of wood	312,678
Naval st. tar, pitch, rosin & turpentine	476,291
Ashes, pot and pearl	930,398
<b>Total</b>	<b>\$3,556,340</b>
<b>Total of both</b>	<b>\$4,347,794</b>

Agriculture.	
Product of animals—	
Beef, tallow, hides, horned cattle	\$774,087
Butter and cheese	290,820
Pork, pickled, bacon, lard, live hogs	1,928,196
Horses and mules	164,034
Sheep	92,385
	3,179,522
Vegetable food—	
Wheat	93,500
Flour	4,880,623
Indian corn	278,740
Indian meal	480,035
Rye meal	75,392
Rye, oats & other small grain & pulse	78,447
Biscuit or ship bread	255,735
Potatoes	42,077
Apples	15,314
Rice	2,152,631
	8,352,494
	11,532,016
Tobacco	5,999,769
Cotton	31,724,682
All other agricultural products—	
Flax seed	123,036
Hops	25,448
Brown sugar	11,232
Manufactures.	
[As on a preceding page, (248), we have already given a full list of all the items under this head, it does not seem worth while to insert them again, except to give the aggregate—as follows:]	
Manufactures, enumerated	4,213,565
not enumerated	477,267
gold and silver coin	1,410,941
Other articles	553,181
	6,454,955
	\$63,137,470

A general statement exhibiting the quantity of American tonnage entered into and departing from the United States, from the 1st day of October, 1851, to the 30th day of September, 1852.

FROM	[ABSTRACT.]	
	Entering Amer.	Departing Amer.
Russia	21,924	3,146
Prussia	968	179
Sweden and Norway	12,401	1,868
Swedish West Indies	2,058	4,651
Denmark	779	4,368
Danish West Indies	91,560	39,783
Netherlands	29,912	38,770
Dutch East Indies	5,084	7,456
Dutch West Indies	10,178	9,511
England	179,879	187,579
Scotland	4,565	3,932
Ireland	2,584	1,791
Gibraltar	5,668	14,969
British East Indies	7,949	5,916
British West Indies	61,408	66,769
British American colonies	74,001	65,056
Newfoundland, &c.	470	428
Other British colonies	167	940
Hanse Towns and ports of Germany	20,741	18,452
France on the Atlantic	71,680	79,520
France on the Mediterranean	13,207	16,496
French West Indies	20,578	20,677
Spain on the Atlantic	9,371	6,033
Spain on the Mediterranean	9,813	3,386
Teneriffe and the other Canaries	2,971	925
Manilla and Philippine Islands	9,343	1,289
Cuba	111,805	123,588
Other Spanish West Indies	26,741	9,343
Portugal	8,067	1,177
Madeira	1,938	4,923
Fayal and the other Azores	628	812
Cape de Verd Islands	2,430	2,603
Other Portuguese African ports	193	-

Statistical view of the commerce of the United States, exhibiting the value of every description of imports from, and the value of every description of exports to, each foreign country; also, the tonnage of American and foreign vessels arriving from, and departing to, each foreign country, during the year ending on the 30th day of September, 1852.

COUNTRIES.	Value of imports.	Domestic produce.	Foreign produce.	Total.	NAVIGATION.			
					Entered into the U. S.	Departed from U. S.	Entered into the U. S.	Departed from U. S.
Russia	\$3,351,852	\$121,114	\$461,568	\$3,934,534	21,824	3,146	1,839	391
Prussia	87,927	11,116	-	99,043	968	179	-	-

Italy	11,679	6,043
Sicily	3,491	-
Trieste	3,405	6,497
Turkey	7,326	4,805
Hayi	39,387	29,890
Mexico	23,459	94,111
Central Republic of America	5,266	6,209
Colombia	9,258	9,443
Honduras	1,736	2,677
Brazil	31,920	20,429
Argentine Republic	11,691	6,987
Chilapine Republic	103	278
Chili	4,194	8,105
Peru	944	73
South America, generally	944	1,364
Cape of Good Hope	-	150
China	11,149	7,323
Asia, generally	2,153	6,520
East Indies, generally	2,227	1,242
West Indies, generally	1,350	12,579
Europe, generally	1,897	1,851
Africa, generally	4,896	4,997
South Seas	36,453	50,573
North west coast of America	-	782
	949,022	974,865
	268,841	264,680
British	22,638	23,237
French	39,342	29,606
Spanish	9,267	9,691
Portuguese	1,348	1,495
Italian	2,860	4,369
Dutch	29,351	19,540
Marseatic	9,784	6,468
Swedish	6,146	5,107
Danish	1,592	1,807
Russian	1,373	1,572
Austrian	269	269
Haytien	7,585	7,267
Mexican	828	929
Colombian	344	344
Brazilian	-	-
Total foreign,	293,038	367,205
Total American,	949,922	974,865
Grand total,	1,342,960	1,369,370

OF THE FOREIGN TONNAGE.  
The tonnage entering and departing are so nearly the same, that particulars of the one may serve nearly all useful purposes with regard to the other. We shall, therefore, mention from whence the foreign tonnage which entered arrived—so show the course of our commerce and navigation.

British—Total entered, 268,841 tons, viz. from Swedish West Indies 46; Danish do. 279; England 110,387; Scotland 18,931; Ireland 11,447; Br. W. Indies 27,209; Br. Am. colonies 106,671; Newfoundland, &c. 1,335; Hanse Towns 2,477; France 447; Cuba 130; Portugal 306; Hayti 192; Mexico 1,471; Colombia 1,503; Honduras 925; Brazil 2,765.  
French—total 92,638 tons, viz. from the Netherlands 296; France 12,572; French West Indies 6,293; Spanish West Indies 156; Hayti 600.  
Spanish—total 95,942 tons, viz. from Danish West Indies 130; Hanse Towns 197; Spain 376; Cuba 36,056; other Spanish West Indies 193.  
Portuguese—total 267 tons, viz. from Portugal 143; Madeira 194.  
Italian—total 1,348 tons, viz. from Italy 243; Sicily 603; Mexico 174.  
Dutch—total 2,860 tons, viz. from the Netherlands 1,976; Hanse Towns 608; Cuba 29; Turkey 247.  
Hanseatic—total 24,351 tons, viz. from the Netherlands 3,147; Hanse Towns 17,840; Cuba 444; other Spanish W. I. 136; Cape de Verde 150; Hayti 206; Mexico 317; Colombia 308.  
Swedish—total 3,784 tons, viz. Sweden and Norway 7,323; Swedish W. Indies 361; England 362; Spain 954; Portugal 717; Fayal, &c. 191.  
Danish—total 61,466 tons, all from Russia 240; Sweden 196; Denmark 149; Danish West Indies 1,750; England 139; Guernsey, &c. 162; British W. Indies 119; Hanse Towns 165; Spain 385; Cuba 1,486; other Spanish W. Indies 1,170; Colombia 57; Brazil 125.  
Russian—total 1,599 tons, all from Russia.  
Austrian—total 1,373 tons, viz. from Gibraltar 353; Trieste 1,020.  
Haytien—total 269 from Hayti.  
Colombian—total 888 tons, viz. from Colombia 706; Brazil 180.  
Brazilian—total 244, from Brazil.  
Mexican—total 7,585 tons, all from Mexico.

COUNTRIES.	COMMERCE.				NAVIGATION.			
	Value of imports.	Domestic produce.	Foreign produce.	Total.	Entered into the U. S.	American tonnage. Departed from U. S.	Foreign tonnage. Entered into the U. S.	Departed from U. S.
Sweden and Norway	\$1,007,294	\$214,048	\$152,265	\$3,866,413	12,401	1,868	7,478	3,678
Swedish West Indies	53,340	141,349	7,478	148,727	2,058	4,631	427	64
Denmark	83,242	181,605	350,115	531,720	779	4,368	140	733
Danish West Indies	1,119,266	1,363,490	32,731	1,675,331	91,260	39,762	1,870	3,303
Netherlands	1,350,668	9,232,732	2,870,490	5,133,893	29,912	36,770	5,630	8,372
Dutch W. Indies and Am. colonies	398,833	357,500	46,544	404,164	10,176			80
Dutch East Indies	668,974	24,516	503,504	528,920	5,084	7,436		19
England	34,848,562	26,632,068	2,875,137	29,507,205	179,679	187,579	110,788	96,615
Scotland	1,260,812	1,125,898	20,864	1,486,762	4,565	3,392	19,631	20,120
Ireland	491,691	152,913	4,115	157,029	2,564	1,791	11,147	162
Guernsey, Jersey, &c.	534	3,700						353
Gibraltar	979,858	498,823	185,074	613,907	5,666	14,989		431
British East Indies	2,538,308	189,218	359,235	528,453	7,949	5,916		19
British West Indies	1,429,237	1,655,448	33,928	1,689,276	61,408	66,769	27,328	39,367
Newfoundland, &c.								219
British American colonies	1,929,506	3,569,303	45,063	3,614,385	74,001	65,056	108,671	146,392
Other British colonies	2,551	7,240				940		
Hanse Towns	9,265,096	9,435,542	1,659,670	4,098,319	90,741		91,987	95,778
France on the Atlantic	10,931,993	9,038,485	1,536,771	10,265,264	71,680	79,350	11,334	11,334
France on the Mediterranean	1,243,775	914,091	1,140,376	2,054,467	12,307	16,486	9,213	3,628
French W. Indies and Am. colonies	578,657	605,793	19,182	647,975	30,578	26,677	8,262	4,448
Other French African ports								
Italy	9,053,396	1,943,510	425,483	1,669,003	30,387	29,990	1,067	1,319
Spain on the Atlantic	677,493	309,584	44,681	247,285	9,271	6,033	819	829
Spain on the Mediterranean	740,701	186,864	1,054	187,918	9,813	3,286	686	1,003
Teneriff and the other Canaries	154,837	14,567	7,851	29,418	9,131	935		
Manilla and Philippine islands	359,330	30,906	113,414	134,320	2,343	1,269		
Cuba	7,066,857	3,661,367	1,630,754	5,212,151	111,805	123,586	28,125	20,639
Other Spanish West Indies	1,889,182	922,559	79,552	225,111	26,741	9,343	1,657	717
Portugal	121,816	38,302	200	286,662	6,087	1,177	1,166	600
Maderia	228,318	125,967	929	146,596	1,958	4,623	714	184
Fayal and the other Azores	91,692	33,404	11,363	34,765	828	812	191	191
Cape de Verd Islands	87,796	66,858	10,707	86,295	2,430	2,603	150	162
Other Portuguese African ports	23,742				193			
Italy	1,619,785	178,507	509,056	687,563	11,672	6,942	943	792
Sicily	156,617	3,088		3,088	3,491		603	429
Trieste and other Austr. Adr. ports	362,927	199,911	906,775	1,136,866	3,405	6,497	1,020	1,591
Turkey, Levant and Egypt	923,639	64,722	681,886	746,608	7,356	4,805	947	747
Mexico	4,393,934	845,777	2,621,764	3,467,541	25,459	24,111	9,457	8,164
Central Republic of America	988,316	120,205	196,101	333,507	5,386	4,389	2,366	2,366
Colombia	1,439,182	406,857	710,167	1,117,924	9,258	9,443	2,507	2,507
Honduras, Campeachy, &c.	34,162	65,450	17,397	89,856	1,736	2,677	825	369
Brazil	3,890,845	1,329,077	689,717	2,054,794	31,922	30,439	3,314	360
Argentine Republic	1,560,171	464,629	458,408	923,400	11,891	6,987		
Chilipine Republic		3,325		3,325	103	378		
Peru	730,098	579,570	641,749	1,291,119	4,194	8,105		
South America, generally	504,623	279,720	7,196	10,834	17,069	728		
Cape of Good Hope		41,209		41,202	944	1,564		
China	5,344,907	326,162	994,360	1,360,622	11,149	7,928		
Arabia	34,925				322	155		
Asia, generally	111,180	42,838	469,489	512,227	2,153	6,590		4,990
East Indies, generally					297	1,249		
West Indies, generally	19,740	556,446	6,508	592,954	1,950	19,870		
Europe, generally		174,162	7,411	181,593	1,897	1,951		639
Africa, generally	321,532	257,322	106,549	263,971	4,806	4,997		247
South sea	15,173	30,096	19,838	42,934	38,463	52,573		
Sandwich Islands	920							
Northwest coast of America						789		
Uncertain ports	5,098	46,078	50,596	66,004				
<b>Total</b>	<b>101,029,291</b>	<b>63,137,170</b>	<b>24,026,473</b>	<b>87,176,943</b>	<b>949,082</b>	<b>974,865</b>	<b>393,038</b>	<b>367,505</b>

Treasury department, register's office, February 12, 1833.

T. L. SMITH, register.

Statement of the commerce of each state and territory, commencing on the 1st day of October, 1831, and ending on the 30th day of September, 1832.

STATES AND TERRITORIES.	VALUE OF IMPORTS.			VALUE OF EXPORTS.			Total value of domestic and foreign produce.
	In American vessels.	In foreign vessels.	Total.	In American vessels.	In foreign vessels.	Total.	
Maine	988,043	135,283	1,123,296	783,974	123,312	907,286	73,531
New Hampshire	115,051	130	115,171	115,582		115,582	626
Vermont	214,672		214,672	349,820		349,820	74,157
Massachusetts	17,670,184	448,718	18,118,900	4,291,130	375,505	4,666,635	174,829
Rhode Island	857,629	340	857,969	377,638		377,638	7,307,133
Connecticut	432,664	5,051	437,715	416,729	13,737	430,466	156,803
New York	48,728,649	4,485,753	53,214,402	19,399,692	2,657,558	22,057,250	1,548,275
New Jersey	45,757	24,703	70,460	51,991	2,000	53,991	626
Pennsylvania	9,960,114	718,344	10,678,358	1,775,254	233,727	2,008,981	1,162,630
Delaware	17,119	6,534	23,653	16,242		16,242	344,423
Maryland	419,942	491,061	910,003	377,893	637,990	1,015,883	1,507,075
Dist. of Columbia	172,517	15,330	188,047	1,013,621	122,145	1,140,606	1,484,045
Virginia	429,052	131,567	553,620	3,774,249	719,667	4,493,916	8,408
North Carolina	195,590	19,594	215,184	926,301	41,945	336,246	16,792
South Carolina	597,933	615,772	1,213,705	4,321,141	3,364,692	7,685,833	3,795
Georgia	138,997	114,720	253,717	3,853,555	1,691,198	5,544,753	66,896
Alabama	945,408	61,437	1,006,845	1,723,365	1,361,189	2,730,554	1,398
Mississippi							9,833
Louisiana	5,446,925	3,425,498	8,871,653	9,368,498	4,816,690	14,105,118	2,515,829
Ohio	11,924	1,168	12,392	12,576	45,818	58,204	3,000
Florida territory	77,791	99,996	107,787	38,457	24,179	62,636	80
Michigan territory	22,648		22,648	9,234		9,234	3,080
<b>Total dollars</b>	<b>20,298,220</b>	<b>10,731,037</b>	<b>101,099,266</b>	<b>46,925,890</b>	<b>16,311,880</b>	<b>63,137,470</b>	<b>19,914,870</b>

STATES AND TERRITORIES.	NAVIGATION.			
	American tonnage.		Foreign tonnage.	
	Entered.	Departed.	Entered.	Departed.
Maine	52,578	67,128	61,414	64,730
New Hampshire	7,744	4,777	250	350
Vermont	14,430	14,680		7,994
Massachusetts	913,693	904,939	29,906	28,676
Rhode Island	97,398	96,672	255	80
Connecticut	17,351	30,944	521	367
New York	229,422	242,749	116,481	101,967
New Jersey	1,733	782		800
Pennsylvania	64,268	46,795	17,671	14,131
Delaware	213	699	2,525	333
Maryland	51,369	49,389	90,957	15,648
District of Columbia	117	14,749	2,329	3,069
Virginia	7,492	19,323	4,526	19,383
North Carolina	18,135	26,972		3,412
South Carolina	19,955	47,893	33,974	22,662
Georgia	10,897	42,780	18,526	92,969
Alabama	10,700	18,704	11,915	12,384
Mississippi				
Louisiana	68,637	88,226	56,942	59,690
Ohio		977	269	1,941
Florida territory		7,131	6,344	615
Michigan territory				
Total tons	949,622	974,895	393,038	387,505

Treasury department, register's office, February 14, 1853.

T. L. SMITH, register.

A statement exhibiting the quantity of American and foreign tonnage entered into, and departed from, each district, during the year ending on the 30th day of September, 1853.									
DISTRICTS.	American.		Foreign.						
	Entered.	Departed.	Entered.	Departed.					
Pasamaquoddy tons	3,553	4,222	63,336	63,374	Niagara	253	100	9,047	9,047
Maclia	117	41	43	42	Cape Vincent	803	1,901	1,446	
Frenchman's Bay	562	1,977	414	578	Perth Amboy	1,340	782	579	600
Penobscot	1,921	1,592			Little Egg Harbor	925			
Waldoborough	825	825			Bridgetown	145			
Wiscasset	483	567			Great Egg Harbor	49			
Bath	6,319	10,616	39	39	Philadelphia	64,268	46,796	17,671	14,131
Portland	29,975	43,838	563	629	Delaware	913	699	9,239	3,333
Kennebunk	1,922	1,977			Baltimore	50,936	48,933	29,957	15,648
Belfast	1,488	3,163			Snow Hill	494			
Saco	91	577			Vienna		87		
York	7,744	4,777	250	250	Georgetown, D. C.	1,071	3,075		
Portsmouth	14,430	14,680			Alexandria	6,411	11,673	9,309	3,069
Newburyport	6,964	6,616	68	68	Norfolk	10,639	17,384	12,309	12,778
Ipwich					Petersburg	3,520	6,519		545
Glooucester	3,833	4,904	80	160	Richmond	3,512	23,995	3,759	6,060
Salem	16,357	20,482			Yorktown	87			
Marblehead	1,977	1,916			East River	466	231		
Boston	130,369	125,751	21,442	22,427	Tappahannock	405	1,160		
Plymouth	2,393	882			Folly Landing	606	716		
Barnstable	674	101			Cherry Stone	519	868		
Nantucket	9,125	115			Wilmington	10,144	14,464	4,298	2,969
Edgartown	14,782	4,126			Newben	9,102	9,244	80	60
New Bedford	26,346	38,303	339	2,468	Washington	1,099	1,224	158	158
Dighton	1,788	1,741			Edenton	1,227	2,256		
Newport	7,908	5,232	174		Camden	2,618	3,508		
Bristol	7,621	10,500			Plymouth	637	1,521		
Providence	12,569	10,940	181	80	Beaufort	168	99		
New London	7,070	10,147	154		Ocracoke	141	256		100
Middletown	1,925	1,352	121	121	Charleston	19,995	47,693	32,374	41,636
New Haven	7,678	6,738	107	107	Savannah	10,794	42,157	18,412	21,025
Fairfield	668	727	139	139	Brunswick	103	693	444	532
New York	229,127	218,490	102,338	90,990	Pensacola	205	1,678		
Bag Harbor	263				St. John's	1,890			
Champlain	19,878	10,980	390	390	Apalachicola	664			
Oswego	337	337	868	868	Key West	4,913	4,466	615	901
Sackett's Harbor	6,350	1,367			Mobile	10,700	18,764	11,915	12,384
Genesee	3,811	2,942	632		Mississippi	68,637	88,226	56,949	59,690
					Cayahoga	272	269	1,341	1,341
					Sandusky	5			
					Total	949,622	974,865	203,038	387,505

Treasury department, register's office, December 31, 1853.

T. L. SMITH, register.

Abstract of the tonnage of the several districts of the United States on the last day of December, 1851.									
DISTRICTS.	Permanent.		Enrolled and licensed.		Licensed under 90 tons.		Aggregate		
	Permanent.	Temporary.	Permanent.	Temporary.	Coasting trade.	Cod fishery.	of	of	of
Pasamaquoddy, Me.	489 40	5,462 75	3,613 49	—	—	—	29 11	—	9,604 80
Maclia	—	137 48	—	3,794 22	—	—	—	61 49	4,062 83
Frenchman's Bay	—	870 32	649 27	4,179 84	—	—	13 19	118 64	5,280 38
Penobscot	—	2,304 60	378 13	16,698 40	—	—	61 56	258 50	19,999 41
Belfast	—	2,836 91	1,250 86	11,492 58	—	—	379 68	50 54	15,606 39
Waldoboro'	—	2,168 88	794 54	18,455 07	—	—	25 54	22,409 76	6,927 40
Wiscasset	—	1,435 36	418 36	5,073 73	—	—	163 46	827 71	6,927 40
Bath	—	14,232 71	2,518 78	12,848 34	—	—	39 17	173 81	22,409 76
Portland	—	97,051 06	2,547 06	2,909 91	—	—	173 71	284 71	49,844 93
Saco	—	1,123 23	—	2,901 53	—	—	—	—	3,471 05
York	—	3,154 63	470 47	800 15	—	—	—	—	5,689 82
Portsmouth, N. H.	—	8,304 00	486 36	5,789 44	—	—	—	—	679 33
Newburyport, Mass.	—	8,847 39	1,649 36	7,173 23	—	—	35 89	54 22	14,700 91
Ipwich	—	—	—	1,567 31	—	—	—	—	17,650 88
Glooucester	—	2,694 17	67 84	9,583 91	—	—	31 38	461 34	1,567 31
Salem	—	18,473 94	584 90	6,480 55	—	—	—	—	18,236 74
Marblehead	—	1,309 31	—	5,605 50	—	—	—	—	25,529 49
									6,914 81

NILES' REGISTER—JUNE 15, 1853—U. S. COMMERCE AND NAVIGATION. 253

DISTRICTS.	Registered.		Enrolled and licensed.		Licensed under 20 tons.		Aggregate of each dist.
	Permanent.	Temporary.	Permanent.	Temporary.	Coasting trade.	Cod fishery.	
Boston	91,075 10	8,191 54	38,768 18		49 08	97 30	138,174 25
Plymouth	9,940 44		7,858 55		91 63	35 31	17,876 03
Dighton	645 17		3,210 45				3,856 47
New Bedford	56,018 58	595 93	7,338 39		38 05	138 46	64,041 41
Barnstable	9,274 63	117 58	24,315 13		150 55		36,857 93
Edgartown	1,312 34	485 20	650 37				2,448 31
Nantucket	20,889 10	82 74	3,452 25			189 43	27,698 57
Providence, R. I.	12,905 19	384 12	4,314 86	179 41	40 52	14 18	26,678 30
Bristol	7,167 68		2,153 94		93 78		16,998 05
Newport	4,679 53	83 79	2,738 88		46 49		9,568 91
Middletown, Conn.	1,749 60	191 32	6,369 09		252 56	92 64	7,967 38
New London	10,835 86	1,141 71	5,184 49	142 89	182 48		6,556 57
New Haven	2,698 47		3,755 05		194 90	579 59	17,866 60
Fairfield	291 37	174 91	7,661 39		905 99	32 51	6,692 05
Vermont, Vt.	877 38				108 11		6,235 73
Champlain, N. Y.	3,417 38		1,379 11				877 26
Sackett's Harbor			731 16				2,417 38
Oswego	144 31						1,379 11
Niagara							875 47
Genesee			490 44				490 44
Oswegatchie			909 81				909 81
Buffalo Creek							
Bag Harbor	5,913 35		9,842 17		190 69	55 67	8,920 38
New York	104,459 92	18,018 70	156,049 45		7,803 75	197 37	286,438 59
Cape Vincent			165 93				165 93
Perth Amboy, N. J.	981 32	104 10	6,244 21		407 57		7,737 35
Bridgetown	31 37		10,249 38		439 47		10,789 37
Burlington			9,736 40				9,736 40
Little Egg Harbor			9,140 11				9,140 11
Great Egg Harbor		143 90	8,502 63		946 74		9,386 65
Philadelphia, Pa.	46,700 37	4,973 42	27,344 02		91 21		8,667 08
Presque Isle			550 87		1,430 44		79,506 50
Wilmington, Del.		99 83	13,119 22	79 10	253 77		256 87
Baltimore, Md.	22,334 66	2,961 30	17,575 60		392 08		13,538 04
Oxford			9,111 60		107 10		43,263 69
Vienna	606 44	57 06	1,056 05		688 08		9,918 70
Snow Hill			4,176 91		184 01		11,547 63
Annapolis			3,140 57		332 20		4,370 99
St. Mary's			1,984 16		54 60		3,478 77
Georgetown, D. C.	475 49	880 40	4,015 28		97 12		9,638 78
Alexandria	3,045 63	1,670 61	4,286 67		479 61		5,398 34
Norfolk, Va.	1,704 29	2,676 93	7,313 08		447 55		9,422 89
Petersburg	1,698 43	947 48	1,507 70		107 68		19,341 90
Richmond	896 76	1,033 43	1,866 85	956 35			4,506 74
Yorktown	87 55	48 06	1,330 08		908 44		3,975 58
East River	751 33		9,717 27		256 84		1,465 69
Tappanbanhook	2651 37	1,343 46	4,433 06		995 44		3,702 49
Folly Landing	433 33		1,738 79		168 30		6,385 58
Cherrystone	325 51		1,315 25		59 10		3,130 54
Wilmington, N. C.	1,765 59	6,930 40	483 67		189 30		1,830 11
Newbern	783 41	147 63	1,469 26		281 43		9,916 81
Washington	753 21	811 66	757 90		619 78		9,682 03
Edenton	147 27	1,091 84	2,238 38		1,460 08		9,583 90
Camden	1,606 64	891 12	9,044 08		469 10		4,957 69
Beaufort	48 77	461 18	576 76		981 90		5,083 94
Plymouth	203 59	114 47	544 65				1,398 71
Ocracoke	151 54	676 57	571 64				669 78
Charleston, S. C.	2,446 14	3,089 92	5,425 68	1,791 47	334 41		1,260 99
Georgetown		375 77	1,558 19				13,048 72
Beaufort							1,833 89
Savannah, Ga.	291 59	4,183 10	1,159 33				5,634 07
Sunbury							
Hardwick							
Brunswick		424 53	433,42		57 30		915 26
Rt. Mary's			493 73		191 83		595 61
Miami, Ohio							
Cuyahoga	66 80	60 00	1,327 18				1,454 03
Sandusky			341 92		46 69		978 66
Detroit, Mich.			1,309 50				1,909 50
Miehlmackinac							
Mobile, Ala.	636 94	1,480 57	3,496 49		487 19		6,081 29
Blakely							
Pearl River, Miss.			835 64		94 80		930 49
New Orleans, La.	7,841 51	8,567 06	37,849 06		1,149 74		55,407 49
Teche							
Pensacola, Fla.		119 02	694 26		300 40		1,113 78
St. Augustine			463 37				463 37
St. Marks							
Key West	192 51	235 87	194 24		126 86	59 17	808 73
	526,974 12	93,477 80	617,511 22	2,506 83	23,637 56	3,739 96	1,267,846 99

Recapitulation of the tonnage of the U. S. States for the year 1851.

REGISTERED TONNAGE.	Tons.	95ths.
The registered vessels employed in foreign trade at the close of the year 1851	600,451	92
ENROLLED AND LICENSED TONNAGE.		
The enrolled vessels employed in the coasting trade at the close of the year 1851	516,896	18
The licensed vessels under 20 tons do.	23,637	56
FISHING VESSELS.	539,723	74
The enrolled vessels employed in the cod fishery	57,236	35

The enrolled vessels employed in the mackerel fishery	46,910	80
Do. do. white fishery	481	62
The licensed under 20 tons employed in the cod fishery	3,739	96
Total tons	1,267,846	99
The registered tonnage employed, other than in the whale fishery, during the year 1851	536,136	13
Employed in the whale fishery	69,315	79
As above	600,451	92

*The general statement of tonnage accounts, showing the comparative amount of tonnage, from the 31st of December, 1830, to the 31st of December, 1851, inclusive.*

1851.	Registered tonnage.	Enrolled tonnage. Tons—95ths.	Licensed tonnage.	Aggregate tonnage.	1830, Dec. 31.	Registered tonnage.	Enrolled tonnage. Tons—95ths.	Licensed tonnage.	Aggregate tonnage.
To amount of tonnage sold to foreigners, in the year 1831	9,750 05	.	.	9,750 05	By balance per statement rendered for the year 1830	576,475 33	591,447 30	25,853 75	1,191,776 43
To amount of tonnage lost at sea, in the year 1831	17,446 38	6,361 83	.	23,808 96	By amount of tonnage built, registered, enrolled, and licensed, during the year 1831	45,720 83	40,241 80	.	85,962 68
To amount of tonnage conformed as unseaworthy in the year 1831	7,988 90	1,571 10	.	8,559 30	By this difference, being an increase of the registered tonnage	32,740 39	.	.	32,740 39
To this difference, which it is presumed, arises from the transfer of enrolled vessels to the account of registered tonnage Dec. 31.	.	3,738 67	.	3,738 67	By this difference, being an increase of the licensed tonnage, under 30 tons	.	.	3,523 07	3,523 07
To balance as appears by general statement of tonnage, marked A	630,431 92	680,017 45	27,376 82	1,967,846 29		654,936 80	631,689 15	27,376 82	1,314,002 62
	654,936 80	631,689 15	27,376 82	1,314,002 62					

*Note.—The increase of registered tonnage is shown as follows:*

Built during the year 1831	Registered vessels.				Registered tonnage. Tons—95ths.
	Ships.	Brigs.	Sch'rs.	Sloops. boats.	
	66	72	45	7	45,720 83
	66	72	45	7	45,720 83
Sold to foreigners in the year 1831	9	31	7	.	9,750 05
Lost at sea in the year 1831	9	53	48	3	17,446 38
Condemned as unseaworthy	7	23	5	3	7,988 90
The difference in favor of increased registered tonnage is	41	.	.	4	11,936 90
	66	72	45	7	45,720 83
					3,738 67
The difference in the enrolled tonnage brought down					76,069 81
The actual increase of tonnage appears to be					79,808 58

*Note.—The increase of the enrolled and licensed tonnage is shown as follows:*

Built during the year 1831	Enrolled vessels.				Enrolled tonnage. Tons—95ths.	
	Ships.	Brigs.	Sch'rs.	Sloops. boats.		
	6	23	371	87	50	40,241 80
	6	23	371	87	50	40,241 80
Sold to foreigners in the year 1831						
Lost at sea in the year 1831	1	4	61	17	.	6,961 83
Condemned as unseaworthy do.			14	16	.	1,571 10
The difference in favor of increased enrolled tonnage is	5	19	296	54	30	32,908 82
	6	23	371	87	30	40,241 80
						11,236 90
The difference in favor of new registered vessels brought over						32,308 82
The difference in favor of new enrolled vessels above, brought down						29,740 39
The difference in favor of new licensed tonnage do.						3,523 07
The difference in favor of new licensed tonnage under 30 tons do.						79,808 53

Recapitulation of the tonnage of the U. States for the year 1831. The aggregate amount of the tonnage of the United States on the 31st of Dec. 1831, is stated at

Tons 854/4r. 1,967,846 29

Whereof—permanent registered tonnage	598,974 19	
temporary do. do	50,477 80	
Total registered tonnage		690,451 99
Permanent enrolled and licensed tonnage	617,511 23	
Temporary do. do	9,506 23	
Total enrolled and licensed tonnage		690,017 45
Licensed vessels under 30 tons employed in the coasting trade	23,637 56	
Do. do. do. cod fishery	3,739 36	
Total licensed tonnage under 30 tons		27,376 92
Total		1,967,846 99

Of enrolled and licensed tonnage, there were employed in the coasting trade	516,086 18
Do. do. do. whale fishery	481 82
Do. do. do. cod fishery	57,328 85
Do. do. do. mackerel fishery	46,310 80

As above 630,017 45

Of the enrolled tonnage employed in the coasting trade, amounting, as above stated, to 620,017 45, there were employed in steam navigation 68,568 36 tons.

Treasury department, register's office, 14A January, 1833.  
T. L. SMITH, register.

A comparative view of the registered, enrolled and licensed tonnage of the United States, from 1815 to 1831, inclusive.

YEAR.	Registered tonnage	Enrolled and licensed tonnage	Total tonnage.
1815	854,294 74	513,833 04	1,368,127 78
1816	800,759 63	571,458 85	1,372,218 53
1817	809,724 79	590,186 06	1,399,911 41
1818	806,086 64	609,095 51	1,325,184 30
1819	612,330 44	647,282 17	1,259,751 61
1820	619,047 53	661,118 06	1,280,166 34
1821	619,096 40	679,062 39	1,298,858 70
1822	629,100 41	696,548 71	1,324,699 17
1823	639,920 76	696,644 87	1,336,565 68
1824	659,973 69	719,190 37	1,369,163 09
1825	709,787 08	732,323 69	1,432,111 77
1826	737,787 15	796,812 68	1,534,190 83
1827	747,170 44	873,437 34	1,620,607 78
1828	812,619 37	998,772 50	1,741,391 87
1829	650,142 88	610,634 88	1,260,977 81
1830	576,475 33	615,301 10	1,191,776 43
1831	620,451 92	617,394 22	1,267,846 99

Treasury department, register's office, 14A January, 1833.  
T. L. SMITH, register.

EDITORIAL AND MISCELLANEOUS.

☞The editor of the Philadelphia "Commercial Herald" finds fault with us for not having rendered "credit" to that paper for the large table concerning the exchanges of the bank of the United States, inserted in the REGISTER of the 1st inst. We heartily reciprocate the respectful terms in which the "Herald" prefers this complaint—but if the editor had read the remarks with which we introduced the article, he would have seen that the table was furnished to us in manuscript—for we said, "perhaps, it has already been published; though we do not recollect to have seen it before." And besides, we assumed no "credit" for giving this public document—not believing that any may be claimed, in similar cases.

A recurrence to this subject presents an opportunity briefly to say—that we have not obtained a statement of the exchanges of the bank of the United States previous to "the abominable and oppressive tariff years"—as it was hoped that we should; for the good reason, perhaps, that previous to 1823-4 the exchanges of the bank were not recorded as they now are, because of the smallness of their amount. We have, however, been furnished with the following solitary items:

In May 1820, the bank and its branches had domestic bills on hand to the amount of	\$1,896,000
In May 1821	1,748,000
1822	2,900,000
1833	29,147,000

Purchased in Philadelphia—	May 1820	46,000
	May 1821	60,000
	May 1822	57,000
	May 1833	1,835,000

These simple facts shew—not only that the bank, under its present administration, has mightily extended its exchanges, and thereby supplied the public with a currency so nearly "uniform," that the average difference on all its exchanges is only one-eleventh of one per cent, as shewn in the table above alluded to; but also demonstrates the greatly increased business of the people of the United States—since the agriculture and commerce of the country were to have been destroyed by the protection of domestic manufactures!

We shall revert to these facts on some future occasion. In a subsequent page will be found a New York project for a new bank of the United States.

☞The explosion of the steamboat *Lioness*, on the Red River, by gunpowder, is one of the most awful of the many calamities which have happened on the western waters, and will cause more than general regret, as well because of the number of lives lost, as on account of an individual killed—JOSIAH S. JOHNSTON, the late distinguished senator of the United States from Louisiana; for he was not only well known to the public as an able statesman and one of the most useful members of the senate, but esteemed and beloved by thousands of persons who had had opportunities of making a personal acquaintance with him. He was a gentleman of rare accomplishments—generous, and faithful, and kind; of very courteous manners, and possessed of the most liberal feelings; a fast friend, and an honorable opponent. His loss will not be easily supplied—in the councils of his country; never, in the hearts of his immediate connexions.

We give an account of this horrible affair in page 260. How the fire reached the gunpowder (of which it is said there were sixty casks on board), is unknown; and the blow was so instant and astounding, that many more must have perished but for the narrowness of the river. Those who might, perhaps, have explained the immediate cause of the disaster, were all killed.

This is not the first explosion of a steamboat by gunpowder—but may, possibly, lead to the passage of laws to prevent other calamities of the kind. These boats ought not to be permitted to carry gunpowder, except on giving public notice that they are transporting it; and persons who conceal the fact that gunpowder is shipped in a steam boat—ought, on a simple proof of the fact, to be sent to the penitentiary for life.

Mr. Johnston was a native of Connecticut, but taken in early infancy by his father to Kentucky, where he was educated. He emigrated to Louisiana in 1804 or 1805, and served in the first territorial legislature, and was afterwards appointed a judge, twice elected a representative in congress—and he was twice, if not three times, elected a senator of the United States.

The New Orleans Argus, speaking of him says—We have not the time to enumerate the important measures connected with the prosperity of this state, of which he was either the promoter, or the ardent and efficient supporter. It is less necessary; for his public services are known to all. Those who only knew him as a public man will mourn his loss. Those who knew him intimately will mourn it. It will be long again before they can meet with the same warm heart and cool head—the same absence of, and contempt for, profession and pretence; and the same ready performance of all the duties which friendship imposed.

☞The great and very important question concerning slavery in the British West Indies, seems about to be decided. We insert two or three brief papers on this subject—one of them, an outline of the plan of the minister. We incline to believe that this plan is impracticable—but it is manifest that a strong, and most probably successful effort will be made for the abolition of slavery, at any cost and every hazard! The abolitionists in England would seem to know but little of the real state of things in the West Indies—for a general and prompt emancipation of the slaves, even if admitted right in itself, would probably overwhelm both the white and colored population in one common ruin—unless means shall be provided for withdrawing all white persons from the islands, except those who may be stationed in them for the preservation of order and enforcement of the laws. A mixed body of free whites and free blacks

cannot be maintained, because of existing prejudices, and the greater numbers of the latter. We have a deep interest in these proceedings, and on several accounts; and, looking at them in any light presented, we find them encompassed by doubts and difficulties.

**TREATY WITH FRANCE.** We have an official translation of a report made to the French chamber of deputies, concerning the treaty concluded at Paris on the 4th of July 1831, see page 243.

It will be seen that the 2nd day of February 1832 is stated to be the time when this treaty was "ratified at Washington." We desire to understand how this happened—that certain apparently strange things may be reconciled.

We shall recapitulate the facts:

1. The treaty, concluded at Paris in July 1831, was to be ratified "and the ratifications shall be exchanged at Washington, in the space of eight months, or sooner, if possible."

2. The treaty, contains two points only—an agreement to pay 25 millions of francs, in six annual instalments—the first "to be paid at the expiration of one year next following the exchange of the ratifications;" and a stipulation that the duties payable on French wines shall be reduced.

3. The president of the United States, in his message of Dec. 1831, said that the treaty would require "legislative acts" having the concurrence of both houses (of congress) before it can be carried into effect.

Now the "legislative acts" referred to were not laws until the 14th July 1832; and, on the same date, the president issued his proclamation saying that "the ratifications were *this day* exchanged, at the city of Washington."

It would, then, appear—that there has been *two* "exchanges of ratifications"—the one on the 2nd of February, and the other on the 14th July: the first four months before the passage of the law without which the treaty could not be "carried into effect."

"We give the following from the Richmond Enquirer, though we do not understand what are the "new relations" spoken of:

We understand, that in consequence of the new state of our relations with France, arising from the protested draft, &c. it has been deemed advisable by the president to despatch Mr. Livingston immediately to France. It is impossible yet to say how far the state of the question with France may not affect our relations also with Naples. It is said that the president was desirous of nominating Mr. Livingston to the last senate—but that he considered the enmity of our domestic concerns at that time rendered any change in the treasury and state departments inexpedient. In consequence of Mr. L's new appointment, it has been seen that Mr. McLane has been transferred to the state department, and Mr. Duane has been appointed to the treasury.

It is also said, that no information has been received from Great Britain as to the opening of the negotiation—and that hence no appointment is *forthwith* made to London."

**THE PRESIDENT'S VISIT.** During his stay in Baltimore, president Jackson had an interview with Black Hawk, and the other Indians—who arrived here on the same day that he did. The following account of what was said on that occasion is copied from the "Republican." The president said—

*My children*—When I saw you in Washington, I told you that you had behaved very badly, in raising the tomahawk against the white people, and killing men, women and children upon the frontier. Your conduct last year compelled me to send my warriors against you, and your people were defeated, with great loss, and your men surrendered, to be kept until I should be satisfied, that you would not try to do any more injury. I told you I would inquire whether your people wished you should return, and whether, if you did return, there would be any danger to the frontier. Gen. Clark and gen. Atkinson, whom you know, have informed me that sheekok, your principal chief, and the rest of your people are anxious you should return, and Ke-o-kuk has asked me to send you back. Your chiefs have pledged themselves for your good conduct, and I have given directions, that you should be taken to your own country.

My children, who is with you, will conduct you through some of our towns. You will see the strength of the white people. You will see, that our young men are as numerous, as the leaves in the woods. What can you do against us? You may kill a few women and children, but such a force would be soon sent against you, as would destroy your whole tribe. Let the red men hunt and take care of their families, but I hope they will not again raise their hands against their white brethren. We do not wish to injure you. We desire your prosperity and improvement. But if you again plunge your knives into the breasts of our people, I shall send a force, which will severely punish you for all your crimes.

When you go back, listen to the counsels of Ke-o-kuk and the other friendly chiefs. Bury the tomahawk, and live in peace with the frontiers. And I pray the Great Spirit to give you a smooth path and fair sky to return.

To this the prophet and the other answered. I am glad to hear them. I am glad to go back to my people. I want to see my family. I did not behave well last summer. I ought not to have taken up the tomahawk. But my people have suffered a great deal. When I get back, I will remember your words. I won't go to war again. I will live in peace. I shall hold you by the hand.

The president, as before stated left Baltimore in the steamboat Kentucky—and the "Gazette" says—"A little incident occurred at the time of the departure of the boats, which shows that even during the present animated opposition between the two lines, all other feelings were made to yield to the desire of showing respect to the chief magistrate of the nation. The position of the boats as lying at the wharf, is such that the Charles Carroll, belonging to the Union Line, has the advantage in standing; but captain Chaytor, her commander, with the urbanity and prompt sense of propriety which characterize him, on this occasion waived his privilege, and permitted the Kentucky to take the precedence. The act, and the manner in which it was performed, excited warm feelings of approbation among the crowd of spectators who were assembled on the wharf to witness the departure of the president."

Immense crowds of persons attended to get a sight of Black Hawk and his companions. So great was the pressure, that it was thought necessary to remove them to Fort McHenry; previous to which, however, they had been conveyed in carriages, through the principal streets of the city. They left us for Philadelphia on Monday last.

The president's receptions at Philadelphia and New York were got up with much zeal, and very considerable pomp—and great numbers of persons attended to pay their respects to him. We have laid aside the papers to give a brief narrative of the proceedings had—but cannot pretend to go into the details.

We certainly wish, and as heartily as any person, that a president of the United States, or the president, may ever be treated with all courtesy and respect—for in doing that, the people show a proper respect for themselves; but many things happened in the famous tour of Mr. Monroe which every plain republican regretted, after the excitement had passed away; and circumstances are now occurring, which, perhaps, even the chief actors in them will not be pleased with, hereafter. Many little incidents, harmless in themselves and of the most trifling character, are rendered supremely ridiculous because of the solemn manner in which they are stated. The court-newspapers in France, when the "glory" of the Bourbons was at its height, (*Frenchmen being all slaves*), were hardly more offensive than certain which might be named on the present occasion—for if the king laughed or coughed, or took a pinch of snuff, a royal record was made of it—and the birth of a son to Louis the 16th, gave rise to a proceeding on the part of many ladies of Paris, which, for its delicacy, seem about to be excelled by some of the male bipeds of the United States. What the former only referred to by its color, the latter seem almost ready to take, "whole."

**MR. WEBSTER.** We have accounts of the progress of this distinguished orator and statesman through the western part of New York. At Buffalo, Black Rock, &c. committees, appointed by the people, waited upon him, and tendered their respectful and kind salutations—and he was also waited upon by a committee of the mechanics and manufacturers, &c. A splendid boat bearing his name, was launched at Black Rock, in his presence, on which occasion he delivered a brief address, in reply to certain remarks made to him. He had been invited to public dinners at several places, but politely declined



them—wishing to devote all the time at his command to the examination of interesting objects, and an "unrestrained and unceremonious intercourse" with the people.

**FREE LABORERS.** We see it mentioned in the papers, that Mr. William Wirt, of Baltimore, has purchased an estate in Florida, which he intends to work with hired hands, and hence the "United States Gazette" says, that he ought to be president of the anti-slavery society; on which the New York Commercial Advertiser observes—"We have no objection whatever to the proposed station for Mr. Wirt; but can assure the editor of the United States Gazette, that he will not be entitled to it on the score of originating the scheme of employing free laborers in Florida. Two gentlemen of our acquaintance from this city, purchased plantations in Florida soon after its acquisition by the United States, and commenced a trial of the experiment which Mr. Wirt proposes to adopt. In order to test the accuracy of its results, they purchased half the number of negroes ordinarily required to stock their plantations, and for the other half of the labor to be performed, they hired white men, principally Yankees. They returned to this city, on a visit, about three years ago, at which time, we learned from them, that the free labor experiment had been altogether successful. They found that it required not more than half the number of white laborers to perform a given amount of work—that consequently there was but half the expense of furnishing them with food, &c.—that they performed their labor with much greater skill, and in every respect better than the negroes, and that they did not commit the reckless waste and petty thefts of which the slaves are constantly and notoriously guilty. These gentlemen were, therefore, fully determined, as a matter of economy, to employ free laborers only, if they could succeed in hiring enough of them, and to dispose of their slaves on hand, in the best way they could. It has not occurred to us to ascertain recently how far they have succeeded in carrying into effect the final purpose they expressed, but certain no doubt of the sincerity of their intention, or of the correctness of their representation."

The Jamaica papers inform us that an experiment of free white labor, on a large scale, was about to be made on that island—for which purpose an agent was about to proceed to Germany.

We once thought that slave labor was the cheapest—but are now sure that it is not. If the soil and climate of the densely populated eastern states could be fitted for the cultivation of cotton, sugar and tobacco—the southern states would not furnish the supply of these articles.—The industry and economy of the former would break down the labor-hating and wasteful latter—just as free labor in young Ohio has already interfered with the profits of the tobacco planter in old Maryland—notwithstanding all the benefits of experience, and of location, in the last named state. Ohio can—and, as it were, without an effort, annually produce as much tobacco as the foreign market will advantageously take of the various "Maryland sorts."

A great mistake generally prevails in the south, as to the laboring classes in the north. It is supposed that these are worked harder than the negro slaves. It is not so. But a sound economy prevails. Nothing is wasted—every thing is done in its season—all things are put in their places; the people think—and, after using a tool to-day, they suppose that it may be wanted again, and so carefully set it aside, in good order. For such and other like reasons it is, that there is no working people in the world who have so much leisure as the Yankees. They drive their business—instead of suffering it to drive them. Their philosophy teaches—that it is better to be before time, than after time; that it is easy to wait for Time, but hard to catch him. His only holding place is REFORM.

**SEEDS PLANTING.** From the Savannah Republican of May 29. We have been favored by a friend, with the following statement of the produce of last year, of three distinct plantations, in that part of East Florida, known by the name of Alachua. The names of the planters are omitted, because this notice is made without consulting them; they are left, however, at this office, where any one so disposed may see them.

Information connected with the general agriculture of our region of the United States, we think must be interesting to our planting subscribers—and we therefore, give this example of planting, with pleasure.

1st plantation—47 hands.

160 hbls. sugar,	\$11,200
14,000 gallons molasses,	2,800
4,000 bushels corn,	2,500
Fodder, rice, beans, peas, &c.	1,000
Total,	17,500

2nd plantation—20 hands.

90 casks sugar,	5,400
7,000 gallons molasses,	1,000
Fodder, beans, &c. &c.	1,000
Total,	7,400

3rd plantation—12 hands.

50 casks sugar,	2,500
7,000 gallons molasses	1,500
2,000 bushels corn,	1,900
Fodder and extra produce,	500
Total,	5,700

[The 1st plantation produced 372 dollars to the land—the second 370—and the third 475.]

The aggregate is 79 hands and 30,600 dollars—or 387 dollars for each hand.

This is a great deal more than the average product of free labor in the north, especially if agricultural.]

**EMIGRANTS.** A mighty number of emigrants are arriving at Quebec—chiefly from Ireland. Thousands seem to be coming almost every day. Many will seek the north western parts of the United States—but Canada promises soon to be a very populous and powerful colony. The destiny of this country may well interest political speculators. At present it is important to the "mother country" as an outlet for her superfluous population—especially the "paupers."

**PAPERS AND CRIMINALS.** During the last winter, 1,083 cords of wood were distributed in Philadelphia; and of the persons relieved 2,257 were natives of the United States, and 888 foreigners—of the latter 423 were Irish, 135 Germans, 103 English, &c. Of the 412 males confined in the Walnut street, (Philadelphia) prison, on the 1st Jan. 1852—96 were foreigners; 48 Irish, 20 English, 10 Scotch, 10 Germans; of other countries only one each.

**AFRICAN COLONIZATION.** Numerous applications are making to the board of managers for the passage of free persons and slaves to the colony at Liberia—and especially from Georgia and Virginia. The means of the society do not keep pace with these applications.

**DINNER AND SUPPER.** Rapid exchange of civilities! The New York Gazette states that a dinner party is made up in Philadelphia for the 4th of July, to which a number of gentlemen from New York are invited; they leave there at six in the morning, dine at two, and start at three for New York to a supper, accompanied by the gentlemen who give the dinner in Philadelphia.

[To make the "thing" complete, the New York party ought to breakfast at home—which they may leisurely do after midnight, without at all interfering with subsequent operations.]

**MASSACHUSETTS.** The Essex Gazette has returned of the attempts made to elect a number of congress for "Essex North district," from Nov. 1, 1850 to May 6, 1853—in all fourteen! In every case there has been three candidates—national republicans, Jackson and anti-masonic, with a good many scattering votes. What a waste of time, (which is money), and of money itself, has been caused by this perseverance, under an unwise law? A plurality of all the votes given, is required. It is so, we believe, in all the New England states, but has been reformed in Vermont—so that, at the third trial, a majority elects.

Mr. Gorham, (nat. rep.) has been elected to congress from the Boston district.

It is uncertain whether gen. Denbora has been re-elected. He had made a gain as compared with the last election.

The result in the Essex North district is unknown; but it is probable that Mr. Osmond, a "coalition" candidate has been elected.

**RHODE ISLAND.** It appears from the proceedings of the legislature of Rhode Island, that the attorney general of that state has instituted a process in the supreme court

of the United States, against the state of Massachusetts, in relation to the boundary line between the states.

<b>CONNECTICUT SCHOOL FUND.</b> The capital of this fund consists of bonds, contracts and mortgages, viz. against residents of the state of New York,		\$575,929 34
"	Connecticut,	\$26,387 18
"	Massachusetts,	\$23,544 97
"	Ohio,	\$8,815 45
"	Vermont,	7,945 79
Stock in the Connecticut banks,		147,450 00
Cultivated lands and buildings, viz.		
In Massachusetts,		114,030 67
Connecticut,		65,366 52
New York,		17,630 95
		197,018 14
Wild lands in Ohio,		\$4,444 66
" New York,		\$5,844 40
" Vermont,		13,913 00
		154,202 06
Stock and farming utensils,		1,810 00
Principal on hand, 1 April, 1853,		
Cash,		16,638 90
		\$1,920,738 50

A writer in the Connecticut Courant remarks:—"Well may the state of Connecticut be proud of the ample provision made for the education of her children. No community in the world of equal dimensions has such a fund for such a noble object. Let it be the pride and glory of all parties and creeds to render it as safe and productive as possible."

The income of this fund, received last year, was \$80,915—which is divided among the towns in proportion to the children in the schools, &c. It is expected that the income will be considerably increased.

**BALLOONING.** Mr. Durant lately ascended from Castle Garden, New York, in a balloon, to a height exceeding three miles—the greatest ever attained in sail to have been four miles.) He left the Garden at 4m. past 5 o'clock—in 25 seconds was out of sight, and in 2 minutes he lost sight of the earth. He descended safely in 1 1/2 hours in West Chester county, about 12 miles from the place of starting. The cold was intense, at his greatest altitude.

**FRANKLIN INSTITUTE, AT PHILADELPHIA.** We have received "a list of the premiums offered to competitors at the eighth exhibition" of this institute, to be held in October 1853. More than one hundred articles are enumerated for premiums—gold or silver medals, and there are a few to which a premium in money is also added. Several of the offers have relation to the use of anthracite coal, and many to various manufactures of iron, in both which Pennsylvania is deeply interested. Handsome premiums, in money, are offered for the best stoves, or grates, for anthracite coal, the cost of which shall not exceed ten dollars, and for the best street lamp; and a committee of the institute are devising ways and means to offer a premium of one or two thousand dollars, "to the company or individual who shall first succeed in making sheet iron equal to that now imported into this country from Russia."

This institute has rendered important services to the community, and we are glad to be informed that it has a stable foundation.

The following is the 105th premium—

To the person who shall invent, on or before the first day of October next, the best plan which will prove effectual in preventing the escape of sparks, (when the fuel employed is wood), from the smoke pipe of a locomotive engine on Stephenson's construction, without diminishing the draft so as to interfere with the rapid production of steam, or otherwise impairing the power or speed:

Two hundred dollars and a silver medal.

The above premium is offered at the request of the New Castle and Frenchtown turnpike and rail road company, who have liberally engaged to provide the funds for the payment of it. Various experiments have been made by them, which will be freely communicated by the superintendent, at New Castle, to all applicants who may be desirous of competing for the premium.

**DELAWARE.** The court of errors and appeals have decided the great case of Randal vs. the Chesapeake and Delaware canal company, in favor of the plaintiff. The court was unanimous. The amount claimed is very large—we think more than 200,000 dollars, but the part to be allowed is yet to be ascertained by a writ of inquiry.

**BALTIMORE.** The Horticultural society of Maryland had their first exhibition on Wednesday last. The show of plants and flowers at the Athenaeum exceeded the most sanguine expectation of all persons—and was, indeed, very beautiful and well arranged. Among other things to be admired was an address from our distinguished friend, John P. Kennedy, esq. to a large auditory of ladies and gentlemen.

**VIRGINIA.** By an act of the legislature, at the last session, the Bank of Virginia, and the Farmers' bank of Virginia were authorized to increase their respective capitals half a million, provided they loaned the same sum to the James river and Kanawha improvement. General meetings of the stockholders of those banks were held, to approve or reject the proposition. The bank of Virginia accepted, 3,150 yeas, 104 nays; but the Farmer's bank, by a vote of about two to one, declined the offer. The treasurer of the state, on behalf of the stock held by the commonwealth, voted, in both banks, for accepting the law.

**GEORGIA.** At a large meeting of union democratic republicans, (from all parts of Georgia, composed of members of the state convention and others), agreeably to previous notice, convened in the representative hall, at Milledgeville, on Tuesday evening, May 14, the following resolutions (amongst others), were unanimously adopted, viz:

Be it resolved, by this assembly, composed of citizens from various parts of the state of Georgia, convened in Milledgeville, That we approve and will maintain the principles asserted in the Virginia report and resolutions of 1798 and 1799, as expounded by James Madison, the pure, enlightened, and venerable patriarch by whom they were prepared—by which alone can be preserved at the same time the delegated powers of the federal government, and the reserved powers of the state.

Be it further resolved, That we disapprove of the doctrines of nullification, believing that they are opposed to the theory of the constitution of the United States, that they are incompatible with the existence of the federal union, that they lead inevitably to civil war, and the multiplication of standing armies, and are most dangerous to liberty; and that we behold, with deep regret, the continued military preparations in a neighboring sister state, which has yielded itself to the guidance of those pernicious principles.

Be it further resolved, That we cordially approve of the conduct of our senator John Forsyth, and of our representative, James M. Wayne, in the unequivocal, and energetic support, which they have given to the administration of Andrew Jackson, in their uniform and judicious efforts to relieve the country from the burdens of an unjust protective tariff, and in their bold and determined opposition to the political heresy of nullification.

**LOUISIANA.** An acquaintance lately from the Attakapas, informs us that the planters in that part of the state, never had a more promising prospect of abundant crops of sugar, corn and cotton, than the present season. They have planted an unusually large quantity of the plant cane, all of which is in a most flourishing condition. New Orleans, 9th ult.

**FLORIDA.** It is not yet certainly known whether col. White has been re-elected, or gen. Call elected, the delegate from this territory. Prodigious efforts were made on behalf of the latter. The "Floridian" published at Tallahassee, May 25, gives all the returns, then received, and shews a majority of 97 for White; but says that Col. White had been proclaimed elected by "the roar of artillery, and shouts of triumph," adding that, this was all the evidence of his election, then present.

**THE CHOLERA.** At Wheeling, from the 16th May, to 4th June, inclusive, there appeared 142 decided cases of cholera, and 74 deaths. In the 5 days ending 4th of June, there were reported to the board of health, 90 cases, and fifty one deaths! An awful amount indeed—in a population of 3,500; admitting that some of the inhabitants had deserted their homes because of the disease. On the 5th of June there died 7, and, on the 6th, six persons.

It was believed that nearly one third of the people of Wheeling had been more or less affected by the cholera, and the preliminary symptoms, more or less severely.

Mr. Noah Zone was among those who died at Wheeling. A majority of the fatal cases is of women and children. The Gazette of the 8th says that the disease had nearly disappeared.

Two fatal cases of cholera have happened at Sarsburg, on the Allegheny river, 5 miles above Pittsburg.

Nashville. The cholera has re-appeared here. On the 28th May, there were 20 cases, and 8 deaths—but on the 29th, only 6 or 7 cases and 2 deaths.

Among those who died at Nashville of the cholera, were Josiah Nichol, esq. president of the office of the bank of the United States, and F. Porterfield, esq. a very respectable merchant. The deaths for the week ending June 3, were 30.

**Pickens, Mississippi.** Died, in this place of cholera, on Tuesday 7th May, Mr. Ruel A. Watson, merchant.  
On the same day, also of cholera, Jane, Emily, and Juliet, daughters of Dr. J. W. Hegeman.

These three young ladies were the only children of Dr. Hegeman, and on the evening of the same day, one of them was to be married to the gentleman whose decease is likewise announced.

Beautiful flowers, whom evil fates would not sever, but has plucked them all on a single stem. A day since, you were full of the joy and glee of youth, and in the innocence of your hearts prepared for a wedding. But the wedding day and the banquet now give place to funeral obsequies and solemn assemblages of afflicted friends! On the marriage day, bride and bridegroom meet in the world of spirits and the lovely sisters are in attendance there. Your parents just now delighting in your health, virtues and accomplishments, are made childless and echele's in a single day, and a melancholy gloom for your loss pervades the society, of which you were but a moment since the joy and ornament.

At **Marine Settlement, Illinois**, and **St. Charles, Missouri**, several fatal cases of cholera have happened. And three persons in one family died in Madison county, **Illinois**—a man, his wife and daughter.

The cholera has re-appeared at **Key West**. In the lower parishes of **Louisiana** it is reported as raging with great malignity. This disease suddenly appeared at **Lexington, Ky.** about the 1st inst. and quickly carried off seven persons, after a few hours sickness. On the 4th, ten cases remained which were expected to terminate fatally. Deaths on the 5th—10, 4 white, 6 colored; among the former Mrs. Scott relict of the late gov. Charles Scott.

**Meraville** seems to have been severely afflicted. The town was nearly deserted. Cases have occurred in the neighborhood of **Cynthiana**. Death ensues, or the danger is generally passed, in 8 to 12 hours.

The cholera has appeared among the passengers of two vessels from **Ireland**, which have arrived at **Quebec**. They were placed in quarantine.

**RAJH.** The Winchester (Vn.) Republican, has a table showing the fall of rain, at that place, for each month, in the last 4 years—as follows: 1889 in. 9 16ths; 1890 in. 10 1/2; 1891 in. 10 16ths; 1892 in. 10 16ths; 1893—27 in. 11 16ths. Greatest in July (1892) 8 in. 6 16ths—least March 1 in. 10 16ths. Greatest in Sept. (1890) 8 in. 2 16ths—least August 1 in. 1 16th. Greatest in August (1831) 6 in. 1 16th—least December 10 16ths. Greatest in February (1892) 3 in. 10 16ths—least in September 2 16ths. For the three last years 3 in. in May—in the present year 4 inches; but fell at **Baltimore**, in this month, 5 in. 13-100ths.

**WOOL.** Extract of a letter from a merchant of the highest respectability, dated London, April 16, 1833: English wools of all kinds, for clothing purposes, are scarce and dear; and the quantity on hand at mid under 134 per lb. is small indeed. The demand here more than keeps pace with the supply. It would be difficult to purchase 100 bales at this moment in all this market. Combing wools are more abundant—of those I could buy 8 or 900 bales at prices annexed. South down fleeces are also scarce, perhaps not more than 200 to 250 bales in London at this time, and very little remains with the farmer. I much question if the quantity of English wools on hand has been so small for very many years. It would be impossible to collect 500,000 lb. under 134, before the new clip comes to market, which will not be sooner than the end of June or beginning of July, and as so little of old wool will then remain, I think prices more likely to advance than to recede. Spanish wools are also scarce and dear; such as I bought 18 months ago at 1s 10d to 2s 1d per lb. are now selling at 2s 6d to 2s 8d, the advance on them being somewhat more than in German of equal quality. The quantity of German and Spanish wools in this country is unusually small, particularly all sorts under 2s 9d per lb. [Boston Cour.

☞—This promises well for the American farmer—to whom we wish many returns of the "golden fleece."

**MEXICO.** We begin to entertain better hopes of this "republic"—if a republic there can be where an established religion exists—for the state of Mexico has released its citizens from all civil obligations to pay tithes, and the state of Vera Cruz has abolished them altogether. And a bill has been introduced into the national congress to secure the freedom of the press. A public primary school for the education of children had been opened at Tampico, and a college founded.

Gen. Santa Anna, who had been chosen president of the confederacy, has declined assuming the office, and general Gomez Farias, the vice president, is now invested with the supreme executive authority into which he was installed with brilliant pomp; and his inaugural address is much commended. Santa Anna is represented as not having in form resigned the office of president, but to be holding himself in reserve from reasons of patriotic and political prudence, to preserve the public quiet. He seems to have earned golden opinions by this conduct, in addition to which he has transferred to the state of public education the pension of \$1,000,000 a year, which had been voted him for his public services, by the state of Yucatan.

The value of the gold and silver ornaments in all the churches of the Mexican union has been ascertained to be thirty millions of dollars!

The country seems quiet and prosperous—judging by the products of the mines; a great deal of silver being obtained and coined.

**DUNQUEE'S MINES.** We learn from the last Glebeian, that the U. S. troops stationed at Dunquee's mines, for the purpose of staying mining operations under private leases from claimants of the land in question, have been ordered away; and that the country is left open for emigration and business. From the same paper we learn, that the claimants of the soil are determined to resist the proceedings of the government; and with that view caution all persons against selling or purchasing ore, or its product, obtained upon the land usually known as Dunquee's tract, and on which, none, mining operations are carried on in that quarter. The agents of the government, it is declared, will be held liable for all leases made under the orders of the secretary of war, when such leases violate their rights as proprietors of the disputed soil.

This question must ultimately be decided by the supreme court. We understand that the right of Julian Dubuque, under whom the present proprietors claim, was ascertained to be a complete Spanish title by the board of commissioners appointed to investigate the validity of the grants of land made by the Spanish government prior to the cession of Louisiana to the United States, sitting at St. Louis in 1806. The possession of the lands was also acknowledged by the Indians in various treaties held by them with the United States, from the year 1804 to 1822. The claimants of the land in question are wealthy men, and will scarcely suffer the United States to dispossess them of a property held by such a tenure, and which is of immense value. [St. Louis Republican, May 17.

**INFAMOUS.** Lately in England, a young woman, a Roman Catholic, was married to a young man, a Protestant, by a Roman Catholic priest. The couple lived as man and wife about a year, and had one child; after which the husband abandoned his wife, on the ground, that, as they had not been married by a Protestant clergyman, the marriage was not binding on him. She was bound by her religion, but he was not. She could not, according to her church, have another husband; but he could take another wife, and did; and the poor woman's only remedy, if it could be so called, was an action for a breach of promise of marriage, which she brought, and recovered only about \$450. [Centinel.

**BRIEF NOTICES.**

Mr. Hitchcock, proprietor of the American Farmer, at Baltimore, will purchase cocoons for a silk stature about to be established in this city—at from 25 to 50 cents per lb.

Emigration to the west is powerful. The arrivals at Detroit, alone, are about two hundred a day. There passed up the lake, from Buffalo, 2,000 passengers in one week.

The skulls of a mammoth have been recently discovered in the neighborhood of Rochester, N. Y. These huge animals must have once been pretty numerous.

It is stated that the cashier of the Greensboro branch of the bank of Georgia, is found minus the sum of 71,000 dollars. The Milledgeville Journal states, that the mother bank is obliged to redeem its branch notes, and that it has a surplus fund more than equal to the loss above stated, independent of its other resources. Another paper states, that the cashier's effects have been seized, and that they will nearly cover the defalcation.

Died, a few days since, in Raleigh N. C. Mr. Benson Card, aged 100 years, the oldest inhabitant. He had been married to his wife, still living, 70 years.

The famine yet prevails in some of the Cape de Verd islands, and many persons are said to perish daily.

On the 23rd ult. there was a procession of the "Cincinnati Fire Association." We notice it to say—tho' there were twenty-three engine and hose companies, one hook and ladder company, a "protection society," and four divisions of fire guards—in all numbering about 1,500 effective men. Each engine and hose was drawn by a pair of horses.

A child, represented in the New York papers to be of Poughkeepsie, New York, only six years and ten months old, weighs 271 pounds. They are making a show of it in "Gotham."

The Baptist church of Columbia, S. C. have recently passed the following resolution; believing that the poor and those in moderate circumstances in life have often, from the fear of being accused of a want of proper feeling and regard for deceased friends, been thrown into expenses which they were unable to bear—

Resolved, That we believe the habit of wearing the usual badges of mourning, is a custom of the world, not in accordance with the spirit of the gospel; and should be abandoned by the members of Christ's house. We therefore recommend from this time forward, that our brethren and sisters dispense with them.

Sutton, the ventriloquist is said to have won a bet made in one of the river steamboats, that he would induce the engineer to oil some part of the machinery, by his ventriloquial powers.

First a screeching sound came from the shaft of the water-wheel, the oil can was immediately in use, but ere that was accomplished the smoke came from the piston at every downward stroke. As the oil was about being carried to that part of the engine the trick was explained, a hearty laugh was joined in by the engineer and spectators. [City and Advertiser.]

An Alabama paper has an account of the recovery, by her parents, of a little girl, who had been stolen, and blackened and disguised, and sold as a negro slave!

In the last week, a woman was convicted in the mayor's court of Wilmington of stealing a watch, and sentenced to receive *twenty-one lashes on the bare back*. [Such is yet the law in Delaware.]

Mr. Henry Brothers lately married Miss Nancy Brothers, in North Carolina, and a family of brothers is expected.

The Pittsburg Gazette says—We received the following information from such a source, that we cannot doubt its correctness. "In the month of March last, a cow of Mr. Burchell, residing in this vicinity, shortly calving, was taken sick—the owner being a person of some skill in the diseases of cattle, did all that he could to cure her; but, in spite of his remedies, she died. Having some curiosity to ascertain the cause of her death, he opened the body, and found in the maw, a portion more than two feet long, of a black snake—a part of it had decayed and disappeared.

A splendid statue, supposed to be of Theseus, has been recently discovered in one of the sewers of ancient Athens. It is about the size of Apollo Belvidere, and of the finest marble and best style of sculpture.

The Taunton Sun, in speaking of the late John Randolph, says—"He was inextinguishable when living—who shall describe him when dead."

Two canal boats recently passed Palmyra, New York, eastward, freighted with two hundred and fifty barrels (twelve thousand ounces) eggs from Ohio. These valuable cargoes were owned by a speculator from "down east."

In the gardens of Chapultepec, near Mexico, the first object that strikes the eye is the magnificent cypress called the cypress of Montezuma. It had attained its full growth, when this monarch was on the throne, (1520) so that it must now be at least 400 years old; yet it still retains all the vigor of youth in all its parts. The trunk is forty-one feet in circumference, yet appears slender. At Santa Maria de Tula, in Oaxaca, is a cypress 94 English feet in circumference, which yet does not show the slightest symptom of decay.

We learn from the Detroit Journal, that a company has been formed to run a steamboat between the mouth of St. Joseph's river and Chicago, which it is hoped may form a link in the communication between the Atlantic and the Mississippi, by way of the lakes.

A vessel called the "Lady of the Lake," was lost on her voyage from Belfast to Quebec, in consequence of coming into contact with masses of ice, on the 11th May. Her passengers and crew numbered two hundred and thirty, of whom only fifteen were saved in the boat. All the rest went down with the ship. Another vessel with passengers, the Jane, has also been lost in the ice—but with the loss of only 15 lives.

#### FOREIGN NEWS.

From London papers to the 13th May.

ON THE BRITAIN AND IRELAND.

Sir John C. Hobhouse has resigned the office of chief secretary for Ireland, and has sat in parliament, feeling that if he retained it he must vote against ministers for the repeal of the house and window duties.

In the house of commons on the 30th ult. Mr. John Vey, in pursuance of notice, moved the repeal of the house and window taxes. The motion was opposed by Lord Althorp, who declared that their repeal would compel ministers to resign, and, after considerable debate, was negatived by the following vote—which shews there is no present prospect of a change of the ministry:—

For the motion

Against it

Majority

The Quakers' and Moravians' affirmation bill is ordered to be brought in by Lord Morpeth, Dr. Lushington and the solicitor general.

Mr. Charles Buller gave notice of a motion for the 17th, on going into committee of supply, to move resolutions declaring on the necessity of immediate and extensive reductions in all departments of the public service.

The plan for the emancipation of the slaves (see page 263), it was expected, would be taken up on the 14th of May.

The affairs of Ireland remain unsettled. Outrages were still committed, and arrests made.

The ministerial plan concerning slavery in the West Indies, has caused "great excitement and dismay" among all whose property is dependent on the colonies. The opinion is that this and its allied purposes—that "the wide-spread it very likely—and, also, that this ruin and distress will be extended; but feel confident that, very soon, if not just now, the

people of England will put an end to personal slavery in the West Indies—'come what may.'

The ministers were defeated in their financial system with regard to the malt tax, by a small majority in the house of commons—162 out of 314 members present; but their friends rallied, and reversed that decision—285 against 151.

The business of the London theatres appears to be a bankingrupt concern.

The influenza still prevailed in London, and was spreading through the country, as well as in Ireland. The people call it the "white cholera."

FRANCE.

There is nothing of interest from France. HOLLAND AND BELGIUM. Remain as they were. The Dutch stocks had fallen at London, because of the "obstinacy" of the king. It is supposed to receive money from Russia—and it is said that 25,000 men have been sent towards Riga, to assist him—if necessary.

PORTUGAL.

The belligerent brothers remain nearly as they were. Nothing important has happened. Neither seems able to do much against the other.

The cholera was raging at Lisbon—but particulars are not given.

ALGERS.

It seems, from some remarks that were made in the British house of lords, that the permanent occupation of Algiers, by the French, will be strongly objected to.

TUNISIA AND GOVY.

Paris, May 4. The government has received news from Constantinople to the 16th of April.

On the 30th of March, M. de Varennes, the first secretary of the king's embassy in that capital, set out for the camp of Ibrahim, with the army of the port.

He was the bearer of a little sheriff, by which the grand seignior accorded to the pacha of Egypt the investiture of the four pachalics of Syria, namely, Sinit, Jean de Acre, Damascus, Aleppo, Tripoli, and their dependencies.

M. de Varennes had instructions to obtain from Ibrahim that he would desert from his other pretensions.

The negotiations lasted four days. Ibrahim has renounced Lefkeli; but he has reserved the question relative to the district of Adana and Orfa, which will be discussed at Alexandria. At the same time he has consented, at the request of M. de Varennes, to evacuate Asia Minor. His movement of retreat was to have commenced on the 30th of April.

This act confers on Mehemet Ali, independent of the pachalics with which he has been invested for a considerable time, the whole of Syria.

A second division of the Russian squadron, carrying 5,000 troops, arrived on the 5th April at the entrance of the Bosphorus; but it appears evident that the port had demanded that the march of the corps of the army of Moldavia should be suspended.

It is said that Russia will require an indemnity of Turkey, because of the movement of her troops.

#### AN AWFUL DISASTER.

New Orleans, May 25. The following distressing account of the loss of the steamboat Lioness, Capt. Wm. L. Cokerelle, on her passage from this port to Natchitoches, was brought by the Huron this morning, after the paper was published.

The steamboat Lioness, Wm. L. Cokerelle, master, on her passage from New Orleans to Natchitoches, took fire when about forty miles above Alexandria, on Red river, and was entirely consumed. The lives of 15 or 16 individuals were lost, and as many others were more or less wounded. It occurred left their berths, which according to May 19, when but few had The names of the unfortunate sufferers are as follows:

Passengers dead—Hon. Josiah S. Johnston, of Louisiana; R. Q. Rogers, esp. of Alexandria; Michael Boyse, esp. do. Mr. Milward, a deck passenger; Mr. H. Heriz, Texar, esp. do. Mr. Irwin, do. Crew dead—John Coley, mate; Louisville; John Clark, steward, late from England; Samuel Laidie, sailor; Wm. N. S. Cant, chambermaid; Alexander —, second cook; and a servant unknown, belonging to a passenger.

Wounded—Hon. Edward D. White of Louisiana, badly; Henry Boyce, esp. of Alexandria; Mr. Dunbar, do. badly; J. H. Granton; Michael Colgen, Natchitoches; J. V. Bossier, do. Mr. Rupe, do.

Crew—Mr. Isaac Wright, pilot, slightly; Mr. John Roberts, engineer; John Gilmore, sailor; and two other sailors and one fireman, names not known.

All others on board escaped without injury. Much of the baggage and some money, belonging to passengers, was lost.

How the fire originated is not known; it is supposed, however, being drawn communicated either by sparks from the furnace way-fright, or through the hole for the fly wheel of the engine, the hold getting up freight, which being loaded in a crate of straw or oil, or other material, kindled so rapidly as to defy their exertions to extinguish it, and in attempting which they lost their

lives, not one of them getting out to give the alarm, or afterwards to account for the misfortune.

The boat and cargo went down near the middle of the river, and are entirely lost.

Much credit is due to the inhabitants near the spot, and at Passaic, for their prompt assistance in saving those who were struggling for life in the current, for their kindness and hospitality to the wounded, and for their liberality and friendship to all the strangers thrown destitute amongst them, and to the crew of the lost boat.

J. W. TWICHELL, clerk.

New Orleans, on board the steamboat *Isiron*, May 24.

On the 8th the machine by which a boiler occurred from gunpowder, which blew up the boat from the fire in the hold.

POLEND. PARTICULARS.

From the *Alexandria* (Low.) Gazette of the 23rd ult.

It becomes our duty to record an event which thrills us with horror as we relate it, and which brought desolation and sorrow among us, by the destruction of some of our best and most valued fellow citizens; as well as many others with whose names we are at present unacquainted. The steamboat *Lioness*, on her passage from this place to Nachitoches, blew up with a terrible explosion, and was literally torn to fragments. This disaster occurred on Sunday morning last, just at day light, near the mouth of the Regolet Bon-Dieu. The explosion, or rather the three successive explosions, following each other so rapidly as scarcely to be distinguishable, were heard at a considerable distance.

The fore cabin and the boiler deck, and the hold immediately under them, were scattered in fragments over the water for a considerable distance. Many of the passengers who escaped were enabled to do so by seizing those fragments, after they had been themselves thrown into the water. In about two minutes after the explosion, the hull of the boat sunk, leaving a part of the hurricane deck, and portions of the ladies' cabin floating on the surface. On this the ladies (we are happy to say any of them) were saved, together with many gentlemen.

The explosion seems to have been caused by the firing of some powder which had been shipped in the boat.

There were two of the hands in the hold with a lighted candle engaged in some arrangements there at the time the boat blew up, and the mate had gone down a moment before, to assist them. It is supposed that by some unfortunate accident the powder was fired by them.

By a letter from G. M. Graham, esq. who has just returned from the wreck, we learn that the hon. Joseph S. Johnston, Basil Q. Rigg, esq. and Charles Boyce, esq. are among the missing.

That the hon. E. D. White has escaped, but is seriously injured from bruises and bruises; that Messrs. Boyce, Dunbar, Sewell and William Johnston, have escaped without any serious injuries; that Messrs. Roubaux and Graham were somewhat injured, the latter in fact, very seriously; that many sufferers unknown to Mr. G. were on the plantation of Judge Smith, a terrible situation from their wounds and burns. Some of these, it is thought, would die.

It is also stated that the inhabitants along the shores of the river generally were prompt and persevering in their endeavors to yield every assistance possible; and that they are still making use of every effort to alleviate the sufferings of those who have escaped with life.

Even amid the gloom and horror of such a catastrophe, it is consoling to see the spirit of benevolence and humanity displaying itself in a generous assistance, and assiduous attention of our fellow citizens towards the sufferers.

We rejoice to learn that Mr. White, as well as the son of Mr. Johnston, were fast recovering from their wounds; and, as well as several other sufferers, were considered out of danger. The body of Mr. Johnston had not been found.

POLAND.

The nobility of Podolia have summoned courage to supplicate mercy from their barbarous oppressors, though they only venture to do it in the humblest tone and on their bended knees. The petition is as follows: From the emperor, Nicholas. We permit to use their own language, in courts of justice, protection in their national religion, and an exemption from the horrors of perpetual imprisonment and exile, in all that they venture to ask, and for more than they will obtain. They say—  
"Your nobility, O sire, sees with fearful apprehension the difficulties and losses, in which the prohibition of our native language in the judicial courts will expose us; and we Poles, like other Slavonian nations, have our own distinct language, for so many centuries become natural, rich in reminiscences, common to millions of your subjects, preserved to us by your ancestors, indispensable in our social occurrences; in that language we had all our deeds, contracts, convolutions. It explained our wants, it became indispensable, and incorporated with us. Gracious lord, leave that language to us, that in it we may pray to God for you and your blessed family.

"With our persons we carried our Roman Catholic religion under your sceptre. Religion, waiting on human frailties, wants the guidance of ministers of God; the scepter, the fall of religion are fore-runners of general corruption. The religion of our ancestors has left to the sovereigns its protection. In your high wisdom, your majesty has found it necessary to abolish the convents and confiscate their estates; but, sire, those convents fulfilled likewise paternal duties. Great severity of curates

and priests is felt already; the conscience and morality of your people in such general subversion, wanting the assistance of religion, will prove most detrimental. As our common father, we beseech then humbly, O lord! have mercy upon us, as divine as to those impending evils.

"In all countries the nobility is aware that its duty is to support the throne. The difference in fortunes—poverty even, did not deprive them of their privileges. We humbly beseech your majesty to stop orders by which beings without any guilt are carried away from their homes into most remote countries. In every corner of the world they will prove faithful subjects to your majesty, O sire, the poorest man loves the country where he was born. That universal instinct, witnessed by tears of thousands of families, caboldened us to entreat, sire, your humanity for them.

"Our brothers have offended you, seeking relief from their sufferings, not by prayers addressed to you. But, sire, as an image of the Almighty on earth, you shall not always remain provoked, you shall not always punish us. Parents, with a justly bewildered eye, look for their children carried away from them, sent for ever to impervious regions; others seek an asylum in foreign countries, remote from their relations, in want and poverty. Few of them you have pardoned; jointly with us they beg you to extend your clemency to others.

"We lay, sire, these most humble prayers at the footsteps of your throne."

(Here follow the signatures of all the marshals of the different districts.)

"Kaminiec, the 29th day of September, 1853."

This, alas! is the language used by a people who were once the freest in Europe!

London, April 14.—In spite of the remonstrances which we are willing to believe have been made by the only two powers of Europe that still remain undisturbed by the pestilent influence of Russia, the work of confiscation is still carried on in Poland with an unsparring hand. The greediness with which the barbarous oppressors of that ill-fated land pursue their course of rapine shows that their appetite for Polish plunder is as insatiable as their thirst for Polish blood. It is now nearly three months since the publication of an official notification of the Russian governor specifying in detail the estates and property of every description confiscated in the single government of Volhynia. Recent disclosures of the sufferings of the Polish refugees in this country, and the consequent appeals made on their behalf to the generosity of the British people, have brought this document once more under our observation, and we reproduce it here.

1. Peasants, 37,918, estimated, agreeably to the custom of the country, (where, in selling estates, they are valued according to the number of serfs-peasants inhabiting them, and who are attached to the glebe), at £25 a head £930,000
2. Movable, cattle, manufacturing and agricultural machines, articles confiscated along with land estates, computing them at one eighth of the value of the estates 115,000
3. Roubles (in silver) 266,853 50,000
4. Ducats, 16,738 9,000

Amount of confiscations in the single government of Volhynia £1,104,000

The civilized world has not been outraged by a second official record of the progress made by the commissions appointed and authorized to superintend the spoliation of a land which the sword, the scaffold and the deserts of Siberia, have already nearly depopulated. That the members of these commissions, however, have not been idle—that they have been unceasingly occupied in the prosecution of the objects of their disgraceful mission, is unhappily but too well known by the raggedness and poverty of their victims, win, but for the charity of strangers, would have wandered naked on foreign shores until sheer starvation put an end to their miserable existence. Nor is there any great difficulty in forming something like an estimate of the great amount of plunder which these commissioners will carry to the imperial coffers at St. Petersburg. Let the amount of the confiscations in Volhynia, be a criterion, and then, in the six governments (namely those of Podolia, Volhynia, Kijew, Wlnna, Grodno and Minsk) the amount will be £6,794,000

The kingdom of Poland, in which the insurrection was almost general, will furnish about an equal amount of confiscations, making altogether about £12,000,000. Whether this sum of £12,000,000 be destined for the support of new attempts to bring freedom and civilization beneath the yoke of barbarism and tyranny, it is not our present purpose to inquire; all we were desirous of showing was the probable amount of property which these commissioners will carry to the imperial coffers at St. Petersburg. Let the amount of the confiscations in Volhynia, be a criterion, and then, in the six governments (namely those of Podolia, Volhynia, Kijew, Wlnna, Grodno and Minsk) the amount will be £6,794,000

Warsaw, April 2. The commissioners for quinqueting the troops of the empire, that if several of the house-holders of Warsaw, notwithstanding repeated summonses persevere in their negligence, and will not prepare lodgings for the Russian officers, especially those of high rank, the commissioners will via such lodgings at the expense of the persons in question, and at the

same time they invite all those who have lodgings to let, to apply to their office.

**SLAVERY IN THE BRITISH WEST INDIES.**

The deputation in favor of the immediate emancipation of negro slavery within the British dominions, that had lately a formal interview on the subject with the British ministers, consisted of three hundred and thirty-nine gentlemen who had been sent to London from all parts of Great Britain. The proceedings and designs in England, in this case, are so interesting to our country, that we are induced to extract the following article from a London paper.

**Colonial slavery.** At a meeting of gentlemen deputed from various parts of the United Kingdom to represent to his majesty's ministers the sentiments of the inhabitants in their respective districts on the subject of colonial slavery, held in London, on Thursday, the 18th of April, the following resolutions and memorial were adopted:—

**Resolutions.**

"On behalf of ourselves and those who have selected us to attend in London for the purpose of expressing their opinions and wishes on the subject of negro slavery, we, in humble reliance on the blessing of God upon our exertions, and acknowledging his Providence in assenting to us upon this great occasion, declare our assent on the following propositions, as truly representing the objects we desire to see accomplished, and the principles on which we think any plan for emancipation should be founded:—

"1. That all persons detained in slavery in any part of his majesty's dominions ought forthwith to be emancipated. Any restraint, exercised on the whole community, deemed necessary by way of police regulation, we do not deem inconsistent with this principle; but we deprecate all delay, or partial emancipation; first as a continuance of injustice, and secondly, because it is our conviction that emancipation may be at once safely effected, and the greatest danger of bloodshed and confusion will arise from deferring it.

"2. That as the negro race have already suffered the grossest injustice from detention in a state of slavery, we declare our decided disapprobation of any plan whereby they, by their labor or otherwise, may be compelled to pay, in whole or in part, for that emancipation which we deem to be their right by the law of God, and by the clearest principles of justice.

"3. That as the government may deem it necessary, with a view to immediate emancipation, to incur the expenses of an increase and efficient police establishment for the preservation of peace and tranquility, the country will cheerfully consent to bear such expenses.

"4. That when that debt of justice which is due to the negro shall have been fully paid by immediate emancipation, the country will cheerfully consent to promote such fair measures of relief to the West Indian planters as may be deemed needful by parliament, leaving to the discretion of his majesty's government the consideration of such cases of distress as may be proved to result from the measure.

"5. That the opinions expressed in these propositions are entertained by a very large proportion of the people of this kingdom, whose abhorrence of the guilt, iniquity, and cruelty of the system is such, that they will, in dependence on the Divine blessing, resolutely persevere in all legitimate exertion, until slavery shall cease forever in every land over which the government of Great Britain exercises dominion.

"SAMUEL GURNEY, chairman."

"The solemn declaration of the committee and members of the colonial union, for the parishes of St. Mary, St. Ann, Trinitas, St. James and Hanserd, at a general meeting, held at the court house, in the town of Palmyra, on Saturday, the 28th of July, 1832. James I. Hilton, esq. in the chair.

"We, the undersigned, most solemnly declare that we are resolved, at the hazard of our lives, not to suffer any baptist or other sectarian preacher or teacher, or any person professedly belonging to those sects, to preach or to teach at any house in towns, or in any part of the country, where the influence of the consistent union extend; and this we do—maintaining the purest loyalty to his majesty king William the Fourth, as well as the highest veneration for the established religion, in defence of social order, and in strict conformity with the laws for the preservation of the public peace—in shield this portion of his majesty's island of Jamaica against insurrection and future destruction; and these are our reasons:—

"1. Because we have the most undeniable and unequivocal proofs that the baptists and other sectarians have instilled into the minds of our hitherto contented and happy slave population, opinions that they are and have been an oppressed and injured people.

"2. Because they have falsely propagated among our slaves an opinion that the king of England had made them free, which so bewildered their minds as utterly to destroy every tie of affection for their masters and owners.

"3. Because the chiefs and principal ringleaders in the recent rebellion were mostly class-leaders of the sect called baptist, who not only preached division, but enforced rebellion on the properties which were devastated by fire.

"4. Because sectarians generally have, under the guise of religion, taught the slaves to throw off all political restraint, and to assert their independence, which they attempted by rebellion murder, rape and arson.

"5. Because we wish to maintain, and prevent from falling into the hands of a semi-barbarous people, this fair portion of his majesty's dominions, which, allowing these sectarians to propagate their dangerous and insidious doctrines, will, ere long, be affected with the most fearful consequences.

"6. Although in this solemn declaration we disclaim being actuated by any spirit of intolerance in respect to the religious sentiments of our fellow subjects, yet we are determined to discontinue all those who profess and disseminate doctrines so pernicious and so decidedly subversive of all order and subordination, and we cordially in the cordial co-operation of the lord bishop and clergy of the established churches of England and Scotland.

"7. Because it is necessary that a stop should be put to the further propagation of the pernicious doctrines of these sectarians, we consider it necessary to withdraw all support and intercession, from any one who may adopt the destructive principles of the baptists or other sectarian preachers in this island, or encourage them or their followers in any degree; and, pledged as the members of the colonial union are to stand by each other, from a due regard to public welfare, the fullest reliance is entertained that they will hold the observance of this and every other obligation of the union, under all circumstances, paramount to every other consideration, and will use every exertion to ensure their fulfilment.

"8. That a book be kept in each parish, in which the resolutions of the union shall be entered; and that every member of the union be required to affix his signature to them, and by doing so acknowledge, without any reservation, that he is bound by the most solemn pledge which he can offer to preserve them inviolate."

**PLAN OF NEGRO EMANCIPATION.**

London, May 11.

1. That every slave, upon the passing of this act, should be at liberty to claim, before the protector of slaves, custody of the parish, or of some other officer, as shall be named by his majesty for that purpose, to be registered as an apprenticed laborer.

11. That the terms of such apprenticeship should be—

1a. That the power of corporal punishment should be altogether taken from the master, and transferred to the magistrate.

2a. That in consideration of food and clothing, and such allowances as are now made by law to the slave, the laborer should work for his master three-fourths of his time, leaving it to be settled by contract whether for three-fourths of the week or of each day.

3a. That the laborer should have a right to claim employment of his master for the remaining one-fourth of his time, according to a fixed scale of wages to be named by law.

4b. That during such one-fourth of his time, the laborer should be at liberty to employ himself elsewhere.

5b. That the master should fix a price upon the laborer at the time of his apprenticeship.

6b. That the wages to be paid by the master should bear such a proportion to the price fixed by him, that for the whole of his spare time, if given to the master, the negro should receive 1-12th of his price annually; and in proportion for each lesser term.

7b. That every negro, on becoming an apprentice, shall be entitled to a money payment weekly, in lieu of food and clothing should he prefer it, the amount to be fixed by a magistrate with reference to the actual cost of the legal provision.

8b. That every apprenticed laborer be bound to pay a portion, to be fixed, of his wages, half yearly, to an officer to be appointed by his majesty.

9b. That in default of such payment the master to be liable and, in return, may exact an equivalent amount of labor without payment in the succeeding half year.

10b. That every apprenticed negro, on payment of the price fixed by his master, or such portion of it as may from time to time remain due, be absolutely free.

11b. That every such apprentice may borrow the sum so required, and bind himself, by contract before a magistrate for a fixed period, to be an apprenticed laborer to the lender.

111. That a loan to the amount of £15,000,000 sterling be granted to the proprietors of West India estates and slaves, on such security as may be approved by commissioners appointed by the lords commissioners of his majesty's treasury.

1V. That such a loan be distributed among the different colonies, in a ratio compounded of the number of slaves, and the amount of exports.

V. That the half yearly payments hereinbefore authorized to be made by the apprenticed negroes be taken in liquidation of so much of the debt contracted by the planter to the public.

VI. That all children who at the time of the passing of this act shall be under the age of six years be free, and be maintained by their respective parents.

VII. That in a failure of such maintenance, they be deemed apprentices to the master of the parents, without receiving wages, the males till the age of 24, the females in the age of 20, at which period respectively they and their children, if any, shall be absolutely free.

VIII. That this act shall not prevent his majesty from assenting to such acts as may be passed by the colonial legislatures for the promotion of industry or the prevention of vagrancy, applicable to all classes of the community.

IX. That upon the recommendation of his legal legislatures, his majesty will be prepared to recommend to parliament, out

of the revenues of this country, to grant such aid as may be deemed necessary for the due support of the administration of justice, and of an efficient police establishment, and of a general system of religious and moral education.

CHESAPEAKE AND OHIO CANAL.

Williamsport, June 1.

The canal—Change of location—General Mercer, president, and Messrs. Smith, Janney, Canlon and Frye, directors of the Chesapeake and Ohio canal company, accompanied by colonel Gray, engineer, paid this town a visit on Wednesday last, on business relating to the canal. We have learned that they transacted business at Harper's Ferry and Shepherdstown, on their way up, a part of which was the letting of that portion of the Baltimore and Ohio rail road, being four miles and one-tenth between the point of Rockey and Harper's ferry, which the canal company have undertaken, by the recent compromise, to grade. The contracts entered into for this purpose, provide that the work required is to be finished on or before the 1st day of March next, being two months and ten days within the time allowed by the compromise; and yet considered amply sufficient for the execution of the task.

The gentlemen above named proceeded from this place to Hagerstown on Thursday, where they also transacted business; and we greatly regret to be informed, that they there adopted a resolution to institute a survey of a route for the canal, on the Virginia shore, commencing at Middlekuff's dam, (eight miles above this place), where the present contracts terminate. The reason for this contemplated change of location is the excessive and enormous damages given in Maryland by juries, which the board do not think the resources of the company justify them in incurring in future. They will therefore, if more advantageous terms be met with, on the opposite shore above, (of which there appears to be no doubt), conduct their work across the river at the point mentioned.

We do hope that the public-spirited landholders on the Potomac, in this and Allegheny counties, through whose property the canal was contemplated to pass, and upon whose estates it would confer the most signal benefits, will not permit this noble enterprise to leave our borders, carrying with it into a neighboring state, villages and manufacturing capital and establishments which would otherwise be our own, besides its ordinary convenience as a public highway. The survey ordered is to be made forthwith.

In the case of the Chesapeake and Ohio canal company vs. George Lefever, tried at Williamsport on Wednesday last, being a proceeding to condemn land for the canal, the jury returned an inquisition of \$6,500 damages. The quantity of land condemned was 4½ acres, 36½ of which were arable. The quality was good bottom land. The location of the canal threw a body of the land of the owner between the canal and the river, to which two modes of access were provided by previous stipulations, one a ferry at the upper end, and the other a public road crossing it. It was also previously stipulated that watering places were to be made for the proprietor's cattle, and that the water of a spring, used heretofore by his tenants, and over which the canal would pass, should be conducted under the canal by pipes, connecting with a pump upon the upper side of the canal, all of which the company was to have done at their expense. Additional fencing was required, of about 1,800 panels, upwards of 600 of which being new, and the balance removed fencing. The body of land separated by the canal from the farm comprised about 40 acres of the best bottom land in it, and is in a shape perfectly susceptible of cultivation, having now wheat crops upon it equal to any in the country.

As to the benefits which the canal is capable of conferring upon the estates of owners through which it passes, we will mention one instance in the neighborhood. A farm lying contiguous to this town, on the opposite side of the Connococheague, the largest part of which is bottom land, equal to any in the county, was recently sold, after the canal company had condemned what was required of it for their use, to an enterprising citizen of this county for \$35 per acre. A small body of it, comprising about an acre or more, cut off and thrown next to the river, was sold to another individual for \$700. This land had been several years in market, and a year ago could not command from \$30 to \$40. Other instances might be adduced, if it were deemed necessary further to illustrate the beneficial operation of canals upon property, which experience every where has confirmed.

DEPARTMENT OF STATE.

OFFICIAL.

Report on the treaty between France and the United States, made by M. Humann, the minister of finance, to the chamber of deputies, on the 6th of April. Translated for publication by order of the department of state.

GENTLEMEN—We are now about to submit to the chamber, the treaty concluded on the 4th of July, 1831, between the United States and France, and was announced by the king at the opening of the session. The result of this treaty was to put an end to the discussions which have so long existed between the two countries, to the manifest injury of both.

The United States have been for twenty years demanding indemnification for the seizures and confiscation of American

vessels, not only under the imperial decrees of Berlin, Milan and Rambouillet, but even after their revocation. Other demands are also made by them, on account of vessels burnt at sea by French squadrons, in order to prevent the conveyance to the enemy of intelligence respecting their motions.

It is unnecessary to repeat the terms of these decrees, which are well known; suffice it to say, that the proceedings which took place under them, however rigorous they might have been, and injurious to the commerce of neutral nations were only intended as reprisals against the orders in council of the British cabinet. The United States, on their part, in 1803, made similar reprisals, by ordering the seizure and confiscation of British and French vessels in their ports, as being the productions of those countries, without regard to the character of the vessel which brought them. It must be acknowledged, that these measures altered the position of the United States, as far as regards their complaints respecting the decrees of Berlin, Milan and Rambouillet; and their government, in undertaking to do itself justice, surrendered all right in protests or to found claims, on account of confiscation made in virtue of those decrees.

There were, however, exceptions, of which justice requires the admission; and although France could not be called on to satisfy all the claims of the Americans, there were a certain number which could not with equity be denied. Such, for instance, were the following cases:

Of American vessels seized and confiscated in virtue of the decrees of Berlin, Milan and Rambouillet, before the persons interested in them could have received information of those decrees.

Of American vessels condemned after the 1st of November, 1810, the date of the revocation of those decrees.

Of American vessels burnt at sea by the French squadron. The imperial government even did not deny that these exceptions were founded on just grounds, and it appears from the negotiation which had been begun some time before its overthrow, that an arrangement similar to that now presented to the chamber, was in contemplation at that period.

The government of the restoration, after long opposing the claims of the Americans on the ground, that it was not answerable for the acts which had given rise to them, at length abandoned that position, and like the imperial government, allowing the possibility that some of the demands might be founded in justice, declared its readiness to examine them, if the United States would, on their part, listen to the demands which might be made on them by France.

Indeed, not only had many claims of a pecuniary nature been urged on various accounts, against the United States by French citizens, but the 8th article of the treaty of cession of Louisiana, by which French vessels were to be always allowed the privilege of the most favored nation in that part of the union, still remained unaltered. By the treaty's terms, British vessels were to be received on the same terms as American, in the ports of the United States; and the French government thereupon claimed for French vessels the same privilege in virtue of the treaty of cession above cited. This was refused by the cabinet at Washington, which denied that the 8th article of that treaty could be so interpreted, and asserted its intention to show that as by the constitution of the United States the whole country was under the same regulations as to commerce and navigation, such admission would be granting a monopoly, or exclusive advantages to Louisiana in the trade with France, which would be incompatible with their system of government.

At length the United States, though always contesting the principle on which our demands were made, offered to allow an important reduction in the duties on the importation of our wares.

This was the state of things when the revolution of July, 1830, interrupted the negotiation, which was, however, soon renewed, under the influence of the sympathy which that great event called up between the two nations.

The chief difficulty was as to the amount of indemnifications to be paid by France, which the United States estimated at seventy-five millions of francs. But as in this case the length of time which had elapsed, with various other circumstances, rendered it impossible to make a just estimate, all that could be done was to compound in a friendly manner, and adjust the business as fair as possible.

Both governments saw that there were political reasons which rendered an acknowledgment necessary; that the two nations were in a great measure united in feeling, and that every obstacle to a more intimate and a reciprocal intercourse, ought to be removed.

The American claims urged every year in congress, and constantly alluded to in the messages of the president, were at length considered by the people of the United States, rather as a political question, than one of mere private pecuniary interest. The government of the United States was under obligation to press the demands, and that of France could not refuse to notice them; above all, since the Americans had declared their willingness to do justice to the complaints on our side. Under these considerations the treaty of July 4th, 1831, was concluded, and the ratifications exchanged at Washington on the 2d of February last.

By this treaty, the claims of Americans were admitted to the amount of twenty-five millions of francs, being just one-third of the original demand; and of this sum one million and a half is to be employed in satisfying the claims of French citizens on the American government.

The United States, on their part, in lieu of the privileges secured to our shipping in the ports of Louisiana, by the 5th article of the treaty of cession, have consented to a modification of their tariff, in favor of French wines, which for ten years succeeding the 3d of February last, are to be admitted at duties lower than those imposed on other wines.

Finally, France admits the *long staple* cottons of the United States on the same terms with the *short staple*.

Such are the principal provisions of a convention which was absolutely indispensable, and which, terminating all causes of irritation on either hand; and faith was interested in the admission, and true political considerations required that the arrangement of the affair should not be deferred. Moreover, the provisions are not exclusively to the advantage of the United States; the engagements are reciprocal, and the rights of French citizens to whom the American government was in debt, are secured by it.

It is true that this treaty adds another charge to the budget, but the sum is employed in acquitting a debt, the justice of which cannot be denied; and faith was interested in the admission, and true political considerations required that the arrangement of the affair should not be deferred. Moreover, the provisions are not exclusively to the advantage of the United States; the engagements are reciprocal, and the rights of French citizens to whom the American government was in debt, are secured by it.

Ever since the exchange of the ratifications, the United States have faithfully observed all the stipulations relating to the lowering of duties on French wines. We, on our part, have begun by admitting their *long staple* cottons on the same terms with the *short staple*. We have now to fulfil the financial part by paying the sums which France engages to pay to the Americans, but also to French claimants of the United States. For this purpose we have the honor of submitting to the chamber the following

## BILL.

Art. 1. For carrying into effect a treaty between France and the United States, concluded on the 5th of July, 1831, and ratified at Washington on the 2d of February, 1832, by which France engages to pay the sum of twenty five millions of francs, in six annual instalments, with interest at four per cent. on the whole sum payable at each annual period, the minister of finance is hereby authorized to add to the budget of each year from 1833, to 1838, inclusive, the sum stipulated for such payments, according to the 2d article of said treaty.

Art. 2. The minister of finance be, therefore, authorized to receive a credit for \$1,666,666 francs 66 centimes, each year to wit: 4,166,666 francs 66 centimes as the amount of the first sixth of the whole sum, and one million as interest.

Art. 3. The sum of \$1,500,000 francs which the government of the United States engages to pay to France in lieu of the claims of French citizens against it, shall be received in annual instalments of \$50,000 francs each, with the interest; being reserved out of the annual sum which France engages to pay to the U. States, and put in the credit of the minister of finance, for the acquittal of claims of French citizens against the United States.

The above report and bill were ordered to be printed and laid before a committee.

## NEW NATIONAL BANK!

From the *New York Mercantile Advertiser and Advocate*.  
"OUTLINE OF A PLAN FOR A NATIONAL BANK." A pamphlet under the above title, with incidental remarks on the bank of the U. States, is now in circulation in this city. It emanates from a meeting convened on the 30th of February, 1853, for the purpose of receiving a report from the committee of a former meeting, to whom was referred a plan for a new national bank.—*Prepared* Fish resumed the chair, and *Henry W. Hicks* was again appointed secretary.

A committee composed of *Isaac Bronson*, *George Griswold*, *Daniel Jackson* and *John Bolton*, presented the report containing the outline, which commences with some strictures upon the present bank of the United States.

We annex the principal features of the plan as they are laid down in the pamphlet before us, believing that in this manner one of the objects of the committee, at least, will be best promoted, namely, that of inviting discussion.

1st. That a bank of the United States be established by a new act of incorporation, for the term of twenty years with a capital of thirty-seven and a half millions of dollars, whereof ten millions to be subscribed by the government of the United States, and twelve and a half millions by the several states, in the ratio of their electors, with such modifications as may be introduced into section 11th), in a stock bearing four per cent. interest, payable half yearly; and subject to the restrictions hereinafter specified. The remaining fifteen millions of capital to be subscribed by individuals or corporate bodies, and paid for in money.

The stock in which the subscriptions of the government and the states are to be made, is to be irredemable during the existence of the charter, and inalienable as regards the bank except with the consent of the government, under circumstances of imperious necessity, and then only in hypothecation, for money borrowed for the use of one, two or three years.

The bank stock subscribed by the general and state governments not to be sold during the existence of the charter.

The dividends of bank stock owned by the general and state governments, and the interest on the 4 per cent. stock, in payment of their bank stock to be made payable at one and the same period, at the bank.

The excess of dividends over the interest payable by the U. States and the several states, may be considered an ample substitute for bonus to the former, and for taxes on the part of the latter.

2. The United States to appoint eight directors, and the states to elect ten directors, but not more than two of those appointed by the United States, nor more than one of those elected by the states, to be residents of the same state.

The money stockholders to elect twelve directors, each stockholder being a citizen of the United States, to vote in person, and no votes by proxy to be allowed, excepting those of trustees, guardians, executors and administrators, who may delegate their power to one of their agents—and excepting also corporate bodies, who may authorize one of their officers or a director to vote on their behalf. At the annual election, one-fourth of the directors elected by the government, and by the money stockholders who shall then be in office, to retire from the board; and of the directors elected by the states, two to go out of office at the first election, three the second, two the third, and three the fourth election.

Stockholders residing out of the state in which the bank is located, may lodge their votes at an office, on a certain day to be specified, or may forward the same by mail, addressed to the cashier of the bank under a sealed envelope, on which shall be written the number of shares which they respectively hold, bearing their own signatures written across the seal of said envelope. The votes thus sealed, if lodged in the office of the bank, to be forwarded by the cashiers thereof, accompanied by a statement and a list of the stockholders and number of shares then on the books of the respective offices, and which are not to be opened until the close of the polls at the bank.

Each subscribing state, in which an office is established, may appoint two directors of such office. Other directors of offices to be appointed by the board of the bank.

"At the first meeting of the board of directors, (after an election), a president, a vice president and an executive committee of five members be appointed for the term of one year, of which committee the president and vice president should also be members ex-officio."

The president and vice president of the bank to be re eligible as directors; the office of president, however, not to be held by the same individual two years in succession, but to be filled by the vice president or a member of the executive committee.

3. The bank to be located in New York.

4. An office of discount and deposit also to be established in the same city, for the management of its local business, with a specific capital assigned thereto.

An office of discount and deposit to be established in each state, but it shall not be obligatory on the corporation to place an office in a non-subscribing state, unless required by the government of the United States so to do.

The directors of the bank to have the same, but no other control, over the office in New York than is exercised over other offices.

Capitals to be assigned to each office, and varied at pleasure.

5. The notes or bills issued by the bank to be made receivable at any and all the offices in payment of debts due the bank or offices, and also in payment of government revenue.

6. No note or bill to be issued under twenty dollars. Cheques or drafts not to bear the similitude of current bank notes.

7. No note or bill having more than ninety days to run to be discounted, either directly or indirectly, nor any loan to be made for a longer period than ninety days by the bank or any of its offices; and every note, bill or other obligation to be bona fide paid as they respectively become due; nor is any renewal to be granted unless the essential interests of the bank should require it, and then only with additional security, and by the affirmative vote of three-fourths of the board.

8. The whole amount of profits to be divided half yearly, excepting only a reasonable sum to provide for losses; but the fund thus reserved not to exceed two millions of dollars at any one time.

9. The bank not to charge over the rate of 6 per cent. per annum on loans or discounts, not to deal in foreign exchange, and not to have the privilege in domestic bills of exchange and in gold and silver bullion.

10. The amount of discounts and loans not to exceed forty millions of dollars; but, if from the aggregate statements of the bank and its offices, it be at any time found that this sum has been exceeded, the excess in that case to be reduced within ninety days.

11. The stock of the bank appropriated to any one state not to be less than 200,000 dollars, whether entitled by its number of electors to this amount or not; but after assigning this minimum in the states that may be thus restricted, the remainder of the twelve and a half millions to be apportioned among the other states according to the provisions of the first article, and the capital may be increased, on the admission of each new state into the union, to the extent of \$200,000, if desired by such new states.

12. If the capital assigned to an office be more than double the amount of bank stock appointed to the state in which such office is located, the excess may be taxed at the same rate as state banks in the same state.

13. The bank to render the same services to government in the collection and distribution of its funds, and on the same terms prescribed and provided for in the charter of the existing bank.



# NILES' WEEKLY REGISTER.

FOURTH SERIES, No. 17—VOL. VIII.] BALTIMORE, JUNE 22, 1833. [VOL. XLIV. WHOLE No. 1,135.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

33—The president, and his suite, at the date of our last accounts, had reached *Rhode Island*, and would soon arrive in *Boston*. He has been every where treated with the highest marks of respect—and, generally, such as ought to be conferred by the people and received by their own elected chief magistrate; but, in many instances, acts have been committed disgraceful to freemen, and insulting, as we believe, to the dignity of the presidential office—and, probably, also, disgusting to general Jackson.

We shall, in due season, offer brief history of the president's tour. The accounts are lumbered with so much *stuff* that we have not leisure just now to throw away the rubbish.

The secretary of state has returned to Washington. The vice president joined the president's suite at New York, and proceeded eastward with him. It is said that the president, on his return, will stop at Saratoga Springs, and visit Albany, Harrisburg, &c.

34—The very great importance of the proceedings had in England concerning negro slavery in the British West Indies, has induced us to give the speech of Mr. *Stanley*, (long as it is), *in extenso*—that the views of the ministry may be clearly understood, as well as the facts on which they rely for the support of these views. This subject, in our opinion, is deeply interesting to all the people of the United States; and, if the scheme of emancipation shall be carried out, it will have a material effect on the relations and *business* of the northern and southern parts of our union.

We have in type the elaborate opinion of the eminent court of the United States, for the eastern district of Pennsylvania, lately pronounced by judge *Baldwin*, in the case of an assault, &c. made to prevent the arrest and carrying off of a slave. It is of great length—but the points made are so clearly and powerfully stated, and the *law* so decidedly established, that we shall incur the expense of a supplement to present it entire to our professional friends, and all others who have a general interest in the questions determined.

35—It appears by the "*Globe*" that an attempt was made to rob the mail, near *Bladensburg*, when on its way from Baltimore to Washington, on Tuesday night last. The canvas bags, which contain only newspapers and pamphlets, were cut out of the rear boot of the stage, and some of them broken open, but abandoned by the robbers. The letter mails are either placed in the forward boot, or in the body of the coach—generally in the latter.

A reward is offered for the depredators.

**THE CHOLERA.** It was officially stated, on the 1st inst. that no dangerous or contagious disease prevailed at *Key West*. The brig *Ajax*, from New Orleans for Liberia, with 150 emigrants (chiefly unmanumitted slaves), was lately compelled to put into *Key West*, because of the cholera. She lost three persons when only two days out, and of the whole about 50 had died.

The *Pittsburg Gazette* of the 11th inst. notices the death of two raftsmen, by cholera. They arrived from below.

The disease seems to have nearly ceased at *Wheeling*.

Some deaths still happened at *Nashville*.

*Lexington* has been severely visited by the cholera. Deaths, June 2nd—2; on the 3rd—13; on the 4th—14; on the 5th—9; on the 6th—5; on the 7th—6; on the 8th—20; and on the 9th, 10th and 11th about 30, daily! This is terrific! Up to the 11th the whole number of deaths, at *Lexington*, were estimated at 200.

Speaking of the disease, the *Lexington Reporter* of the 5th says—"We have never witnessed such anxiety, such alarm, such a panic as the countenances of the citizens generally exhibited, on Wednesday and Thursday last. It would be far beyond our powers of description, to give to those who did not witness it, even a faint idea of the sorrow and gloom visible in every countenance. The stoutest hearts seemed to quail before the relentless destroyer, that was stalking among us unseen, giving scarcely an intimation to the persons whom it had selected for its victims, before prostrating them upon a dying bed. No one pretended to claim an immunity from its grasp, and no one knew at what moment he, or some of his family, would be one of its

victims. All seemed to be seized with an awful dread. We heard an old veteran say he had been in many a hard fought battle; he had heard the sound of cannon and musket balls passing through the air; he had seen the dead and dying strewn around him, and heard the groans and shrieks of the wounded; but never had he felt such an awful dread of impending danger, as he felt during the four days ending yesterday."

The fatal cases of cholera at *Marysville*, Ky. up to the 12th June, were 41—an awful number for that place, which was also deserted by nine tenths of its population.

Cases have also happened in Washington, Georgetown, Versailles, Bardotown, Shelbyville, Simpsonville, Lawrenceburg, Paris, Flemingburg, and many other places in Kentucky.

Private letters received at Charleston from *New Orleans*, give the most horrible account of the ravages of the epidemic among the negroes on the plantations in that vicinity. On one plantation it is said, there had been upwards of one hundred deaths.

The *Baton Rouge* (Lou.) Gazette of May 25, states that in fifteen days, during which the cholera had prevailed in that place, the deaths were about twenty, white and black.

**Ohio.** Bridgeport (opposite Wheeling) had a population of about 200 persons, more than one-half of whom instantly abandoned their homes on the appearance of the cholera; and it is stated of the 70 or 80 who remained, 50 were attacked, of whom eighteen died in one day! The details are truly awful. In one instance, a man and his wife were found dead, in the same bed.

Some cases are reported at *Steubenville*. The cholera has made its appearance at *Galena* and *Duquesne's* mines. At the latter place it was very fatal, as most of the miners were living in tents, and were without the necessary means of curing the disease.

The health of *Natchez* appears nearly restored, but the accounts of cholera in its neighborhood are unfavorable.

Two deaths by cholera, of a father and son, have happened at *Charlestown*, Indiana.

*Alabama.* Cases have appeared at *Montgomery*.

The *New Orleans Argus* of June 6 says—"The cholera has broke out in *Fort Gibson*; the number of deaths are ten out of fifteen cases. It has also reappeared in the parish of St. Mary's, both among the white and colored population; but has proved fatal only to the latter class. It is also in *Lafayette*, and raging to a great extent in *Rapides*, especially among the slaves. We also understand that it has again visited *Covington*, (parish of St. Tammany), and many slaves are daily falling victims to it on the coast. We have heard of one planter who has lost forty-four.

Many of the most respectable and worthy citizens of the west have been swept away by the cholera—which, especially at some places, spares neither age, sex, nor condition.

## LATEST ACCOUNTS.

**Louisiana.** Deaths at *New Orleans*, by cholera, on the 7th June, between 40 and 50.

One planter at *Franklin* lost 45 slaves in 48 hours—another 150—and he, with the rest of his slaves, fled, leaving the dead unburied.

**Mississippi.** The cholera has appeared at *Jackson*, the capital of this state.

*Alabama.* Some fatal cases have happened at *Mobile*, but, up to the 7th of June, no great alarm existed.

*Florida.* Several deaths have occurred at *Appalachicola*.

*Missouri.* The cholera was bad at *Palmyra* and *New London*, about the 4th instant.

*Pittsburg.* One case, which originated in the city, happened on the 11th inst. A paper of the 14th says that no other had yet occurred.

*Key West.* All the deaths on this island were of colored persons.

*Nashville.* Only 2 or 3 deaths a day at the last accounts. Mr. *Yeatman*, of the banking house of *Yeatman, Woods & Co.* died on board the steambot *Mount Vernon*, on the 12th inst. on his way to *Philadelphia*, after 30 hours illness.

*Louisville* was healthy on the 13th.

*Marysville*, (Ky.) An extra from the office of the *Eagle*, dated June 12 says:

"*Marysville*, at this moment, presents a scene that finds a parallel nowhere in the annals of her previous history; nine-tenths of her population have left the city, and, of those who still linger within the vicinity, anxiety and dejection are depicted in every countenance, and each one looks as though the next hour was that allotted for his destruction."

*Lexington*, Ky. As above stated, the disease at this place, has been terrific. For several days, the deaths were 30 a day—though the population had become very small. A number of the most respectable of the citizens had died.

The following is the latest accounts from this town—

Lexington, June 19.

"I do assure you we have seen and heard enough since I wrote you, two days since, to strike terror to the strongest nerve; even the physicians wore such awful countenances, that it was enough to confound and terrify the weak and timid. Nearly all the physicians are completely prostrate, and many of them now in bed; surely there never has been such mortality in any place of the same number of inhabitants. Since nine or ten o'clock this morning, it is admitted by every one, almost, that the disease is subsiding; and since that time until the present, say 5 o'clock, P. M. I do not think that there has been a single new case, (I mean a violent one); there are but few left in the place to have it, nearly all that could go to the country have been gone some days; many of whom have died. There are not enough well persons left to take care of the convalescent and inter the dead. I have been told there were twelve or fourteen uninterred at one time this morning, at one of the grave yards. It is useless for any one to attempt to guess how many have fallen. Three hundred would probably be a reasonable computation. On yesterday and to-day, it has been impossible to get coffins or rough boxes made sufficiently soon to put them away."

Another letter of the same date, says—there seems to be an abatement of the cholera to-day.

**CHINKING!** "Blessed are those who find consolation!" An exceedingly large amount of distress prevails in the British agricultural, as well as in the manufacturing districts. To relieve the fears of the landholders and cultivators, the house of lords has promptly refused to consider a motion to modify the CORN LAWS; and, to encourage the manufacturing and working classes, the prospect of an open trade with India and China is held out; on the presumption that scientific power will not be used in the former, and that the latter may be persuaded to exchange her "natural productions" for "British productions of science and art." The latter is a very pretty scheme! And, if China will suffer the labor of one person in Britain to purchase the fruits of the labor of twenty persons in China—there is no doubt that Britain will wonderfully prosper. But there is an "if" in the way of this project, and we "guess" that it will not be easily removed! "Bell's Weekly Messenger," however, administers "consolation" with more reason in the following paragraph:

"One thing is in operation, which, within a very short interval, will, to say the least, alter the present aspect of their affairs, and raise them to a degree of prosperity of which they have little notion. We speak of the mitigation and gradual removal of the American tariff, and the admission, nearly duty free, of British manufactures into the ports of the United States. We feel persuaded, that an immense market is here about to open to the merchant and manufacturer of England; and, therefore, as regards this class, we entertain very strong and confident hopes that their state of difficulty and distress will be but temporary."

There is one thing, nevertheless, which the "Messenger" ought to have thought of. How are the Americans to pay for British goods under the present British tariff? What have we more to export which Britain will receive? Is not the consumption of ALL our chief "natural productions," except cotton, virtually prohibited, or so severely taxed that they cannot be used freely? If, as Mr. Jefferson once said, it is the policy of America to have her "workshops in Europe,"—is it not the policy of England to have her corn fields and pastures in America?

On the subject of the new tariff the "doctors differ." The "Boston Gazette," a few days since, spoke of the late law as infusing fresh life into the manufacturing interests—but "Bell's Messenger" calculates on obtaining nearly the whole of the American market, because of that law!

The "Gazette" is mistaken, as we believe—because of the fact, perhaps, that *prevent* security to the manufacturers held out in the law, has given fresh life to *present manufacturing establishments*; but we know that it has checked, and, in some instances forbidden, the erection of new ones—and we know also that certain great manufacturers are looking to a retirement from their present business, and are already making some arrangements for that purpose. The "Messenger," however, is also mistaken. The market for English goods in the U. States, as now interfered with by our own productions, may not be

essentially affected for six years\*—except in the increased demand for goods with the increase of our population, and in the want of proportionally increased domestic manufacturing establishments—as just above suggested. And the reduced amount of protection afforded, may be made up to proprietors in the equally reduced amount of wages paid to our working people. England cannot go lower in wages—but we may. It is the latter, however, that we have most solemnly protested against. We never will place the labor of American citizens on a par with that of British paupers—if it can be avoided. It is the truth—that vast numbers of the English "operatives" are, in part, supported by their parishes—and hence, in many instances, the greater cheapness of English manufactures.

But there will be a re-acton. The free laboring people of the United States will have a mutually "free trade," or a mutually restricted trade. ONE OR THE OTHER! We shall endeavor to be content with either—but one or the other we must ever insist upon.

**EX-LIEUTENANT RANDOLPH AND GENERAL JACKSON.** The "misericables," of whom we have more than once spoken, seem determined to keep up a public excitement, because of an individual outrage committed on the person of the president, by Mr. Randolph. The real, or affected, attempts to arrest the latter, without the District of Columbia, have been generally considered as a grasping at a power less tolerable than the assault itself, or as the essence of all that is ridiculous in the annals of crawling sycophancy. There is no present authority to arrest Mr. Randolph, out of the District—and the fuss that has been made about it is contemptible. The moral sense of the community is against all such proceedings of private individuals, on the persons of public agents, for public acts—and if this, superadded to the local laws, is not sufficient, we have no other alternative than to surround the president, members of congress, and other public officers, with a mercenary guard, armed with sabres or ball-charged muskets. It has been the glory of our country, that every good citizen felt himself to be a CONSTITUTIONAL peace officer, and also a soldier—if capable of bearing arms, and not conscientiously opposed to the use of force. Is this glory to fade away, and the moral power of the republic be transferred to the keeping of indiscriminating "fighting machines"—because that one case has happened in which a president of the United States was personally assaulted, with the intent, only, of inflicting an indignity upon him—an intent as impotent as its entertainment was unjustifiable; and which altogether failed of its purpose, through the sound judgment of all men? The person of general Jackson was slightly injured, and his personal feelings rightfully excited; but the fiat of the whole public is—that such an act cannot attach an indignity to a president of the United States.

The "Alexandria Gazette" of Tuesday last has the following:

"The motion of the district attorney for the issuing of an attachment against J. H. Pleasants, esq. editor of the Richmond Whig, was yesterday argued before the circuit court at great length, by the district attorney, F. S. Key, esq. and Walter Jones, esq. on behalf of Mr. Pleasants: present, judges Thurston and Norvell. The opinion of the court was given by Judge Thurston, ordering the attachment to be issued; stating, at the same time, that it was a subject of much delicacy and doubt, but that he entertained doubts, but that, being called upon at this time to make up an opinion, he had so decided. On motion of Mr. Jones, it was then ordered, that the attachment be accompanied with a recital of the grounds on which it was issued. The attachment is made returnable to the court the first Monday in October, being the first day of the next term of the court."

And the same paper of Wednesday, observes—  
"It will be recollected that the day on which Mr. Randolph committed the assault upon the president, the grand jury were in session. That body, immediately and properly, presided this breach of the laws and disturbance of the public peace. Mr.

\* It was this period of time, which, perhaps, more than any thing else, induced Mr. Clay to introduce the bill—pressed as he was by older considerations, to which it is not necessary now to allude. If, after six more years of experience, the right and duty of the government to protect the manufactures of the country, shall be questioned, and the administration remains adverse—the glorious times for England, anticipated by the "Messenger" may be enjoyed. "There is many a slip between the cup and the lip"—and, perhaps, even the necessity of the necessity of that protection which is at present so coveted. Strange things have happened!

Randolph, however, had made his escape from the presence of the marshal of the District, the president's secretaries, a coterie of his personal friends, Mr. S. B. Flowers; and this fact, together with an impression that some difficulty would occur by an attempt to arrest him in Virginia, as well (as some have maliciously supposed) as a desire to make the most of the business, created a necessity for a bold step on the part of those concerned. Accordingly, it was at once announced, and rumor says officially announced through the Globe, that a "plot"—a "conspiracy"—had been hatched here by a "band of ruffian confederates;" that this assault was the fruit of this "conspiracy;" that Mr. Randolph was excited to the deed by these "ruffian confederates," and afterwards preserved, protected, and aided in his escape, by the same "base crew." The district attorney himself, determined to support these charges, entered at once into the subject with great zeal and ardor, and laid before the grand jury his attempt to do so, with the avowed design of indicting certain persons in aiding or assisting in the assault, or in assisting the escape of the assailant. For a month the grand jury have been patiently and laboriously engaged in an examination of all the facts which the district attorney has been able to lay before them. The failure of Mr. Pleasant's, the editor of the Richmond Whig, to obey the subpoena of the court, rather abruptly terminated the examination; and the grand jury were on Monday discharged, and the court adjourned over. Mr. P. was summoned here to give up the name of the writer of an extract of a letter, which appeared in his paper, detailing an account of the assault, containing such terrible expressions as these—"and a friend accompanied Randolph to the boat," &c. &c. Mr. P. respectfully denied the power of the court to bring him to the District; at the same time making oath that he is entirely ignorant of any "plot" or "conspiracy" whatever, and that the extract of the letter referred to was handed to him by a gentleman of Richmond, and inserted as a matter of news, &c. &c. at once showing that his evidence, if obtained, will be entirely unimportant.

"As far as we can learn, the evidence adduced only proves what is known already to the public, and no more. It is certain that the whole attempt to make out a conspiracy has, so far, proved a miserable abortion. That Mr. Randolph was accompanied to the wharf by his uncle—that to prevent his being murdered by the *umbrellas, sticks, swords, &c.* of the valorous gentlemen who surrounded the president, a gentleman present did shove him from the boat to the wharf—that he walked away in sight of those who saw the assault, and were bound to have taken him—that he went up to the hotel deliberately, and as deliberately mounted a horse and slowly rode away—is all true and fully proved; and if this shows a conspiracy—a base plot—a combination of confederates—why, all honor to the district attorney for the marvelous discovery!"

So stands the case at present. The court, we think, would have better rejected the application for an attachment, than expressed its *doubt* of a power to issue one—unless with a view of hearing an argument on the case, when the attachment shall be returned, and thus bring certain important questions to their final judgment; for we take it as granted, that Mr. Pleasant's will resist the attachment—and, if taken by force, will appeal to the laws of Virginia; and, by a writ of *habeas corpus*, be discharged. What then?

As a simple violation of the law, the attack on general Jackson, cannot be considered a higher offence than would have been an attack on the person of his *polite* porter—the man who opens and shuts the great door of the "White House." Had Mr. Randolph been arrested within the District—the law, as enforced against Houston, because of the assault and battery which he committed on Stanberry, would have operated on his case, so far as the court had jurisdiction in that matter—and no further than as if between two of the humblest private inhabitants of the District. Yet, while there is a law intended to render the persons of members of congress "sacred," because of words uttered in debate, the courts have nothing to do with the administration of that law—the judgment belonging to the house of congress whose dignity is supposed to have been violated; but there is no special law which renders the person of a president more sacred than that of any other man; and, before the court, general Jackson and Mr. Randolph would stand upon the same footing, as private individuals of the District. In England, such an assault upon the person of the KING

\*We know nothing about the nice points, and twists and turns, of the law—and, perhaps, may only show our own ignorance in expressing a regret that Mr. Pleasant's appeared, by counsel, in the case; but he knows more than we do about such things—and is not a person that will easily give up any portion of his political rights. It was entirely proper, we apprehend, that he should have made the statement which he did—but further than that we cannot believe that he ought to be questioned; nor can we admit such an inquisition over the press as seems about to be attempted.

would be HIGH TREASON—but there is no king in the U. States! We have no "life guards," to protect the persons of our presidents—nor government-priests to direct their consciences! The first is supposed to be in the hearts of the whole people; and the second belongs, or ought to belong, to our presidents, only, according to the dictates of their own judgment.

We certainly think that Mr. Randolph, if legally arrested, ought to be punished—severely punished, because of various circumstances attending the affair; but still, it is only a case of assault and battery—and we would not have any thing more made of it, except in the force of public opinion, which indignantly rejects all such violence. And if others were associated with him in making the assault and battery, they, surely, are also under the same liabilities; but the laws of the land may not be set aside, and new laws made, for this special occasion.

THE DRY DOCKS, at Charlestown, Massachusetts, and Gosport, Virginia, are among the noblest works of the kind in the world. They are now both finished, and we soon expect a particular account of them. On the 17th inst. the *Delaware*, ship of the line, was floated into the dock at Gosport, and, by aid of the steam engine, pumping out the water, she was soon left dry, and in a proper state for repairing her bottom. This dock has fulfilled the best hopes of its builders. That at Charlestown is of the same size and construction, and also finished—for the reception of "Old Ironsides," or the *Constitution* frigate; which, perhaps, has been a few days delayed, that the president might witness her introduction.

A NEW LOCOMOTIVE ENGINE, constructed by Mr. R. L. Stevens, was lately placed on the Camden and Amboy rail road, and works beautifully. The rate of going has not yet been settled, but the greatest curves have been passed at the rate of forty miles an hour, because of certain improvements made in the axle trees. The rate of 25 or 30 miles an hour, it seems, is attained without any seeming effort. The capacity to generate steam has, also, been much improved; and, from the experiments made, it is hoped that anthracite coal may be used for that purpose. These are great things.

There are three engines now on this road, and six or seven more will soon be ready for use, when horse-power will be entirely dispensed with.

THE LOCOMOTIVE ENGINE, called the Pennsylvania, invented and patented by colonel S. H. Long, of the United States army, has been fairly tried and approved on the Germantown rail road.

Recent experiments have shown that the engine is fit to draw thirty-two tons, easily, on a level road, at the speed of fifteen miles an hour.

The whole weight of the engine is four tons and a half, the boilers evaporate two hundred gallons in an hour, in which time they require the consumption of something less than two bushels of anthracite coal, the only fuel used.

The wheels are made of wood, each with an iron tire of three parallel sownetic circular bands, cheap in price, but very substantial, strong, lasting and efficient.

Col. Long has employed himself, for some time past, on experiments for the application of the heat produced by anthracite coal to the production of steam for locomotive engines; and has succeeded in a degree above the most sanguine expectations with which he started. With his arrangement of the furnace and the flue, anthracite may be used, for raising steam, more advantageously than the best pine wood. It sends forth no sparks to burn or alarm passengers careful of their dresses; and emits no disagreeable or pernicious vapor; and it enables the director to travel without the encumbrance of a tender, as the fuel and the water are both carried on the engine.

[*Philada. Daily Chron.*]

A "CONSIDERABLE" BUSINESS. The produce of the Great Falls manufacturing company, at Somersworth, N. H. the six days ending the 31st ult. was 140,000 yards cotton shirting, 30 to 38 inches wide, of yarns No. 26, 33 and 40; and 3,300 yards broadcloth entirely finished. The capacity of the woollen establishment, exclusive of carpetings, is 600 yards broadcloths per day.

**THE GIRARD ESTATE.** In the select council of Philadelphia, the following report was received on the 13th inst:

*Office of the board of commissioners of the Girard estate,*  
June 11, 1835.

At a meeting of the board held this day, the treasurer of the Girard trust informed that on the 25th May, 1833, the executors of Stephen Girard filed an account at the register's office, and communicated the following extract therefrom, which the board ordered to be transmitted to councils.

Gross amount paid over by executors	\$4,030,384 20
Commissions allowed for trouble on	69,444 68
\$2,777,863 66, 25	
Commissions allowed for trouble on	
\$1,886,756 14, 5	95,337 80
Balance due to the estate	470,451 40

From the minutes. **MORGAN ASH, Secretary.**  
The estate and fund are accumulating rapidly. The interests, and revenues, are large; and, if well managed, will, of themselves, accomplish great things.

Mr. N. Gevelot has been engaged to make a statue of Mr. Girard—*à la sause*—for 9,000 dollars.

The ground for the great college has been broken, and the building will go on rapidly.

[The councils of Philadelphia have instructed the commissioners of the Girard estates to take measures to counter the charge made for commissions by the executors of Stephen Girard, on their accounts filed in the register's office, which in the opinion of these councils is excessive.]

**THE CLIMATE.** On the 9th of June the temperature, at Quebec, was rising 70 degrees. A severe squall came from the north-west, and the next morning the ground was frozen, and ice formed an eighth of an inch thick.

The St. Alban's (Vt.) Repository, of the 13th inst, remarks that on the Sunday previous, the snow was several inches deep on the mountains in that region. This was on the same day of the month in which the great snow storm of 1816 there occurred.

At Utica, N. Y. on the 11th inst, brick fires were necessary, within doors, and stoves and cloaks without.

**TEXAS.** We have been favored with a copy of the constitution of the state of Texas, which commences as follows:

"In the name of God, Omnipotent Author, and Supreme Legislator of the universe! We, the people of Texas, being capable of figuring as a state in the manner contemplated in the second article of the decree of the general congress of the nation, of the 7th of May, 1824, DO ORDAIN THE FOLLOWING CONSTITUTION, and do mutually agree with each other, to form ourselves into a free and independent state of the Mexican confederacy, by the name of the STATE OF TEXAS."

"This constitution was adopted in convention at San Felipe de Austin, on the 13th April last—54 members present: William H. Wharton, president, and Thomas Hastings, secretary. It contains 106 articles—and the provisions which regard life, liberty and property, have the same general principles as those of the several states of the United States—indeed, many of the articles are mere copies from our own, the people of Texas being nearly all Americans. Officers are required to take an oath "to support the constitution of the United Mexican States, and of this state," &c.

**THE REV. MR. AVERY,** since his acquittal by the jury, has been also unanimously acquitted by the Methodist conference, sitting at Boston, not only of the charge of murder, but of having had any improper connection with Sarah M. Connelly; but yet it seems, and in Boston, a large mob collected round him in the street, using harsh language, and menacing personal violence; but the sheriff happened to be in the neighborhood, and dispersed the crowd; and the Providence Gazette of Friday says—"Yesterday a coffin came floating up the river. It was picked up by a boatman, who, having examined it to his satisfaction, shouldered it and carried it away. It attracted no small amount of curious beholders; and to add to the wretchedness of the affair, the lid of the coffin was marked with the name of the rev. Epiphanius K. Avery."

Such proceedings are to be deeply regretted. The decision of the law must be respected by every good citizen. All else is from a spirit of "nullification."

And again—The Newport Republican says, we understand that the jury believe that Mr. Avery was proved guilty, but that the proof was not so strong as to preclude the possibility of a doubt, or the hundredth chance of his innocence, agreeably to the saying of the law—"It is better that ninety-nine guilty persons should go unpunished for their crimes, than one innocent man should suffer."

**COLONIZATION.** At a meeting of the friends of the American colonization society, held in New York on Monday evening,

the sum of eleven hundred and twenty-eight dollars was collected.

The Alexandria Gazette says—"We yesterday saw a letter from the venerable James Madison, expressing, in the warmest terms, his interest in the American colonization society, and enclosing a donation of fifty dollars, to be applied to the funds of the society."

**MASSACHUSETTS.** Election of members of congress. The votes in the Boston district were—for Mr. Gorham, (N. R.) 2,304; Mr. Lyman, (J.) 1,320; Mr. Walker, (anti-mason), 429, and 52 scattering. The first was elected.

In the Essex North district—for Mr. Osgood, (J.) 3,377; Mr. Cushing, (N. R.) 2,894, and 202 scattering. So the first was elected by a small majority. He was supported by the anti-masons—generally.

In the Norfolk district, lately represented by Mr. Dearborn, there is again, "no choice"—Mr. D. again had the greatest number of votes. The votes were—for Mr. Dearborn 2,290—Mr. Jackson, (anti-mason), 2,006; Thurber, (Jackson), 377; and 11 scattering.

**THE INDIANS.** We found time to visit Black Hawk and his accompanying Indian chiefs, and the Prophet, at Congress Hall hotel.

We went into the chamber, and found most of them sitting or lying on their beds. Black Hawk was sitting in a chair, and apparently depressed in spirits. He is about 65 years of age, of middling size, with a head that would excite the envy of a phrenologist—one of the finest that heaven ever let fall on the shoulders of an Indian.

The Prophet has a coarser figure, with less of intellect, but with the marks of decision and firmness. His face was painted with red and white.

The son of Black Hawk is a noble specimen of physical beauty—a model for those who would embody the idea of strength. He was painted, and his hair cut and dressed in a strange fantasy.

The other chiefs had nothing particular in their appearance to distinguish them from other natives of the forest.

The whole of the deputation visited the water works yesterday, and subsequently were taken to the Cherry Hill prison, and shown the manner in which white men punish. The exhibition of arms and ships at the navy yard, led the Hawk to remark that he suspected the great father was getting ready for a war. [U. S. Gaz.]

**RAILWAY IRON FOR AMERICA.** We learn that a most respectable mercantile house in this town has lately received an order to send to America iron for the use of the extensive railways now forming in that country, to the amount of £90,000. [Liverpool Times.]

**THE CHAINS OF POLAND.** The administrative council of Warsaw, by a decree dated March 1st, has regulated the weight of the chains by which Polish prisoners are to be fettered. All male convicts are to drag seven pounds weight of iron—women six.

**MR. WEBSTER** arrived at Cleveland, Ohio, on the 5th inst. in the steamboat "Daniel Webster" from Buffalo, and left that place on the following day, for the interior of that state. On the 10th instant, he was at Columbus, the seat of government of Ohio. He proceeded thence, southward, next day. At all places he has visited, says the Zanesville Republican, Mr. Webster has been treated with the respect due to his talents and services, without reference to party politics.

**DUTIES ON WINES.** The following letter from the treasury department, addressed to a house in New York, is important to wine dealers:

*Comptroller's office, 4th June, 1835.*

Gentlemen—The secretary of the treasury has referred to me your letter to him of the 27th ult. in which you submit the following questions for the decision of the department.

"Are the duties on wines to be reduced on the 4th March, 1834, to one-half their present rates, and a return duty to be allowed on those then on hand, or instead thereof will the progressive reduction contemplated by the tariff act of 2d March apply to wines? In the latter case will the wines in bond on the 4th March, 1834, be entitled to the first reduction of duty?"

In reply, I have to observe, that the duties on such wines as are now in bond, and shall remain so until the 31st December,

1832, and on such wines as may be imported before that day, and shall at the time of importation be deposited under control of the proper officers of the customs, and shall remain so until after that day, will have to be regulated by the provisions of the 1st section of the act of 3d March, 1835, to modify the act of 14th July, 1832, and all other acts imposing duties on imports, and accordingly if such duties exceed an ad valorem duty of 30 per cent. a reduction thereon will be made, at the time of withdrawing the wines from the public stores, equal to the tenth part of such excess. Respectfully,

Jos. ANDERSON, comptroller.

To Messrs.—New York.

DUTY ON LINENS. Treasury instructions to collectors, by which the difficulties heretofore existing are said to be settled: List of Linens to be admitted at an ad valorem duty of 15 per cent. under the act of 14th July, 1832.

Ticklenburg, ommahags and barlope: Belgiznes: helefelden: bo-  
 Anwevers: brown Hollands, wherever manufactured: ommat-  
 lous: creas: crusk: chokt linens: domias: heeden, or white and  
 brown toll: ordinary Heesians: Rouins: Russia sheetings: Ger-  
 man, French and Flanders linen sheetings, and similar sheetings  
 of other countries: imitation Russia sheetings: Irish, Scotch and  
 English linen sheetings: plattins: Scotch or Flanders linen put-  
 dings: twilled sackings: waresdrips: generally all plain flaxen  
 cloth not colored, stained, dyed, striped, or checked: Irish linen  
 laras: Russia diapers: French linen cambrics: cambric linen  
 handkerchiefs: laras: German estopillas: table cloths and nap-  
 kins: dunnaks and drappings.

COTTON AND WINE. In the British house of lords, May 9. Lord Auckland, on moving that the house go into committee on this bill, shortly explained its object.

Lord Ellenborough said when the duties were imposed, in 1831, upon cottons, it was proposed to include East India produce of that description, but he objected to it; and, on inquiry into the probable effects the imposition of the duty would have, that intention was abandoned. What he now ventured to suggest was that even the small duty on cottons coming from the East Indies should be given up, as he was persuaded it would have a very beneficial effect; for when the duty was lowered, the importation from that country had improved both in quality and quantity.

The earl of Ripon said he should be one of the last persons to oppose any thing which might be supposed beneficial to the importation of produce from India, but he really could not concur in what the noble lord had stated. The duties on East India produce—such as indigo, lac, and other articles, with the exception of sugar, which formed another consideration on other grounds—were next to nothing; and so far as an increase of their consumption depended, he was induced to believe no such effect would follow. He must therefore oppose the suggestion made by the noble lord.

Lord Ellenborough thought there was another duty worthy consideration, which underwent an alteration at the same time—viz: in 1831—he meant the wine duty. So far from that duty being favorable to the revenue, it had produced, if he might so term it, a loss of £5,000. The consumption had not increased, and as argued would be the case, nor had the revenue benefited thereby. He thought, therefore the subject was deserving the attention of ministers with a view of alteration.

The marquis of Lansdowne said that with respect to the article of wine, the subject had not had a fair trial, for last year, owing to the prevailing disorder which was spread throughout the country, the light wines were not drunk. He defended the soundness of the policy of his majesty's ministers in the course they had pursued, both with respect to the alteration in the wine duties, and the duties on cottons, and printed cottons.

Lord Auckland said that during the last three months there had been an increase in the importation of wines, and that last year the falling off of the duties arose from there not being so great a demand for light wines, but the stronger description of wines had increased in the quantity imported.

The bill then went through a committee.

“DEAD LETTERS. In the general post office at Wash-  
 ington, there is one department for the examination of  
 dead letters, which has a superintendent and five clerks.”

The above paragraph, which we find in circulation in  
 the newspapers, reminds us to say, that the number of  
 dead letters returned to the general post office, and there

examined, &c. amounts to the enormous number of six  
 hundred thousand annually. This branch of the post of-  
 fice is under excellent regulations. Every thing of value  
 is carefully preserved, to be restored to its owners, if  
 they can be found. [Nat. Int.]

NAPOLEON, by his will made at St. Helena, left to his  
 son his arms, which he thus described—“My arms,  
 namely, my sword, the same which I wore at Austerlitz,  
 the sabre of Sobieski, my poniard, my cutlass, &c.”—M.  
 M. Bertram, Marchand, and other companions of Napo-  
 leon's exile were appointed depositaries, and were to  
 transmit the objects deposited in their hands to the son  
 of Napoleon on his attaining the age of 16. When young  
 Napoleon became of age he was laboring under a mortal  
 disease, and died before he could receive his father's le-  
 gacy. The objects are still in the hands of the deposita-  
 ries, who have thought proper to take counsel's opinion  
 as to what they are to do in order to be legally disengag-  
 ed from responsibility. M. Patigny, an advocate for the  
 royal court of Paris, has drawn up an opinion, in which he  
 proposes the following three questions:—“Do the arms  
 of Napoleon belong to Maria Louisa, that is to say the  
 Austrian? Do they belong to the father's family at Rome?  
 Do they belong to the French nation? The opinion of M.  
 Odillon Barrot, Paillet, and Philip Dupin, in conformity  
 with that of M. Patigny, is, that the arms of Napoleon  
 are national property, and that the state has a right to  
 claim them, to be deposited in a public establishment.”

[N. Y. Standard.]

MELANCHOLY CONDITION!

From the Georgia Telegraph.

The summer is a season of leisure with a great many—  
 and from a spirit of liberality, they are in the habit of  
 travelling about and seeing the country. From the state of  
 Georgia alone, not fewer than 1,000 come every year.\*  
 These cannot spend on an average less than \$500 a piece,  
 making a total of \$500,000 a year, drawn from that state,  
 and paid to her neighbors. No wonder that the south is  
 every day growing poorer, and the north much richer,  
 when the odds is so much against it. Now if this ex-  
 cessive were mutual, I would recommend a frequent in-  
 tercommunication. But it is not the fact. Who ever goes  
 to the south to spend seasons? If a visit is made there, it  
 is to collect money. You have travellers enough from the  
 north—such as they are—but they carry no money with  
 them. They either go to peddle, to beg, or to die! In  
 all of which capacities you see a plenty.

Let us look to the various ways in which the north  
 fleeces the south, besides the tariff:

Spent for pleasure as above named.	\$500,000
100 Medical students each year, at \$500	60,000
20 Law do. do. 600	12,000
20 Ministerial do. do. 400	8,000
100 Females	300,000

Northern shoes and boots.	1,000,000
Saddles and bridles.	100,000
Carrriages and harness.	80,000
Leather.	10,000
Ready-made clothing.	100,000
Watches, clocks and jewelry.	100,000
Household furniture.	100,000
Paper.	100,000
Newspapers.	10,000
Books.	20,000
Medicine.	10,000
Homespun.	10,000
Calicoes, &c.	100,000

Besides what is paid for northern beef, butter, cheese,  
 potatoes, garden seeds, pork, horses, mules, &c. amount-  
 ing to a sum almost beyond calculation.

You may say I am getting warm on the subject—and  
 so I am. I cannot help getting warm every time I think  
 about it. I shall curtail my tour of one-half its length,  
 and return to Georgia as speedily as possible, where I  
 shall study economy by confining my expenditures as far  
 as practicable to my own state.

\*Why do they? why should they?

Ed. Ren.

[The preceding appears to be extracted from the letter of some full-blooded Georgian, who was "fleeing" his own state by spending his own money elsewhere.]  
 93—Truly—this is a frightful picture; but it falls far short of the reality! Only 2,300,000 dollars enumerated. The cheese and garden seeds, and the *et cetera*, (which include "wooden nutmegs" and "horn gun-blinds") however, by the aid of a lively imagination, may make the whole sum three millions. But that isn't near enough—to settle the "balance of trade!"—for Georgia exports a great deal more than that value to "the north;" and we should like to know why the rule which the "Georgia Telegraph" applies to the north is "abominable," "outrageous" and "rascally," when applied, by "the north," to England?

In the last year, we imported 34,848,562 dollars worth of goods from England, of which "the north" (and the west) consumed at least three-fourths, or say, 26,000,000. The whole export to England, of domestic products, in the last year was valued at 36,632,068

Deduct—Cotton	21,262,900
Tobacco	2,319,596
Rice	419,682
	24,002,178
	2,629,890

Leaving only 2,629,890 for the value of the exports of the north and the west to pay for the 26 millions worth of British goods consumed by them!

Isn't "what's good for this goose good for the gander?" If there is a balance of trade against Georgia, in her relations with the north—what sort of an argument may be made why Georgia should "cut" these relations, which the north may not also use with respect to England? Won't the "rule work both ways?" Is a rule of right in the south, a rule of wrong in the north? Try again. This "pistol has missed fire," or "kicked its owner over;"—no matter which.

THE CHEROKEES.

From the Charleston Courier.

The Cherokee council assembled at Red Hill, on the 13th ult. to take into consideration the propriety of accepting the offer of the general government, recently made them for their claims on lands on this side of the Mississippi, was generally attended on the part of the intelligent portion of the people, and very audaciously attended by the common Indians. They remained in council several days, upon this all important subject, and have at length dispersed without accepting the liberal proposition of the general government, which should have been by all means very desirable to them. This result is attributed, by the *Aurora* (Geo.) *Herald*, from which the particulars are taken, to a chief, named John Ross, who, it would appear, possesses much influence over the Indians, and is very unfavorable to the general government, and to the people of Georgia in particular. Many of the most enlightened chiefs are said to have advocated the acceptance of the proposition, and it is to be regretted that the "sons of the forest" should have suffered themselves to be swayed by one who has more probably acted from personal motives, rather than the advantage of those whom he was advising.

The Milledgeville *Federal Union*, states that the Indians have only postponed making a treaty, until the meeting of congress, and to prevent any unnecessary delay after that time, an exploring party is to visit the Arkansas country during the present summer; and remarks, "we believe that our Indian controversies are rapidly approaching a harmonious and satisfactory close!"

—but from the confident manner in which the *Herald* asserts that the council has broken up, and its being nearest the place at which that body assembled we are inclined to believe it has given the more correct statement.

From the Cherokee Phoenix, May 18th.

It will be recollected in 1821, the rev. H. Clauder missionary of the Moravians, stationed in this vicinity, with a flourishing school, and a prosperous church was arrested by the Georgia guard, and ten days given him to remove without Georgia, which he was compelled to do; and after leaving a valuable improvement he was returned to the society in Salem, N. C. Mr. Clauder was again sent out by the society to Spring Place to superintend the rev. G. Byhal, and received the appointment of post master at that place. This appointment placed him under the protection of the general government, and seemed to secure his residence as a missionary there, without the molestation of the Georgia authorities. But it appears that the learned Georgians are wretchedly behind the Roman notions of justice, they have not the "perpetual writ of *habeas corpus*;" they surveyed the Cherokee country, placed Mr. C. in a lot with a respectable Indian, drew for it, the consent of the governor, and the worthy missionary with his post office commission, was driven off from a valuable improvement by the drawer, using the following two missionary statements by the Cherokees of the United Kingdom.

The national government have a character to sustain, and it is with that government to see her own citizens protected from the persecution of usurpers.

Again: At Ellijay, an industrious Indian had by his steady habits, improved his premises to be of considerable value, when it was drawn by one of the lottery gamblers in Georgia. The fortunate holder of the ticket applied to the governor for a grant which was given him, on his assurance that there was no Indian occupant on it. The fortunate drawer gathered up his aid, including some two or three pistols, and moved to the Cherokee country, loaded his pistols, entered the possession of Outawatomia, pointing one at him, and drove the innocent Cherokee from his well cultivated field, and he was without a home the last but not the least of his miseries.

The Cherokees are doomed to suffer.

The Washington Telegraph, contains a letter of Judge Clayton, of Georgia, respecting the negotiation which the executive of the United States pursued last winter with the Cherokee delegation in congress. The judge makes the following statements:

"The administration believed, and had given out, that there would be no difficulty in procuring a treaty, and public opinion seemed to be settled in that expectation, and gratified at the prospect of such an issue. The first intimation of a contrary result came from the secretary of war himself, and that on the evening before congress adjourned. On that evening, being Friday, and the day after the passing of the force bill, news came to the capitol, and sent in for one of the members from Georgia. His message was delivered to me; I immediately waited upon him. He commenced by observing, that he had called to request an interview with the Georgia representation, at his office, on the next morning at 10 o'clock, and then said, the object of it was to consult us as to the course necessary to be pursued in relation to the treaty with the Cherokees. He stated, he considered the government had been trifled with by their delegation; that after giving every reasonable indication of their intentions to treat, they had strangely and suddenly broken off the negotiation. He remarked that several propositions had passed before congress from time to time; and that, finally, the Indians asked to know what the government would give for their lands, in a round sum, and they would go off on their own "hook," as they expressed it. He said he replied, two millions and a half of dollars. They took time to consider the offer, and on yesterday morning, Thursday, he stated, they called to inquire of the president would give no more. He answered, perhaps the president would give a little more, rather than the treaty should fail; they rejoined, that unless he would give a great deal more, there was no use for further negotiations. To this remark, which he said surprised him very much, he replied, 'meet me at the president's to-morrow morning, Friday, and we will ascertain what additional sum the president will give you.' They promised to do so, but to his astonishment they had failed, and had addressed him a note, requesting to know when it should suit the president to admit them to take leave of him. Now, said he, we have some idea of offering three millions for their land, and I wish to know whether your delegation will advise the measure. I answered without hesitation, that I would—say, if necessary, he ought to give more. For though it was too much, yet it was a property we ought to have had long ago; our citizens had, and were daily acquiring it under a late disposition of it by the state, were going into the possession of it, and as we could never possess, let the consequences be what they might, to have that possession disturbed, I did think, for the sake of peace, and the adjustment of a much vexed and exciting question, that the land could scarcely be purchased too dearly."

"I promised to meet him next morning, and accordingly did so, finding some other of our delegation there but judge Wayne. I repeated what I had said on the evening before, in which judge Wayne concurred, and he said he would draw up a written communication to that effect, and obtain the signatures of the whole executive representation, and I approved, and had no doubt it would meet with the similar approbation of the rest of the delegation. I heard no more of it, congress adjourned next evening, and the members separated. I afterwards understood that three millions of dollars had been offered by the government, and that the Indians had proposed to submit the offer to a meeting of the nation some time in this month; if they would agree to take it, there would be a treaty."

CHESAPEAKE AND OHIO CANAL.

The recent election of a president of this company having excited considerable attention, we are induced to record the votes given, &c., as we find them stated in the "National Intelligencer."

John H. Eaton	<i>Ex president.</i>		
5,054	C. F. Mercier	3,430	
	<i>For directors.</i>		
William Price	7,360	Edward Leass	4,627
J. J. Albert	7,810	A. Stewart	3,834
W. Guntou	8,231	F. Thomas	3,017
W. Smith	10,122		
P. Janney	10,180		
R. H. Henderson	5,543		

The first six elected.

The vote for Mr. Eaton was made up of the following parts:

The United States 2,008 votes.  
The corporation of Washington 2,008 votes.  
Individual stockholders 1,038 votes.

For president, the proxies of the state of Maryland (Mr. Forrest and Mr. McCulloh) were divided; and so were those of the corporation of Georgetown. The votes, therefore, of both these interests were lost.

Had these two latter interests been voted upon, and the vote been (as expected) for Mr. Mercer, it would have added to his vote,

For Maryland.....1,290 votes  
Georgetown..... 508 votes

and would have elected him by a majority of 182 votes. The aggregate vote for Mr. Mercer was composed of the following particulars:

The state of Virginia 570 votes.  
Corporation of Alexandria 508 votes.  
Individual stockholders 2,362 votes.

Of the votes of individual stockholders, therefore, Mr. Mercer received 2,362 to Mr. Eaton's 1,038."

"The directors attempted to be put in by political influence, were signally defeated.\* It seems as if Mr. Mercer was the only sacrifice upon which a majority could be brought to set together.

"In the election of directors it will be seen that Mr. Smith and Mr. Jamney received seventeen hundred votes more than the joint vote for president. This was caused by the votes of Maryland and Georgetown not being divided in their case, and the aggregate thereof, being 1,798 votes, being given in their favor."

"The list of directors, however, is an unexceptionable one, and some of them have much practical experience in the business of the canal company."

"At an adjourned general meeting of the stockholders of this company, held on a subsequent day, at which were represented the United States, the state of Maryland, the state of Virginia, the corporations of Washington, Alexandria and Georgetown, and a majority of the individual stockholders, the following resolution, proposed by Mr. McCulloh, on behalf of the state of Maryland, was adopted:

"Resolved, That the thanks of the stockholders of the Chesapeake and Ohio canal company are, in the opinion of this meeting, due to CHARLES FERTON MERCER for the zeal, ability, care and fidelity, which he has displayed in discharging the duties of the office of president of this company; and that, in consideration of the attention bestowed and expenses incurred by him, whilst rendering many services to this corporation that did not pertain to that office, the president and directors be, and they are hereby authorised and directed to pay to him the sum of five thousand dollars, in addition to his pay as president."

"This resolution received an unanimous vote, except the corporation of Georgetown, who preferred a different sum for the extra allowance, but concurred in the spirit of the resolution.

"A motion was then made, from the same quarter, to raise the salary of the president of the company, to begin at this date, from two to three thousand dollars; and also to establish the office of superintendent general, or engineer in chief, to the canal. These propositions were, after considerable debate, postponed to August next, to which time the general meeting was then adjourned."

§3.—An unanimous vote, with such acknowledgments of services rendered by general Mercer—immediately after such a dismissal of him! It partakes strongly of the absurd, or the ridiculous.

WATER WORKS.

PHILADELPHIA AND WILMINGTON.  
From the Delaware Journal.

The subjoined view of the Fairmount water works, which reflect so much credit upon the spirit and enterprise, and contribute so essentially to the comfort and happiness of our neighbors,

\*A. Stewart, (if the member of congress from Pennsylvania), we suppose, was not attempted to be put in by the influence alluded to.  
Ed. Reo.

of Philadelphia, is taken from the Philadelphia Herald. The writer has certainly not laid too much stress upon the importance of these works: for among all public improvements, there are none which philanthropists or economists can view with more approving regard, none which more justly and call for liberal and magnificent expenditure, than those which have for their object the supply and distribution of an abundance of pure and wholesome water to the inhabitants of a large and populous city. It is not in a spirit of mere vanity, that we introduce here a notice of the water works of our own town; but because our attention has been called to the subject by the annexed statement, and because, too, we feel a justifiable pride in doing honor to the enterprise, the discrimination and skill which have, in this respect, placed Wilmington on an equality with any other town, we believe, in the world. The water works constructed in this place, in 1827, are remarkable for their simplicity, their excellence and efficiency—and when we consider that they were constructed for a population of 7,000, it will be admitted, that there is no vain boast in claiming for them all the credit which has been given to Philadelphia for those water works upon which she so justly prides herself, and which, embracing the city and precincts, supply a population probably of 150,000.

The present water works in this place, have cost about 65,000 dollars.

Iron pipes. There have been laid since 1827—28,371 feet, or nearly 5½ miles.  
Fire plugs—62.

Amount of water and mill rents, at the present time, \$4,350. About \$40,000 had been expended for the introduction of water, before the present works were constructed; making the whole expense incurred by the town for this purpose, about 105,000 dollars.

The machinery by which this city is now supplied with water, consists of a mill situated on the Brandywine, which cost 38,000 dollars, from which the water is impelled by a forcing pump, through a line of pipes, 2,129 feet in length, to the reservoir at the summit of the town, 100 feet above the level of tide water. This reservoir consists of two basins, each 83 feet by 72, and 10 feet in depth. They contain about 11,000 hogsheads, or eleven millions of gallons of water. It requires forty hours to fill the reservoirs, which contain an average supply of a week or ten days—the usual consumption being from 140 to 160,000 gallons a day. The mill is rented at \$750 per annum, and the reservoir is filled at the expense of the lessee. From these works, Wilmington is furnished with a copious and ample supply of the purest water—ample either for comfort, luxury or security against fire—inso much, that we repeat that, in all these particulars, it yields to no other town upon earth.

FAIRMOUNT WATER WORKS.

Philadelphia has never been wanting in a proper spirit where objects of real utility were to be gained. The most conspicuous of her public improvements, is the Fairmount works.

We have only leisure to present our readers with the following outline of the operations of this truly magnificent work. At a future period we propose filling up our sketch.

The increase of revenue from water rents in 1833 over 1831, was as follows:

City	\$9,928 00
Northern Liberties	2,250 00
Spring Garden	1,829 25
Southwark	762 25
Moyamensing	394 50
Total	\$7,163 00
The receipts for the water rents in 1833, amount,	
In the city proper, to	\$46,110 25
Northern Liberties	15,130 75
Spring Garden	8,010 00
Southwark	7,413 25
Moyamensing	394 50
Total	\$77,567 75

The expenditures for working machinery at Fairmount, and for materials \$1,600  
For salaries and incidental expenses 3,500

Iron pipes. There have been laid from October, 1819, to January 1st, 1833—

In the city	948,261 feet—or 47 miles.
Northern Liberties	57,895 do
Southwark	38,779 do
Spring Garden	36,549 do
Moyamensing	4,217 do
Total	385,501 feet—or 73½ miles.

Fire plugs. The number of fire plugs in the city is—375  
Northern Liberties 117  
Southwark 84  
Spring Garden 8  
Moyamensing 6

Total 650  
The dam across the Schuylkill at Fairmount is 1,416 feet in length, and six feet six inches above high tide.

Fourteen thousand eight hundred and ninety-two families and factories are supplied with water—and the daily consumption is at present about 32,000,000 gallons. This quantity will shortly be increased upwards of thirty five millions of gallons per day. The cost of the present works amounts to one million two hundred and seventy-nine thousand eight hundred and thirty-four dollars. The whole amount actually expended by the city of Philadelphia for the introduction of the Schuylkill water, from 1792 to the first of January, 1833, exceeds two millions sixty-three thousand dollars.

*From the United States Gazette.*

The following was the increase of water rents in 1832:	
City of Philadelphia	\$2,938 00
Northern Liberties	1,250 00
Spring Garden	1,829 25
Southwark	762 25
Moyamensing	394 50
The following are the water rents of the city for 1832:	
City	\$46,610 25
Northern Liberties	15,139 75
Spring Garden	5,010 00
Southwark	7,413 25
Moyamensing	394 50

**The estimate of expenses**

\$77,567 75
25,986 22
\$51,581 53

It should be borne in mind, that the estimate of expenses for the year, include the cost of laying iron pipes, which is a means of increasing the revenue.

The whole amount chargeable to salaries in connexion with the water works, is only \$3,940 00.

**FOREIGN STATISTICS.**

**EGYPT.** The following statement of the military and naval force of this resuscitated empire, is from a late foreign paper.

<b>Military force—</b>	
Maghreven soldiers.....	211
Bedouins.....	5,370
French.....	15
Houara, Irregular cavalry of Upper Egypt.....	3,435
Soldiers belonging to the marine.....	25,143
Artillery.....	6,357
Ballagi, sappers or pioneers.....	3,942
Regular cavalry.....	7,972
Regular infantry.....	70,011
Generals, officers and soldiers of the irregular cavalry and infantry.....	17,998
Attached to the army.....	3,483
<b>Total</b>	<b>193,932</b>

**These forces are distributed as follows—**

Mecca and Hedjaz.....	13,223
Egypt.....	53,511
Negroland.....	7,460
Candia.....	8,183
In the camp.....	82,644
In the arsenal at Alexandria.....	8,358
Marine, staff and military schools.....	20,273

**List of the men of war composing the Egyptian fleet in the port of Alexandria—**

1 Three-decker of.....	140 guns	30 pounders.
3 Two-deckers of.....	100 "	30 "
1 Do. of.....	90 "	50 "
6 Frigates of.....	56 "	30 "
1 Do. of.....	60 "	42 "
6 Corvettes of.....	26 "	10 "
7 Brigs of.....	18 "	12 "
4 Fire-ships.....		
1 Cutter.....		

30 vessels. 1,201 "

At this moment there are 4 vessels building, viz: 3 of 100 guns each, and another three-decker, the latter and another are to be ready to be launched at the end of March.

**COFFEE.** A London circular of 13th April says—Coffee is gaining favor; coloury sorts have advanced from the lowest point to 5@6s.; St. Domingo and Java sorts are saleable; Brazil, being abundant, is rather neglected. The importations of coffee from 1st January to 31st March are about as follows—

	In 1832.	In 1833.
To Hambro	7,600,000 lbs.	2,175,000 lbs.
" Bremen	828,000	616,000
" Amsterdam	2,251,000	2,229,000
" Rotterdam	4,170,000	1,465,000
" Antwerp	1,321,000	1,596,000
" Havre	3,140,000	3,362,000
" Trieste	3,275,000	2,900,000
" London all sorts	4,426,000	4,682,000
	27,011,000	19,056,000

Presenting a falling off in the imports of eight millions, the stock of coffee in London is less by 12,000 bags foreign, and 17,500 bags East India, than on the 1st January, in consequence of heavy exports to the above continental ports, which has swelled the imports at those places, probably three or four millions more than they otherwise would appear; the falling off in the imports is therefore nearly twelve millions, from which deduct three millions detained since.

**BERMUDA** papers to the 21st inst. have been received at New York. The value of the imports into the Bermudas in 1832, was £27,354 sterling, of which £49,219 was from the United States. The amount of exports was only £25,257—of which £2,892 was to the U. States.

**CALCUTTA.** The debts of Messrs. Alexander & Co. have been ascertained by the special assignees to amount to 34,400,000 rupees, and the assets to 17,500,000, exclusive of balances considered doubtful or bad, amounting to 29,830,000, a part of which may probably be recovered. The inhabitants of several districts, in the vicinity of Madras, are suffering from famine and disease.

**PUBLIC DEBT OF GREAT BRITAIN.** A paper recently laid before the British house of commons, on a call for the information, contains some curious particulars as to the number of the holders of the funded public debt of Great Britain, and the amount held by each. It appears that there were about 279,000 persons having property in the public securities, of whom only 71 drew dividends of £2,000 and upwards. There were 103 holding in trust for societies and corporations, but only 71 as individuals. The number drawing less than £200 per annum was 263,000. To this 279,000 might be added, about 250,000 who had property in the savings' banks. There were therefore 530,000 families whose property was invested on the credit and faith of the country.

**LONDON BEGGART.** The number of vagrant beggars now in London is supposed to exceed 40,000. The number of paupers relieved in London in one year was 116,416. The money raised by the poor rates was \$1,016,020 96; being 13s. 5½d. sterling per head on the population.

**PROTESTANT EPISCOPAL CHURCH, PARIS.** The foundation stone of the first Protestant Episcopal church ever built in Paris, was laid on the 23d of April, in the rue d'Aguesseau, Faubourg St. Honore, by the right reverend bishop Lascombe, who was attended by the rev. Dr. Pritchard, the rev. G. Lefevre, S. Breton, W. M. Bevan and W. Wood. Several of the French Protestant pastors, and a large number from the departments, who had assembled in Paris to attend the anniversary of the French Protestant Bible society, were present.

**THE NORTH HOLLAND CANAL** is 52 feet deep, 120 feet wide, and extends from the point of the Y nearest Amsterdam as far as the Helder, a distance of 16 leagues. No steamboats are allowed to ply upon it; but when a ship of war or other large vessel has occasion to pass it, it is towed by horses, to the number perhaps of twenty on either side, and lest it should not be obedient to the helm, ropes are also attached to the ship's quarters, which are held by men on the towing paths, to keep the vessel steadily in the centre, where the water is deepest. The locks are fifty feet wide and 230 feet in length; they are four in number—two ascending and two descending.

**LAW—IN ENGLAND.** At the Salop assizes a special jury case was tried, in which the question turned entirely



upon the identity of a horse valued at £30. The plaintiff obtained a verdict for that sum. The law charges are expected to amount to between £500 and £600. Mr. Justice Tannton, in addressing the jury, congratulated the county of Salop on the extraordinary wealth it possessed, which permitted it, while other parts of the country were complaining of destitution and embarrassment, to throw away vast sums in bringing a host of witnesses to decide a matter of £30. The horse was brought into court, and underwent a careful examination by the jury!

**WHISKEY—IN SCOTLAND.** The quantity of whisky consumed last year in Scotland was 4,861,515 gallons; being about 700,000 gallons less than for the year before, and about 1,200,000 less than for the year 1830. We know not whether this great falling off be occasioned by smuggling, by temperance societies, or by the distress of the manufacturing population. The export from Scotland to Ireland was 470,000 gallons only, and to England 2,360,000. We fear that the giant stagholder is again abroad.

**EXCISE OFFICERS (Scotland.)** There are 16 collectors of excise, whose salaries amount to £6,950. Eighteen collectors' clerks, salary £2,590. 74 supervisors, salary £14,000, and 794 officers, &c. salary £74,788 17s. 9d.

**EDINBURGH.** The *Scotman* announces that the corporation of Edinburgh is £700,000 in debt, and on the verge of bankruptcy. It seems that the project of selling the town churchyards has been seriously entertained by some of the leading members of the council.

**PARIS.** According to the reports of the police of Paris for 1832, there was arrested during the year 77,548 individuals, of whom 26,653 were women; 25,702 drunkards were placed in confinement, 10,291 of them being women. The magistrates inflicted punishment upon 23,438, women, and committed 3,636 persons to take their trials before the tribunals. In 1832 there were 4,719 persons arrested more than during the preceding year.

**IRISH POOR.** It appears from a parliamentary paper just published, containing an account of the Irish poor shipped under passes from Liverpool, from 1824 to 1831 inclusive, that the total number shipped from that port was as follows: In 1824, 2,481; 1825, 3,028; 1826, 6,428; 1827, 6,055; 1828, 4,340; 1829, 5,086; 1830, 5,679; 1831, 5,863; making a total, during those eight years, of 38,969 persons; of which number, not less than 23,770 were shipped under passes from Liverpool and other places in the county of Lancaster, and 8,723 from Middlesex.—The total charge for passing these 38,969 paupers was £14,253.

**CONQUESTS OF RUSSIA DURING THE LAST SIXTY YEARS.**  
*Present population.*

1770 Bessarabia	470,000	
1771 The Crimea	451,000	Incorporated 1783
1785 Georgia	400,000	Incorporated 1801
1793 Little Poland and the Ukraine	6,474,000	
1794 Western Russia, including Lithuania, Poland, &c.	8,448,000	Incorporated
1795 Courland	581,000	
1803 The Lezghian & other tribes	300,000	
1806 Schirwan	135,000	
1808 Finland	1,350,000	
1815 Kingdom of Poland	4,000,000	Incorporated 1832
1827 Krivva and tribes	100,000	
1829 Armenia, &c.	400,000	
Wallachia & Moldavia	2,317,000	
<b>Total</b>	<b>25,924,000</b>	

**GOLD AND SILVER COIN.** It appears by an official statement from the [British] mint office, that for twenty years previous to the year 1810, there was coined at the mint, gold to the amount of £21,493,640 and silver to £12,216; and for a period of twenty years subsequent to 1810, the

gold coined amounted to £45,387,423, and the silver to £9,149,411.

**RENTS.** The last Edinburgh Review says—"It would not be difficult to shew that the entire landed rental of England and Wales, is, at this moment, rather under than above *thirty millions*."

**CHINA.** The first specimen of an Anglo Chinese Calendar and Register has been published in China for the year 1832. According to this authority, the population returns of the celestial empire, in 1813, amounted to 362 millions; of which number the capital, Peking, alone is said to contain five millions.

**ENGLISH EXPORTS!** A cargo of three hundred and fifty young widows and spinners was lately sent from London for the supply of Van Dieman's Land. They were decently clad, and well provided for.

The earl of Egremont has chartered a fine ship, at his own expense, for the purpose of sending emigrants to Canada, from his own estates and their neighborhood.

One hundred and fifty of the tenantry of the earl of Derby have been shipped for Canada, in one vessel.

Such things seem about to become of frequent occurrence.

The state of society may be gathered from the following:

On the 27th April, two families, consisting of eighteen individuals, were provided with the means of emigrating to Canada by the parish of Debdon. The circumstances attending their departure caused deep sympathy for them in the neighborhood where they lived. The fathers of the two families were agricultural laborers, greatly respected for their sober and industrious habits, each had served the same master upwards of twenty years, and so generally was their determination to leave the country regretted, that their stay was entreated by all who knew them. They, however, refused to listen to all entreaties, and determined to quit their native land, assigning as a reason that at that time twenty or thirty young men were walking about in the parish in a state of idleness, not being able to find employment, and they therefore saw no prospect of a livelihood for their children.

[*Chelmsford Chronicle.*]

**ENGLISH AND FRENCH BISHOPS.** The ministry of England have proposed to fix the income of the archbishops of Ireland at £10,000. The French chamber of deputies has just fixed the stipends of the archbishop of Paris, the Catholic primate of France, at 25,000 francs, or exactly £1,000.

BRITISH HOUSE OF COMMONS—MAY 14.

**COLONIAL SLAVERY.**  
Mr. Stanley presented 15 petitions praying for the immediate abolition of slavery, and then upon his motion the house resolved itself into a committee of the whole house upon the subject of negro slavery.

Mr. Stanley then proceeded to address the committee, and commenced by expressing his confidence that the committee would not fail to extend to him a large share of business which they reflected that, after having been for only a short period in the office which he had the honor to fill, it devolved upon him, in the discharge of his official duty, to bring under the consideration of parliament a question of unparalleled magnitude and importance, involving greater interest perhaps than any question which had for many years been submitted to the legislature. This question also was surrounded with difficulties of a peculiar nature, owing in the time at which it was brought forward. In the safe and satisfactory solution of the question were involved not only a maritime commerce amounting to 250,000 tons of shipping annually, and a revenue of between £5,000,000 and £6,000,000—namely only the interests of a vast body of proprietors resident in the colonies and this country, whose very existence depended upon the issue of the question, but also the temporal interests of between 700,000 and 800,000 of our fellow subjects, and of their descendants throughout generations yet unborn. This was not all—it was impossible not to perceive the influence which the successful, or unsuccessful, issue of the mighty experiment now about to be tried must have upon millions of foreign subjects. Those were difficulties enough to appal any man who ventured to bring the subject forward. In the situation in which he was placed, all that he could do was to consider what course he could pursue which would achieve the most good, at the smallest risk of evil. The government was placed between two conflicting parties—one having a deep pecuniary interest in the question,

intimately acquainted with the subject, connected with the colonies by social ties, and at present laboring under embarrassments which rendered them doubly jealous of any measure which might affect their interests. On the other hand, a universal and extended expression of feeling pervaded the country, and there never was a time when the determination of the people was more absolutely or more irrevocably expressed, because it was founded on that deep religious feeling, on that solemn conviction of principle, which admitted of no palliative or compromise, and which would bear itself in a war with all its ministers could be defeated. The time had gone by when parliament could decide the question whether slavery should or should not be perpetual; the question now to be decided was, what was the safest, the speediest, and most effectual mode of procuring its final and entire abolition. They were mistaken who thought that the deep feeling of the necessity of the utter extinction of slavery as a feeling of yesterday, that it was a momentary enthusiasm, which if opposed would die away; it was the same spirit which fifty years ago pressed upon parliament, and compelled it, in spite of alleged national interests, and in defiance of all the arguments that could be urged in favor of commercial and prudential considerations, to decree the abolition of the trade which supplied negroes from the coast of Africa. If any body would take the trouble to look back to the language of the great men who labored so successfully to effect the abolition of the slave trade, they would find that though the question was then separated from that of the abolition of slavery, the former was considered only as the preliminary step to the latter, which ought to be forgotten, and the attention of the house particularly to the language of those distinguished men who in former days, to use the words of Mr. Canning, "attacked only the outworks of the great fortress, yet undoubtedly looked forward with a certain conviction in their minds, that the destruction of those outworks would lead to the fall of the citadel itself." In 1793 Mr. Burke published his celebrated *Tracts for Mr. Douglas*, in which he exhibited a plan which he called a negro code, and which he apologized for not having exhibited to the public 12 years before. That letter contained this passage—"I conceive that we should not look for the origin of the trade to the place in which it began, but to the place of its final destination. I therefore was and still am of opinion that the whole work ought to be taken up together, and that the gradual abolition of slavery in the West Indies should go hand in hand with any thing which may be done with respect to the supply of negroes from the coast of Africa." Mr. Burke's code embraced the abolition of the trade and provisions for the final extinction of slavery in the colonies. In the year 1806 and 1807 Mr. Fox, Mr. Wyndham and lord Grenville, though they disagreed on the questions of the abolition of the trade and the extinction of slavery, evidently looked forward confidently to a future period, when the latter object would be effected. Mr. Fox said "the abolition of the slave trade will lead to the abolition of slavery in the West Indies." Mr. Wyndham said "that he wished for nothing more at present than the abolition of the slave trade, but he did not hesitate to say that when the proper period arrived, and the consent of other powers could be obtained for its abolition, slavery itself ought not to be suffered to exist amongst the institutions of any civilized state." Lord Grenville, on bringing forward his motion in 1807, said "that the first step from slavery to freedom was effected by the slaves becoming freed or attached to the land, and that from thence they ascended to liberty. I look forward to the period when the negroes of the West Indies, becoming laborers, will feel an interest in the welfare and prosperity of the country to which they are indebted for protection, and will be called on to share largely in defence of the islands in which they reside." He had read these extracts in order to show to the house that the feeling which now pervaded the country was of an temporary description, and that the imperative cry for the abolition of slavery was founded on a deep and settled conviction that it was consistent with religion, justice and also with sound policy, that this disgrace should not be suffered to remain part of our national system. Parliament had frequently confirmed the principle of the abolition of slavery. In 1825 Mr. Canning proposed his memorable resolutions, as an amendment on the motion of Mr. Buxton, which motion was, at all intents and purposes, similar in scope and principle to that which ministers were then about to submit to the consideration of parliament. Those resolutions received the unanimous support of that house, and they declared by their unanimous vote, in conformity with the local legislatures adopting efficient measures of legislation, to the final termination of the system of colonial slavery too long in existence. They had more than eleven years' experience of the effect upon the colonial legislatures of that emphatic expression of the wishes and voice of parliament and the mother country, conveyed in the tone of friendly admonition, in the friendly and friendly voice of authority, and what was the result? The colonial legislatures were deaf to the voice of friendly expostulation, they seemed to set at defiance the voice of authority. They had doubtless, in some instances adopted regulations since 1823, calculated to ameliorate the physical condition of the slave, but it was vain to look to any of their resolutions which on the subject had proceeded to itself the termination of the system of negro slavery. Now it was important to bear in mind that without the hearty co-operation of the legislature, acting on what Mr. Burke emphatically called "the executory principle," it was idle to seek for the termination

of the slavery system, unless through the means of the home legislature. The words of Mr. Burke were worth quoting. "I have heard," said he, speaking in 1790 of what the colonial legislatures had done, (in reference to the improvement of the condition of the negro,) "they have done little, and that little is good for nothing, because it does not carry with it the executory principle." But to return, to see how far the colonial legislatures carried executive principle into effect in relation to the resolutions of parliament of 1823. In the course of that year the colonial legislatures, in conformity, consequence of the crown colonial orders, wishes, intentions, and determinations of parliament, with a view to their adopting such internal regulations, and effecting such modification of their existing domestic usages, as would attain the end contemplated by the mother country—namely, the total abolition of slavery, and the converting the negro into the condition of a free laborer. In the official circular of lord Bathurst it was particularly stated that it was expected that immediate steps would be taken by the local authorities towards the abolition of the Sunday market, and the better observance of the Sabbath, for the admission of the evidence of slaves—for their manumission—for sanctioning slave marriages—for preventing slaves from being separated from their families—for the abolition of corporal punishment at the hands of the master or overseer—and for the establishment of slaves' savings-banks. The resolutions of 1823 were followed up by an order in council in 1824, which, in addition to these intentions of the legislature, added the establishment of a protector of slaves, specified the right of the negroes to possess property under certain conditions, and to demand his manumission upon certain terms, pecuniary aid of police, even against the will of his master. How, then, were these resolutions of parliament in 1823, backed by the imperative command of an order in council, in 1824, received by the colonial legislatures? Not a colony, without a single exception, but scornfully rejected them, (hear, hear); not one colony but disdainfully refused to obey the suggestions and determination of parliament, and the resolutions of 1823, and matters thus remained—that is, the colonial legislatures persisted in setting the voice of parliament in defiance, till 1826, when Mr. Canning, the subject having been again brought under their consideration, expressed on the occasion his deep regret, and the deepest anxiety, and he, (Mr. Stanley), would add the deepest indignation, at the remanence of the colonial legislatures, in adopting the resolutions of 1823, and acting upon the order of council in 1824. Mr. Canning, however, did not adopt a harsh tone, though far from being satisfied with the result of the measures of 1823 and 1824, he did not call upon parliament to immediately adopt such measures as would bring the "contumacious opposition" of the colonial legislatures to the resolutions of 1823 "to a speedy end;—more time, ought to be extended to them for reconsideration of their proceedings; and as a "test of their sincerity" to carry the determinations of parliament into effect, he proposed that certain draughts of bills should be sent out to them for their adoption. This receipt Mr. Canning proposed avowedly as a "test of the sincerity of their effective aid towards punishing the contumacious opposition." Mr. Canning never for a moment questioned the right of parliament to thus effectively interfere with the colonies; but merely considered that right as an *arcanum imperii*—a constitutional sanctuary, that should only be brought under the public eye in extreme cases. Parliament acted upon Mr. Canning's suggestion, and accordingly right bills were sent to the colonies to be there legislatively and executive carried into effect, as so many means to the great end which the mother country had so much at heart—the final termination of the entire system of colonial slavery. What was the result? Not a single colony condescended to adopt a single bill out of the entire right, (hear, hear); and the colonial legislatures raised their voice in lofty indignation at our interference in what they declared to be their exclusive business and concern. This took place in 1826: he was then addressing parliament in 1833; and up to that hour neither the voice of friendly expostulation nor of authority had produced the least alteration in the contumacious conduct of the colonial legislatures—not a single step had been taken by any of them with a view to the extinction of negro slavery. (Hear, hear.) Briefly, then, the account between the colonies and the government stood thus:—

1823—Resolutions of Mr. Canning, which led to lord Bathurst's circular, suggesting—

1. Abolition of Sunday markets.
2. Admission of free evidence.
3. Sanctioning marriage.
4. Abolition of taxes on manumission.
5. Prevention of slave separation.
6. Regulation of punishments.
7. Establishment of savings banks.

Strong remonstrances from the colonies.

1824—Order in council, Mr. Canning.

1. Added establishment of protector.
2. Prohibited Sunday labor.
3. Allowed slave property.
4. Compulsory manumission.

Recommended to legislatures and unanimously rejected—

(Hear, hear.)

1825—Hear, hear. Mr. Canning.

Test of sincerity.

Eight bills sent out and rejected by all but Nevis.

1828—Sir George Murray.

Two circulars general. Entirely disregarded—(Hear, hear.)

1830—Order to council, specifying some points, and declaring others to be necessary, as duration of labor, food, clothing, &c. Also disregarded—(Hear, hear.)

Undoubtedly one of the colonies had gone through the form of carrying the outline of the answer of some of the bills into effect; but all studiously avoided the substance, particularly in that important particular, the appointing as a protector of slaves some gentleman wholly unconnected with the colonies, having no property in slaves, and therefore no interest opposed to their moral and political improvement; and, in fact, merely instituted some of the most objectionable of his own domestic regulations as a mere pretext, by means of which they might elude the real intentions of the legislature. (Hear, hear.) The whole thing was on the face of it a mockery, an insidious mockery, of the wishes and feelings of the mother country. (Hear, hear.) It was true that in one or two of the colonies, as a substitute for the efficient office of protector of slaves, there was appointed what was called a "council of protection." But who constituted that council? Were they persons having no interest in the continuance of slavery, because deriving no profit from it? No, far from it; this "council of protection" of the rights and interests of the negro was composed of magistrates, (two being a council), and the possessors of slaves, and therefore having a direct unequivocal interest in the continuance of the present system, and as having this direct and unequivocal interest, imbued with all the prejudices and sinister feelings of slave proprietors. (Hear, hear.) In thus showing the mockery of the wishes and determination of parliament, perpetrated by the colonial legislatures, he did not mean to slur over the few beneficial regulations which one or two of them had made in reference to Sunday markets, and the observance of the Sabbath. They did not, however, by any means, even in this item fully comply with the expressed wishes of the mother country, but certainly evinced a readiness to act upon the spirit of the recommendation respecting the Sabbath. But how was it with respect to the other recommendations of the order in council of 1824? It would be evidently impossible for him to go through the details of all these recommendations—though he was prepared to show that all the colonial legislatures had slighted and set at naught the recommendations of parliament, if any gentleman was anxious to examine the question minutely, so that he would confine himself to the more prominent ones—those involving some principle which might serve as a "test of their sincerity" to promote the views of the mother country. He would begin with the recommendation respecting corporal punishment. The order in council explicitly laid it down that no slave should receive more than a certain amount of corporal punishment (39 lashes) in one day; that female bodily punishment should be entirely altogether, and that a regulation of all punishments, crimes, &c. should be kept by the master and overseer, to be submitted to the protector of slaves, who was then to make his report to the colonial secretary. How were these recommendations acted upon by the colonial legislatures? Here, at least, was a definite and tangible test of their sincerity. Here were recommendations, one of which especially came under his notice, and which he was feeling dear to human nature; so that if there existed, on their part, the slightest disposition to co-operate with parliament in the amelioration of the condition of the negro, here was a graceful opportunity. If there was any one recommendation which appeared more than another to the manhood, the humanity, the honor of the colonial legislatures, it surely was that of the abolition of the corporal punishment of female slaves. (Hear, hear.) It was with a spirit, God knew, not of bitterness, but of deep regret and sorrow, that he had to state that up to that very hour not a single colony had abolished the practice of the corporal punishment of female slaves. (Loud cries of "hear.") In some of them, it was true, certain restrictions had been imposed, but in those very restrictions the principles of the right and justice of the punishment was distinctly recognized; and in others, where some regulations respecting the decency of the sex were adopted, the practice was unequivocally maintained. Talk of improving the moral habits of the negro as a means and essential condition of his political improvement—talk of developing and cultivating his moral faculties in the face of this monstrous abomination (cheers)—talk of inducing a habit of respect and reverence for the laws, of teaching him to behold in his white master a guardian, a moral guide, an intellectual instructor, while his wife, daughter, or sister, was at the mere mercy, the wanton caprice, of some overseer, who might any moment inflict on that wife, daughter, or sister, degrading bodily punishment on the most trifling occasions (cheers)—talk, if he repeated, of their improving the negro as a moral being and as a subject of the laws, while they themselves perpetuated a practice, the test of barbarism, of fierce brutal savagery—that test which separated the civilized man from the barbarian—the inhuman treatment of women (great cheering). How could a negro with such degrading and humiliating facts staring him in the face, improve as a moral being, and a member of political society? (Hear, hear.) The supposition was a mockery—a cruel insult. (Cheers.) Connected with the subject of the corporal punishment of the negro, he would refer them to the regulations of the Jamaica legislature. He had stated that 39 lashes were the maximum of bodily punishment that could be inflicted upon one day; but what was that without some check or restraint upon the person who might inflict this re-

stricted amount of punishment? They had the evidence of a gentleman (whose name he did not then recollect) who had been himself an overseer, that he "might inflict 39 lashes if he liked, merely for looking at him in the face." (Hear, hear.) Was this the way to teach the negro to respect the British laws, to prepare him for the institutions of a British subject? It is thus that he was to be enabled to take his stand among the human race? Was it thus that he was (to quote the words of Mr. Canning) to be taught—

"Jussus, et ceteros ad sidera tollere vultus?"

How—how would ask, in a name of common sense and common humanity, could it be expected that the moral eye should be trained to the contemplation of moral beauties while the physical eye was daily outraged by the sight of the sufferings and degradation of their negro fellow-beings? He did not himself believe that this arbitrary power of inflicting bodily punishment on the negro was wantonly abused by the master; but he must deprecate its very possibility, and still more must he loudly condemn the mockery of redress which was held out to slaves who might feel themselves unjustly punished. Was the committee aware of the means which the negro had of redressing himself if wrongfully punished? He might go before two magistrates—no, mark, a protector of slaves, having no property in slaves nor interest in the present system—of the present system—but two magistrates, themselves slave proprietors, and therefore interested in punishing slave delinquency and slave contumacy. If these two disinterested gentlemen agreed that the slave had established his case, and could substantiate it before a jury by valid evidence, they permitted him forthwith to go before a jury; but if the evidence could not bring forward what these gentlemen conceived to be valid evidence, he was encouraged to seek for justice at the risk of being again flogged if he failed in his evidence. (Hear, hear.) And this was, in cruel mockery, called "the slave's redress against the cruelties of his master." This was his encouragement to seek for the protection of the law against a slave proprietor! (Loud cries of "hear.") But even that was not all. Suppose on the other hand, that the slave had established, by evidence, a case of cruelty against his master; what was his redress now in Jamaica? Why, he was sold to some other tender proprietor, and the proceeds were handed over to the cruel master against whom he had, at such risk, obtained a verdict. Then, again, with respect to negro property, though the order in council of 1824 distinctly specified the right of the slave to enjoy property, under certain defined circumstances, the several local legislatures so multiplied restrictions and qualifications that the order in council, so well intended and sound in principle, was in most of the colonies altogether nugatory and inefficient. He had forgotten to mention that the order had facilitated, or rather removed obstacles in the way of negro marriage; but the regulations on this head were chiefly of a physical character, and the negro entered the marriage state without being made previously aware of the moral and religious obligations of the state of wedlock. The next point he would call their attention to was that of slave evidence, in reference to which the proceedings of the colonial legislatures were characterized by the same spirit of scorn and mockery that he had been pointing out in relation to the recommendations and order in council of 1823 and 1824. The order in council prescribed that the evidence of slaves should in all cases be admissible in courts of justice, save being liable to impeachment, and persons of imperfect intellect and education, that the negro (a full grown infant to all practical intents) should be thoroughly examined, and proved to understand the obligation of an oath and the effects of his evidence, the onus of disproving his competency being thrown on the party against whom he sought redress. How was this just and wholesome rule followed by the colonial legislatures? In a jury of twelve (as we would need the right honorable gentleman) was slave evidence admissible at all, and in none against his master, or against a white. (Hear, hear.) Even against a fellow-slave a certificate of a magistrate or a clergyman, according to circumstances, was necessary to his being permitted to give evidence.

He had stated that a slave could not give evidence under any circumstances against his master—(loud cries of "hear!")—nor in any capital case against a white man. (Hear, hear.) Now, in the name of common justice, and our common nature, how could it be justified that evidence might be given which would bring a negro to the scaffold, and yet refused against a white man even in a civil case? Either the evidence in the former case was valid, or it was not. If it was, why should the white master be beyond the reach; if it was not, why should the fellow slave be beyond it? (Hear, hear.) He stated that in a civil case, if the evidence could tell against a white man. There was an exception, which, however, but strengthened the rule—a negro's evidence would be received against a white man in any case in which a white might be alleged to co-operate as an accomplice with a black in any resistance of a master's oppression; but in no other case was one involved in a black against another white, was a slave's evidence admissible. And this, again, was justice, and teaching the slave to reverence the law, and to revere the white man as a moral guide.—(Cheers.) The negro was taught, and painfully made to feel, that though his evidence might hang a brother slave, it could not affect a white man's property to the extent of an acre of land, and yet he was discontented with the tender mercies of his white cotemporaries. What a state of the system, he repeated, a cruel mockery!—(Hear, hear.) The last point

on which he would comment, in relation to the order in council of 1824, was the unconstitutionality of the slave principle which alone protected him against the effects of despair by gliding the horizon of even his blackest fortunes with the bright lines of hope, and the expectation of days of freedom, ease and independence. The order in council laid it down that the slave should be entitled to demand his manumission on the payment of a certain sum to his master. In all the colonies, with the honorable exception of the Bahamas, this order in council was very partially effective; though he admitted in some of them improvements and facilities had been adopted with respect to the fees on manumission, but in none (save the Bahamas) was the slave's right to demand his manumission on the payment of the stipulated price practically recognized, the power and authority being entirely vested with the master. Having thus briefly touched upon the various heads under which the orders in council of 1824, and the resolutions of parliament in 1825 and 1826, were applied to the West Indian colonies, he would leave it to the house to judge for itself how far those colonies had manifested a disposition to carry the wishes and determination of the mother country into effect. He could not say there was but one opinion—namely, that if ever there was a case which justified the exercise of the paramount authority of parliament, it was when, as in the present case, every means of friendly remonstrance and authoritative warning had been exhausted in vain. (Hear.) He would here read a passage bearing on this point from a speech of Mr. Canning, delivered in 1799, in answer to Sir William Young. "The hon. baronet contended that the colonial assemblies, and not the British house of commons, were the agents most proper to be employed. But what was the hon. baronet's argument? 'Trust not the masters of slaves in what concern legislation for slavery!—However specious their laws may appear, depending on it they must be inefficient in their application—because of the nature of things that they should be so.' Granted," said Mr. Canning in reply. "Let, then, the British house of commons do their part themselves! Let them not delegate the trust of doing it to those who, according to the hon. baronet's testimony, cannot execute that trust fairly. Let the evils of the slave trade be remedied by an assembly of freemen, by the government of a free people, and not by those whom the hon. baronet represents as utterly unqualified for the undertaking, not by the masters of slaves! Their laws, the hon. baronet had avowed, could never reach, could never cure the evil. So that, according to the hon. baronet's argument, if there had even been no doubt upon the face of the papers upon the table, of the sincere intention of the colonial assemblies to carry the wishes of this country into effect—if there had been no doubt that the termination of the trade was the object for which the regulations (such as they may be) were intended—if there had been no doubt that these regulations were, in fact, calculated for the purpose—if the assembly of Jamaica had professed as distinctly its propriety to regulate the trade, as in point of fact, it had expressed its relation to continue it still, according to the hon. baronet's argument, no trust could be reposed in these professions and appearances. There was something in the nature of absolute authority in the relation between master and slave which made despotism, in all cases and under all circumstances, an incompetent and unsure executive even of its own provisions in favor of the object of the power." Could any language be more applicable, or sentiments more appropriate to their present purpose of abolishing slavery, than these words of Mr. Canning in reference to the abolition of the slave trade? If, in 1799, Mr. Canning thought parliament justified in interfering in its paramount character, surely the experience of 54 succeeding years did that invade that paramount authority? He did not pretend to then enter minutely or discuss gravely the constitutional question where the right of parliament to interfere in the internal regulations of the colonies began, or where it terminated. He knew of no law or boundary line which restricted the united parliament, save such as it imposed for the time being itself, and he left it to those (if such there were) who held that parliament did not possess the authority to interfere, to point out in what charter of what colonial assembly was there an exception to this imperial legislative control—and to show by reasons and argument that a delegated authority could or should exceed in its power and privilege the delegating authority in that it owed its existence. It was true that in 1778 parliament did not exercise its authority in reference to the internal regulations of such colonies as had a colonial legislature, but that was not an abandoning of its paramount power so to interfere, but suspending or rather delegating it under certain expressed conditions, and for a definite purpose. It did not even then cease to interfere in the regulations of trade in those colonies, and on no occasion which called for its interest, interference did it hesitate to exercise the authority. It acted on the principle of internal interference in 1700, (as we understood), when a commission was sent out to the colonies to try cases of piracy and robbery on the high seas, which commission superseded all the local tribunals, including their local legislatures, under the penalties in the event of their attempting to interfere with the work of the commission. Then in 1722 a petition from those colonies had exempted slaves, houses and other property from executions for debt. It would be impossible to cite a case more strongly involving the principle of paramount legislative interference in the internal affairs of our colonies than this petition.

The board of trade tried at first to induce the colonial legislatures to abolish those exemptions; but they failing, an act was passed the 5th of Geo. II. which declared houses, slaves, &c. to be liable like other colonial property, to executions for debt. He felt unwilling to trouble the house by citing instances of the interference of the mother country in the internal affairs of the colonies, but could not avoid referring them to the doctrine laid down in this resolution. The present of Massachusetts, in 1765. The right hon. gentleman here read a passage from the manifesto of Mr. Otis, to the effect that "the mother country possessed the right, and was bound to exercise it, of interfering in the regulation of all its colonies and dependencies for the good of the whole—that she alone was the judge of the propriety and extent of this interference. The present final determination there was to appeal." (Hear, hear.) He could not be charged with having confined himself to the precedents of England after this declaration of an American. But here he thought it right to observe that many hon. members permitted themselves to be led away by an assertion frequently urged by the more zealous advocates of what was called the planters' objection, and which he had often said by these gentlemen, that if the colonies had been left alone, and to their own internal government, all would have gone on smooth and well between the master and the slave—that both would have been happy and prosperous, but for the perpetual agitation of the question of negro slavery in this country, which had so tainted West India property as to render it lower the planter's profits and thereby lead to the injury of the slave. Now, no man was more sensible than he was of the depth of distress in which West India property was just now placed, as an man was more aware of the strong colors in which that distress had been portrayed by the holders of that property themselves. He did not mean to accuse these representations as being exaggerated, and highly colored for the occasion, and therefore would receive the picture as they themselves had drawn it, prepared, however, to maintain that it had no connexion whatever with the proceedings of parliament since 1823, to which he had just called their attention. The right hon. gentleman here read a statement put forth by the West India interest, in which it appeared that the mass of West India property was not only lower, and that the mortgages were afraid to foreclose, lest they should become, unhappily, themselves proprietors of West India property. Now, he repeated, he did not mean to deny the truth of this statement; all that he begged to direct the attention of the house to was the period when it was issued. What then, was that period? Was this picture drawn at the time of the West India meeting in 1823, or was it a picture of the state of the colonies since the abolition of the slave trade in 1807? Was it a picture of the ruin entailed on the property of the West India planters by the efforts of the abolitionists to suppress the slave trade, and put an end to the system of slavery? Did it refer to a period subsequent to 1823? No! The picture of a devastated district, of a ruined and desolate land, of ruined hopes, and of the impossibility of continuing the cultivation of the soil, referred to the high and palmy days of the slave trade, and was contained in a report of a committee of the house of assembly of Jamaica, dated November, 1804. (Hear, hear, hear.) Such was the account given at that time of the condition of the West India property, by the very class of men who now declare that all their distress was owing to one single cause—the fanatical agitation in the British parliament, which threw a taint on their property in 1823. (Hear, hear, hear.) Equally strong evidence had been given before the committee of the house of commons, proving that the West India property had always been liable to sudden and extreme fluctuations; speculations had been embarked in with the utmost recklessness; which had been the cause of the greatest embarrassment to the planters, who acting upon the notion of the necessity of continuing slavery, had only increased their distress by the means which they adopted for their own relief. It was thought important to continue the exportation of sugar, and the consequence was that the quantity of produce, which in 1801 was 1,400,000 cwt. was in 1821 raised to 3,767,000 cwt. One cause of the distress of the West India planters was, that possessing the monopoly of the English market, they had gone beyond its wants; and they could now no longer obtain such a price as would repay them for the cultivation of their estates. The amount of sugar imported at present exceeded the amount consumed by 1,000,000 cwt. annually. (Hear, hear.) The consequence of this enormous excess of supply over the demand was, that the monopoly was, as respected the planters, a dead letter; and the price of the produce in this country was necessarily regulated by the price of the same article in the European markets. Nothing therefore could effectually relieve their distress short of abolishing the consumption of sugar, and thus to cease up to the produce of the colonies, of reducing the amount of production in the colonies to the amount of consumption in this country. New soils and new lands had been brought into cultivation, and the consequence of this was, that additional expense was thrown on the cultivators of the old soils. To meet their engagements, and to enable them to pay their debts, they were compelled to sell the same amount of produce for a much larger amount of produce. The increased amount of produce diminished the price which the article bore, and thus running continually in a vicious circle, one embarrassment led to expedients to give temporary relief, which, in the course of events had only the effect of doubling the evil. (Hear, hear.) It was not his intention to have gone into the details of the question, but he was led to notice it in consequence of the assertion, which was

so frequently made, that the distress of the planters was the fruit of agitation alone, and not the necessary result of the state of slavery, and the system of cultivation, he would not say adopted willingly by the present proprietors, but forced upon them by circumstances. But supposing that agitation were the cause and only cause of the present distress among the West Indian proprietors, he turned round again, and asked, "where your remedy?" It was very well to say "we will exclude from the island all knowledge of what passes elsewhere," but he would tell them that they could not do that. (Hear, hear.) They could not prevent the voice of the country being heard within the walls of that house; they could not prevent the debates within those walls from being read in the country; they could not prevent the report of those debates spreading far and wide; they could not prevent the knowledge of what was going on in this country from reaching the colonies themselves, and from penetrating into the minds of the slaves, aggravated by the incautious comments and language which they found applied to those degrading themselves, therefore, they wished to stop this agitation, and put an end to this danger, their only course was to advance. (Hear.) They must remove the cause of agitation and of complaint, the voice of which was now heard, and would continue to be heard as long as the house of commons did not, in accordance with the wishes of the country, take decided and effectual measures for determining that the system of slavery should cease. (Cheers.) If he should be told that the course he was taking was unwise, and that, indeed, there was no course he could pursue which was not full of danger to the colonies and this country, he would reply, that of all the dangerous plans that could be adopted, the most likely to entail ruin and destruction on the colonies and the mother country, was the system, now happily impracticable for declining still at the present juncture, instead of at once acting fearlessly and decidedly. (Cheers.) This was not the only case in which the best mode of avoiding difficulties was boldly to face and grapple with them, and in which a timid attempt to shrink from the danger they were afraid to meet, and appalled to look at, only aggravated the reality of that danger, and rendered it impossible for the system to cope with it. (Cheers.) Various objections had been raised against any precipitate and hasty measure; indeed, against the taking of any step for the conversion of the slave population into a population of freemen. In the first place, it was said that the effect of any such measure would be greatly to diminish the amount of production, and to render the cultivation of sugar impracticable. The colonies would consequently be thrown up, and the planters involved in absolute ruin. Now, as far as the amount of the production of sugar was concerned, he was not certain that it would not be for the benefit of the planters and the colonies in the end, if that production, were in some degree diminished. But the question for the members of that house to consider was, whether, looking at the statements which he would have the honor to lay before them—and he should state facts and figures which could not be denied—they would encourage and support a system by which this extent and amount of production was kept up.

He would cautiously abstain, as far as the nature of the case allowed—at least such was his intention—from using any irritating expressions, or of availing himself of any popular topic of declamation, his object being to have this question deliberately and calmly discussed, rather than to excite the feelings of the house by statements of individual cases, which would prejudice the general question, and only tend to an arduous discussion; and he trusted that every gentleman who followed him in the debate would so far do justice to the subject under consideration as to abstain from quoting individual cases. (Hear, hear.) It was his duty to lay before the house papers with respect to the production of sugar, the labor exacted to produce it, and its effect on the population, which he believed would produce such a strong impression as to induce the house to believe that the time was now come when, for the sake of humanity alone, they ought to step in for the purpose of limiting and reducing the extent to which the slave was at present called on to labor. He had, however, in his hand a comparative statement, with reference to six West India colonies, showing the decrease or increase of the slave population, and the amount of the production of sugar within those islands during the same period. The account was extracted from an official statement in the treasury registry, and was, therefore, open to no objection on the score of inaccuracy. Allowance was made in it for every importation and exportation, and for every manumission; it gave the apparent, and also the real increase and decrease, during three periods of three years—namely, from June 1823 to June 1826; from June 1826 to June 1829, and from June 1829 to June 1832; and likewise the average amount of the slave population and of the production of sugar during the same periods. He ought, however, to state that with respect to the last period all the returns had not yet been made. He found by this document that, with two exceptions, and even they bore out the statement—in all those islands there had been a gradual increase in the production of sugar, and a corresponding gradual decrease in the amount of the laboring population. (Hear, hear.)

In the island of Jamaica the average quantity of sugar annually exported was, for the first period, 1,356,748 cwt. for the second, 1,369,576 cwt. and for the third, 1,410,626 cwt. The number of the slave population was, during the first period, 304,393, and during the second, 327,464. The return of the number in the third period had not yet been completed. The island

of Demarara afforded a frightful proof of the destructive effects which the amount of labor compelled from the slaves had on the population. In that island the quantity of sugar exported during the three periods was, respectively, 652,336 cwt. 662,655 cwt. and 806,120 cwt. while the slave population had constantly decreased during the same periods. In the first the number was 72,000; in the second, 71,065; and in the third only 67,741. (Hear, hear.) Thus in the last period 67,741 slaves had produced 806,120 cwt. of sugar, while in the first 72,722 slaves were required to produce 652,336 cwt. (Hear.) In Barbice the slave population amounted in the first period to 22,074 in the second to 21,246, and in the third it had decreased to 39,831; while the quantity of sugar during the corresponding periods amounted to 58,655 cwt. 64,230 cwt. and 94,200 cwt. showing a frightful increase in the production compared with the amount of the population. (Hear, hear.) The account with respect to St. Lucia, showed a similar result. The number of the population the first period was 13,909; during the second, 13,860; and during the third, 13,687; while the amount of sugar exported was during the first period 87,974 cwt. during the second, 87,410 cwt. and during the third, 88,778 cwt. In these four islands, therefore, the amount of the negro population had fallen, while the amount of production had gone on continually increasing. (Hear.) He had mentioned that there were two exceptions, and these were the islands of Trinidad and Barbadoes. In the former there has been a trifling increase in the population as well as in the amount of production; but it must be taken into consideration that there was a great influx of free laborers into this island from the Spanish main. With respect to Barbadoes, the amount of sugar exported during the first period was 289,295 cwt. and during the second 309,456 cwt. while the population was during the same periods respectively 79,848 and 81,347. He therefore conceived that he had produced as plainly as could be done by figures, that whenever there was a forced increase in the production of sugar, whether occasioned by the distress of the planters, or by any other cause, it was necessarily attended by a sacrifice of human life, and a diminution of the slave population. (Hear, hear.) He could not help reading another statement with respect to Demarara, which afforded a more striking view the frightful effect which this forced increase in the production had on human life. The statement to which he alluded pointed out the age, quality and strength of the slaves, on whom this great mortality had fallen. He might perhaps be told that the decrease which had taken place in the slave population was the net yet-recovered from the stoppage of the slave trade. But he found in this document that there was a decrease in the number of children under ten years of age, which could only be accounted for in one way—the increased labor and diminished productiveness of the parents. As compared with the year 1823 there was a decrease in the number of slaves under the age of 40, of 23,644; and under the ages of 30 and 40, the time at which labor was most severe, the present population, as compared with its amount in the same year, had experienced a diminution of 11,653; while, on the other hand, an increase had taken place in the number of the slaves, who had passed that age, and were considered unequal to any great labor. He did not say that he need add any thing to this statement, (hear, hear), but if it were necessary for him to do so, he could refer to returns, which had been carefully examined, and which showed the decrease of population on cattle farms to be 2 per cent. among unattached slaves, 1½ per cent. on coffee farms, 3½ per cent. and on sugar plantations 5½ per cent. (Hear, hear.) On cotton plantations there had been no decrease, but an increase of 1½ per cent.

He had now shown that increased production was accompanied by decreased population; that the decrease of population fell heaviest on those classes from whom the severest labor was exacted; and he had now only to show the mode in which this labor was exacted by the increased severity; the recorded punishments in Demarara were 17,359, the number of slaves being 60,599. In 1830 the number of slaves was 60,547, while the number of punishments had increased to 18,203, and the number of lashes inflicted in that year was no less than 194,744. In 1831, the population had still further decreased to 58,404, but the punishments had increased to 21,656, and the number of lashes amounted to 199,507. (Hear, hear.) Now, let the house bear in mind, that this was the official record of punishment, not including the punishment inflicted by judicial authority; or on reference to magistrates, because there existed no return of this latter sort, but inflicted in one of the crown colonies, under the improved system, and under the check of the record. (Hear, hear.) It was a return given by the masters of the slaves themselves, of the extreme degree and irremediable punishment, inflicted by their own authority, amounting in one to almost 200,000 lashes. (Hear, hear.) Without desiring to impute any crime to the planters, he called on the house to consider what must be the amount of unrecorded punishment in colonies where the same protection was not afforded to the slaves, as in this comparatively free colony of Demarara, and what the extent of unredressed injustice, and of bitter oppression; and he was sure that the house would not refuse to interfere, and to interpose its supreme authority between the oppression of the slaves and what Mr. Canning called "the abstract love of the cart whip." (Hear, hear.) They were told that it would be impossible, under any other system, to render slaves industrious; thus, all their legislative proceedings, and all that they knew not the condition of the colonies, and that they were absolutely ignorant of what those gentlemen pleased

ed to call the "negro character." He conscientiously believed that any man who chose to take the pains of informing himself upon the subject, might form a better and clearer idea, because a more unprejudiced one, of the "negro character, than those men who had passed their lives in the West Indies. (Hear, hear.) The latter individuals made the palpable mistake: they attributed to the character of the negro those faults which necessarily resulted from the moral degradation of slavery. He believed that it might be proved, that the negro under proper inducements, would be found neither less inclined to be industrious or to acquire the arts of civilized life, than the white man or a fairer skin. (Hear, hear.) But they were told with an air of triumph, to look at the manumitted negro; and they were asked to point out, if they could, twenty instances of manumitted slaves engaged in field labor. In reply to this objection he would ask another question; and he called upon those objectors to produce him twenty instances of field laborers who had been manumitted? (Hear, hear.) The fact was, that the manumitted slaves mostly belonged to one class, and that not the class of field laborers. Within a period of ten years, commencing in 1817, there had been 14,163 slaves manumitted, and hardly an instance could be produced of a field negro among the number. (Hear, hear.) Ten-thirds, if not three-fourths, were females, a fact which spoke for itself; for it was not difficult to understand to what class of females they belonged, and what inducement the planters had to liberate them as well as their children. (Hear, hear.) If it could be proved the manumissions occurred only among domestic slaves, mechanics and tradesmen, it was not extraordinary that no case could be discovered of their applying themselves to any trade or profession, or to the most degrading and fatiguing occupation of field labor. (Hear.) The fact of the case, then, destroyed the inference which was sought to be drawn from it. (Hear, hear.) If an instance was shown of a manumitted field slave who would not work, he would then admit that a *prima facie* case was made out by those who asserted the fitness of the negro for freedom; but if this argument was good for any thing—if it was to be considered conclusive, it was an argument against the abolition of slavery within any definite period—not merely within the next 10 years but within the next 100 years. (Cheers.)

It was said that the slaves were in present unfit for freedom, because they had no domestic habits, and no habits of industry; and that they would be utterly ruined if thrown out into the world to act for themselves. Continue then, then, it was said, in a state of slavery until they were fit for liberty. His answer was, that they would be kept in a state of unfreedom; that they would be debared from acquiring industrious habits and the use of families; and that the result would be that they must in fact continue to remain in a state of slavery. (Hear, hear.) It was also said that they were unfitted for a participation in the blessings of liberty because they had no education, no religious feelings, but were ignorant and brutal. If this charge was just, on whom did the guilt fall? (Hear, hear.) Who was to blame that the negro was still ignorant, and that he had no religious feelings? Was not those who regarded him from the childhood to the grave, and from generation to generation, as a mere laboring animal, who took no pains to cultivate his mind and raise his moral feelings; nay, more, (and he spoke it to the shame of a Christian age and a professedly Christian country), who were permitted to deprive the negro of the means of religious instruction, because they feared it was incompatible with the maintenance of a state of slavery. (Hear, hear.) But assuming that religious instruction was inconsistent with the continuance of slavery, would that house shut out the light of gospel truth, and stifle education on purpose that at all hazards and at all risks the system of slavery might be preserved? (Cheers.) He believed that from the state of most of the colonies belonging to other countries they might draw a lesson of deep censure to themselves. In the Catholic colonies the greatest attention had been paid by the priesthood to the religious instruction and education of the slaves. In some of these colonies it was a regulation that no man should be at liberty to keep a slave, unless he had first given the owner a solemn promise to instruct him in the principles of the Catholic religion. Had any such system prevailed in the English colonies. (Hear, hear.) He had no wish to touch on any point of an irritating nature, nor to refer further to the obstacles which had been put in the way of the spread of religious instruction in the colonies; but that he would say, that the king's ministers were bound to do it, if it did not put in their hands an authoritative declaration, that throughout all the possessions of his majesty the benefit of religious instruction, and the free choice of religious worship, should be left undisputed to all classes of the king's subjects. (Cheers.) In contradiction of the assertion that the habits of voluntary industry were denied by nature to the negro, he begged to refer to the evidence given before the committee by Mr. Lovell, himself a man of color, and originally, he believed, a slave. (The right honorable gentleman here read a short extract from the evidence of Mr. Lovell, to the effect, that a number of liberated negroes in Antigua had worked for themselves with great industry, had accumulated some little property, and purchased dwelling houses. He then said he had the honor to present to the committee the experience of a gallant admiral in that house, who knew, from personal observation, that free labor in Bahama, had been attended with a similarly good result. Dismissing St. Domingo from his consideration, because he did not think, when the peculiar situation of that island was looked to, arising out of the revolution which occurred in that place, it

could be fairly taken into the argument, though he could state that sugar was cultivated to a great extent even there; he would state to the house the only practical example which the world afforded of the emancipation of a slave population effected on a large scale, and with comparative equality and success. The plan of government had been before the country, he had had an opportunity of conversing with the vice president of the republic of Venezuela, who had been a protector of slaves in the Caraccas, on the subject; and he learned from that gentleman that in 1821, Bolivar having determined on adopting a general system of emancipation, a council was formed of persons of high station, to purchase, according to a tariff of value, the freedom of slaves out of funds raised from a tax on the property of persons dying intestate. They first of all liberated those who had borne arms in the cause of their country, next the aged and decrepit, and afterwards they preferred such as were remarkable for industrious and moral habits. In 1821 there were 100,000 slaves in Venezuela, and at the present moment there were only 25,000. The effect of the manumission, he was told, had been most happy. The freed slaves were industrious and felt no degradation in associating with those who had not yet gained their liberty; while on the part of those there was no jealousy, because they felt that their hour of freedom was approaching surely, though perhaps slowly. The freed slaves had no reluctance to engage in agricultural employment; and the consequence was, that the agriculture of the country was increasing in prosperity every day. He was also informed that sugar cane which before was not cultivated, was now produced in great abundance; and that rum was exported to the neighboring islands, and to the British ports of Trinidad and Demerara in the Trinidad market, under the name of the best Jamaica rum. (Hear, hear.) Having stated what he conceived to be the circumstances under which the question was now placed—the circumstances which rendered it impossible for us to stand still, and which also made it impossible for us to proceed on any plan but that of gradual emancipation, he stated that the recently taken place in the colonies, the facts as they stood recorded in their official documents, the repugnance of the colonial legislatures to take any effectual measures, and the necessity which existed for parliament's proceeding cautiously and gradually, but firmly and resolutely, to the complete and final attainment of the one great object which the country now had at heart—be meant the ultimate extinction of colonial slavery—having stated all this he would now proceed to lay before the committee the means by which, in his opinion the great transition from slavery to freedom might be effected with the most certainty and the least danger. He would preface the statement which he was going to make by observing that the vote which he should call upon the house to come to, and which, would not, of necessity lead any member to acquiesce in all the details of the plan which it would be his duty forthwith to submit to their consideration. Those details would sketch the outline of the proposal which it was now his business to make to the house, but in which its future progress would be susceptible of more modification and amendment. He held, that a plan of this kind, embracing objects so important and so various, there was an absolute impossibility that any government could devise a measure which in all its parts should be unexceptionable—which should not be liable to many great and grave objections, and which should not be capable of receiving many amendments. He thought that by submitting it to their calm and dispassionate consideration, and by endeavoring to reconcile the conflicting interests and claims in which it was likely to give rise, they would be enabled to accomplish the hallowed object of extinguishing slavery in every country which owed allegiance to the British crown. The honorable member for Weymouth, in the year 1823, had made a proposal to this effect—that, after a period to be limited by law, the children of all slaves born in the British plantations should be declared free. That was the extent to which the proposal of the honorable member for Weymouth then went. He stated that that was the extent to which he had then gone, and that he would now be the consummation, the full consummation of all his wishes. He had even gone so far as to declare that that proposal, if carried, would secure the speedy extinction of slavery. The memorable expression which the honorable member for Weymouth had then employed, was this: "I call upon you not to go back, but to abstain from going forward—call upon you not to recall your votes, but to give your assent to a measure which you to make no further slaves, and I demand that every child, hereafter born of slave parents in any part of the British dominions, should be entitled, from the hour of his birth, to all the rights and privileges of a freeman." Now, to the entire and full extent of what the honorable member for Weymouth, in the year 1823, declared to be the consummation of his wishes, his majesty's government were now prepared to go (hear, hear); but under certain limitations, which they had devised to avoid the danger which was no less distinctly than eloquently pointed out by Mr. Canning, in the speech which he delivered on this question in the year 1822. Mr. Canning argued—"What! will you consent to place the future generation in a situation so much more enviable than that in which you place the present generation? Will you consent to elevate the child by the degradation of the parent? Will you, as it were, invert the feelings which ought to subsist between the parent and the child, by saying that the child shall be entitled to its freedom from the hour of its birth, but that the parent shall be condemned to the

hour of his death to a state of hopeless, irremediable, irrevocable slavery." The house on that occasion, felt the force of the argument which Mr. Canning addressed to, and left both parent and child in the same degraded and degrading state of slavery. He (Mr. Stanley) trusted that the house would also feel the force of that argument now, but in a different point of view. He trusted that it would feel that it was not safe to stand still, either for the present or future generation (hear, hear); and that it would say to Mr. Canning, "You must not only declare the children born hereafter of slave parents to be free, you must also manumit the existing generation." (Cheers.) But while he would in this manner provide freedom for the existing generation—while he would thus provide that the young negro should be born a freeman, and that the old negro should not feel himself condemned to the horrors of irremediable slavery—he would not at once, by one hasty act of legislation, remove all the shackles by which the slave was at present bound. He would not fling him from a state of unrelieved and unmitigated slavery into a state of absolute and unrestricted freedom, for which his past habits and his past feelings had rendered him totally unfit. But in saying this, did he mean to say that the slaves were to remain as they now were for 21, 30, or 10 years, and that then they should be free unconditionally and without reserve? Perhaps he might see more danger in that course than other gentlemen did; but certainly as at present advised, he was not inclined to adopt it, for he thought that a period in which the slave was left in such an undefined, unlimited and uncertain condition, would be a period of great excitement, and of all parties—that it would be a period of great excitement, and probably of much danger, above all, that it would be a period of unmitigated authority on the part of the master, and of determined and irresponsible disobedience on the part of the slave. (Cries of hear, hear.) He proposed what he considered to be a middle, and, therefore, a safer course, which, while it got rid of the whole sweep of all the restrictions which had been woven by the colonial legislatures to fetter the rights which they professed to give, would leave the negro at liberty to benefit by the exertion of his own talents and his own industry—would give him an incentive to regularity and assiduity, and would afford him an opportunity of forming those habits of frugal labor, of which, at present, he stood in need. He proposed that every negro should from that day—or perhaps he ought to have said from the day in which this act should be passed—be entitled forthwith to claim to be put in such a situation as would entitle him hereafter to claim all the rights and privileges of a freeman—a situation in which he would no longer bear about him any taint of a servile condition—in which he would be released from all dread of irresponsible corporal punishment—in which he would be in the full enjoyment of all his domestic ties and comforts—in which he would not be compelled to see his nearest and dearest connexions insulted by the whip, or by the threat of the whip—in which his evidences would be received in all courts of justice, either for or against his employment, as freely as those of any of his majesty's subjects—in which his right to property, acquired or bequeathed, would be full and undisturbed—in which he would enjoy every privilege of a freeman, subject only to this restriction, that he should be under a contract to labor for a certain time industriously for his present owner, who would then only be his employer. (Hear, hear.) He proposed that he would for Mr. (Mr. Stanley) to meet here the objection—"How will you deal with the multitudinous restrictions with which the colonial legislatures has fettered the slave?" He would sweep away all those restrictions at once by declaring the negro a freeman. From the moment he was declared a freeman, the restrictions which applied in him as a slave would cease to apply to him in his capacity of a freeman. The negro, being no longer a slave, would be entitled to contract marriage—his evidence would be inadmissible—his right to property would be admitted—he would be entitled to seek the religious instructor he liked best—and, in a word, as he (Mr. Stanley) had said before, he would enjoy every privilege of a freeman, upon the condition of consenting to labor for a given time for a given price.

He could not believe that if the master merely stood thus, this proposition could be considered such an infraction on the freedom of labor as would hold out a temptation, even to the sturdiest advocate of unqualified emancipation, to hesitate in giving his assent to the boon of freedom, coupled as it was with these restrictions; for by any man of common reflection must see, that under this system slavery must in a few years vanish from the king's dominions. He called upon the house to contrast the condition of the agricultural laborer in this country with the condition in which the negro laborer would be placed under this new system. In England the agricultural laborer worked hard for a pittance which, God knew, was scanty enough; he was distracted with care for the subsistence of his wife and family; he toiled diligently and hardily, in order to earn a pittance which was barely sufficient to provide him with food and clothing. Now what was the condition in which the resolutions which he held in his hand would place the negro laborer? He would be made to enter into a contract, by which his master would be bound to give him food and clothing, and such allowances as would meet in him the same necessities as a laborer in a district of pecuniary allowance. For this consideration he would be called upon to work for his master three-fourths of his time, leaving it to be settled between them whether that should be for three-fourths of the week or of each day. The remaining fourth of his time he would be at liberty to transfer his labor, if he so thought fit, elsewhere; but if he were inclined to give it to his master,

his master would be obliged to find him employment according to a fixed rate of wages. One of the great difficulties which narrowed this question was, how they were to fix this scale of wages for free labor? How could any man in this country fix a rate of wages which would be applicable—he would not say to all the islands, but—to any two of them? Could the house say that it would fling this question loose to the world—that it would leave the negro in work or no, as he pleased, and to satisfy himself, as a man easily contented with, that the state of society, as it now existed, should not come for an entire cessation. (Hear, hear.) But it had been asked, whether the wages so given would be a sufficient inducement to the negro in the present state to give himself up to continuous labor for so many years? Now he had already told the house that he did not give the slightest credit to what he so often heard said about the negro character; but he did give credit to what he had heard about the slave character. He knew, too, the effect of a tropical climate—he was aware how far it went to damp exertion and to paralyse activity—but he likewise knew the effect of slavery, and that it was calculated to promote this idea, that as the greatest of human cares was labor, so the height of human bliss was unrestricted freedom from labor. To remove the slave from all labor, and to place him in a situation in which he would be called to provide for nothing more than the necessities of life, would be to extinguish labor—would be to extinguish civilization—in a word, would be to fling before the negro population the desire to recur again to savage life. He contended that some restraints in that measure were necessary, not only for the security of the master, but also for the welfare of the slave. (Hear, hear.)

He appealed boldly to the house, and asked honorable members whether there was any thing unreasonable in such a stipulation as that which he had just described—a stipulation which led gradually, but certainly, slowly it might be, but still surely, to the unrestricted freedom of the slave. (Hear, hear.) Then he had been asked how was this scale of wages to be fixed? This was undoubtedly a point of some difficulty, as there was no criterion by which to settle it. Refer the question to the planters, and they would say that the rate of wages should be according to the outlay in procuring for them the necessary articles of food and clothing. But that he denied to be a true criterion; and that if you had no free labor, you could not do with, or to regulate its prices by. (Ironical cheers.) The noble lord cheered; but he should be obliged to the noble lord to point out to him where free labor existed in our West India colonies, and to when he had pointed it out, to prove its existence. He, (Mr. Stanley), was convinced that at present there was not that demand for free labor in any of our slave colonies which could form any certain regulator for the amount of wages which ought to be paid to a free negro. He could devise no better mode than that of compelling the planter to fix a price on the laborer at the time of his apprenticeship, and by enacting that the wages to be paid by the master, should bear such a proportion to the price fixed by him for the purchase of his spare time, if given to the master, the negro should receive 12th of his price annually. In this way the master and the slave would both act in reference to each other. If the master fixed a high price for his negro, he would have to pay him high wages in proportion to that price. If he fixed a low price, then, upon the payment of that price by any other person on his behalf, the negro would be positively and absolutely free.

The proposal, then, which he had made to the house was that the apprenticed laborer should give up to his owner, 3-4ths of the profits of his labor, in consideration of the food and clothing which he received from him; that he should be at liberty, if he so thought fit, to give 1-4th of his labor elsewhere; but that if he gave it to his master, whose interest he would be to receive it, he should receive for it an amount of wages proportional to the price set upon it by his master. The government had therefore divided the price by his freedom into so many instalments that at the end of twelve years all the price put on the slave by the master would be paid to the master out of the proceeds of the slave's industry. (Hear, hear.) In what condition, then, was it that the planter stood at the moment? He obtained for the next 12 years three-fourths of the labor which he now possessed in the slave from the apprenticed laborer; for the remaining fourth he would, if he employed it, have to pay certain wages. He might not choose to employ it but then, if such was his determination, he must labor his apprentice, and if nobody else engaged it, he was bound in law to make the loss good. Under these circumstances, he put it to the house whether it was not strictly in order to allude here to the loss which this alteration would occasion to many of the West India proprietors. Was it fitting that upon them and upon them alone should be thrown the loss arising from the destruction of property to which they were entitled, which he would not at that moment enter, but of which he would say that it had been repeatedly sanctioned by the Imperial Legislature? It was exceedingly difficult, in the present condition of West India property, to get any safe criterion by which to judge of its value. He knew an instance of an estate which now produced £1,500 a year, and on which there was a



mortgage of a sum between £4,000 and £6,000. Some years ago there was a mortgage of £10,000 upon it, which had been diminished by payments out of the rents of the estate to the sum he had just mentioned. The house would scarcely credit him when he told them that that very estate had recently been sold for a sum which would be covered by the proceeds of the first year from it.

He admitted that the insecurity of West India property had had a great and palpable effect upon the exchangeable value of it in the money market, and that when West India property was brought there it was sold at a discount. Now, he would let the house look for a moment at the profit derived at present from West India property; and on this point he was speaking from the returns of West Indian property to the board of trade. On examining those returns, the house would find the net profits arising from the sale of sugars. The planters had told the house the cost of producing a household annually, the number of households which they imported annually, and the price of each hoghead, as ascertained by the Gazette. Now, from these data, it would appear that the net profits arising from the cultivation of sugars was £1,900,000 a year. The house had not equal data for calculating the net profits upon rum and coffee, but taking them to amount to £250,000 or £300,000 a year, the total net profit of West India property would amount to £2,200,000 a year. Now, his majesty's ministers proposed to advance to the West India body a loan to the amount of ten years' purchase of this annual profit, or in other words a loan of £15,000,000. It would remain as a question with parliament in what manner and upon what condition that loan should be repaid to the country. It would also remain with parliament to consider whether it would require the repayment of that loan, or would convert it into a gift, according to a plan which it might hereafter become his duty to submit briefly to the house. Parliament might consider that sum equal to one-fourth of the proceeds of the slave's labor, and with that sum, and the other three-fourths of his labor, he would at the end of twelve years have received a just compensation for the price of his slave, and for all the expense to which the slave might have put him for food and clothing.

It was only right, however, to state, that during that time the planter would have to pay interest upon his loan, and to that amount he might perhaps be considered a loser. Now, he thought that it would not be denied that this sum might be borne either by the produce of negro labor or by the revenue of England. It could not be borne by the planters, for that would neither be fair nor just; it must, therefore, be borne by one of the two alternatives to which he had already alluded. Upon one or other of them, beyond all question, the choice of parliament must rest. He might be asked, he thought, what he thought they ought next to take any limit on the profits of the negro so long as he continued a slave. In that opinion he could not concur. He thought that taking a portion of their wages from them now, for the purpose of purchasing their freedom hereafter, would induce them to lay by some part of their earnings afterwards when they became free, would teach them habits of prudence and foresight, and would materially tend to their moral improvement. He thought such a plan much better than saying to them, "You shall work three-fourths of the day for your master, and your master's advantage; but for the remaining fourth, which belongs to you, you may work or not as you please, for in either case food and clothing will be provided for you." He believed that he had stated, in as much detail as was necessary, the principal features of his plan with, perhaps, one single exception. That exception was, that it might be necessary to add to the provisions of the bill that which the want had rendered all former enactments null and void—he meant that it might be necessary to give to the executive some discretionary power. It might be necessary to distribute through the chartered colonies what already existed in the crown colonies—namely, stipendiary magistrates appointed by the crown, uninfluenced by the local assemblies—free from local passions and prejudices—who would discharge equal justice to the rich and the poor, the black and the white—who would watch over and protect the rights of the incipient state of freedom, and who would aid and direct his experience in forming a contract which might have so material an effect upon his future life.

There was one other object to which he thought that the protecting care of this country ought most specially to be extended. He would call upon the house to aid the local legislatures, or even to proceed without the aid of local legislatures, in establishing in the colonies a system of religious and moral education for their inhabitants. (Hear, hear.) They were now going to emancipate the old negro upon certain conditions, after the lapse of a certain fixed period of time; but they were also going to emancipate the young negro immediately, and without any conditions. (Hear.) From the present moment, then, continued Mr. Stanley, your responsibility begins. Into their minds you must inculcate wholesome principles as the basis of wholesome habits. You are placing them in the rank of freemen, it is your duty to qualify them for holding that rank honorably, virtuously and beneficially. You are bound not to throw them upon the world impressed with the idea that the lot of man is labor from his cradle to his grave, and that he must die with no other hope than a consolation from the thought that he has come to the end of a weary and laborious pilgrimage. (Cheers.) You must imbue them with such principles as will ensure the performance of their duty here—as will teach them the necessity of moral restraint to secure their happiness hereafter—as will in-

still into them the purest motive of action—as will fit them for freedom in this world, and as will enable them to leave it, not as the brutes, who perish without hope of immortality. (Hear, hear, hear.) I have now gone through the details of the proposition which his majesty's ministers have had the honor to submit to your consideration. I know the difficulties, the almost insurmountable difficulties, which it will have to encounter in carrying it into practice. I know the disadvantages under which I bring it forward at this particular crisis; but I still bring it forward, in the confident hope, that in these resolutions the germ is sown which will soon ripen into perfect fruit, which, when matured by the fostering care and protection of persons wiser and better qualified than myself, will secure to the country, to the colonies, and to all ranks and classes and colors of his majesty's subjects, that from this day forth there will be a virtual extinction, in the dominions of Britain, of all the horrors of slavery; and that, in no distant period, by an uncertain operation, but by the action of this machinery, every trace which mars the face of freedom will be erased and blotted for ever from our laws and institutions. (Great cheering.) There are those who first started this mighty question, and broached its god-like principles, who have not lived to see the triumph which is reserved for it in these days. They labored in their generation strenuously and vigorously for that fulfilment which we are now about to accomplish—they were satisfied with the foundation which it was their fortune to lay, and they trusted that it would be strong enough to support the glorious superstructure which is now about to be reared upon it. Like the prophets of old, who were living in a world of darkness, and exulted in that prospect, which they saw dawning in the distance, and not as we do, face to face. It is not however, without feelings of the deepest and most heartfelt satisfaction that I recall to your recollection the fact that one man, the most religiously inspired, the most conscientiously influenced of all who labored in this cause, and who was living in a world of darkness—Wilberforce (great cheering) still remains to see the final consummation of that important triumph to which his early energies were devoted, and to exclaim, like the last of the prophets to whom I have before alluded, "Lord, now let thy servant depart in peace." (Great cheering.)

I have now only to offer to the house my humble apology for having detained them so long on this subject. I will conclude, after thanking them once more for the patient attention with which they have listened, by expressing my sincere and earnest hope that the counsels of the house, under God's gracious Providence, will be so guided and directed, that England may now, a second time, set to the world the bright and glorious example of a commercial nation holding commercial advantages light in the balance against the rights of humanity, and justice and religion—that we may see the extinction of slavery gradually and safely, but completely and entirely accomplished; and that by moderation of language, and reconciliation of conflicting opinions, we may be induced to forget the extreme wishes we may have formed on either side, and thus show to the world the proud example of a deliberative assembly vindicating its character for moderation and decision in the line which it adopts—a line which, in my conscience, I believe to be honorable to the nation to which this assembly belongs, and which I consider is the surest pledge of the successful issue of the experiment on which we are now about to enter—(great cheering.) The right honorable gentleman then moved the series of resolutions which appeared in our paper of Saturday last.

Mr. Stanley then said, that he was too well aware of the importance of these resolutions to call upon the house to come to a hasty decision upon them. It had been with the greatest reluctance that he, as a member of the government, had been obliged to announce to the most noble and patient attention with which they have listened, by expressing my sincere and earnest hope that the counsels of the house, under God's gracious Providence, will be so guided and directed, that England may now, a second time, set to the world the bright and glorious example of a commercial nation holding commercial advantages light in the balance against the rights of humanity, and justice and religion—that we may see the extinction of slavery gradually and safely, but completely and entirely accomplished; and that by moderation of language, and reconciliation of conflicting opinions, we may be induced to forget the extreme wishes we may have formed on either side, and thus show to the world the proud example of a deliberative assembly vindicating its character for moderation and decision in the line which it adopts—a line which, in my conscience, I believe to be honorable to the nation to which this assembly belongs, and which I consider is the surest pledge of the successful issue of the experiment on which we are now about to enter—(great cheering.) The right honorable gentleman then moved the series of resolutions which appeared in our paper of Saturday last.

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# NILES' WEEKLY REGISTER.

FOURTH SERIES. No. 18—VOL. VIII.] BALTIMORE, JUNE 29, 1833. [VOL. XLIV. WHOLE No. 1,136.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

§3.—The present number contains twenty-four pages—eight extra being added to get in Judge *Baldwin's* opinion, without interfering with the usual run of matter. In the present want of exciting subjects, we shall endeavor to give value to this work by the record of useful things.

§3.—The article concerning the introduction of slavery into the British colonies, presented on behalf of the West India committee, sitting in London, is highly interesting. John Bull was once pleased to regard slaves as "merchandise." He much encouraged a trade in men—but now abuses those who hold the property which he forced on their fathers, calling them bad names, and so forth.

§3.—Our latest accounts left the president at Boston, so much indisposed, that, on Monday last, it was thought necessary to bleed him freely, and prohibit the entrance of all persons into his chamber, except his immediate attendants; but it was hoped, on Tuesday, that he might leave his apartment on the following day. The fatigue and excitement to which he had been exposed were too much for him—indeed, it was hardly to have been expected that he could have kept up so long. Those immediately about him should insist upon his being placed more at his ease. It is not a trifling matter to pass through the various ceremonies, and dense crowds of persons, which attend the president in his tour.

The reception at Boston was consistent with the general character of the people of that city. It was neither uproarious nor sycophantic—nor did it partake of that rude party exclusiveness which has disgraced some other places; and it seems that the president was delighted with the manly and kind tokens of respect that were paid him, so long as he could partake of them. As was predicted, he will leave New England with new feelings—and be assured that political opposition has no effect upon the people of that country in their respect for the *chief magistrate* of the nation—nor the least influence over that courtesy which is due to distinguished visitors.

The president was too ill to witness the docking of the Constitution frigate—though he earnestly desired it.

**THE SLAVE QUESTION.** We have intended, several times, to notice the proceedings of the "nullifiers," in their wicked attempt to cause a new excitement in the south, on account of the slaves—as though some deliberate plans had been laid in the north to unsettle their property in them; for which purpose they have earnestly seized upon the most trivial circumstances—and, because of the acts of a few intemperate individuals, desire to make another "calculation of the value of the union!" We have laid aside a variety of papers on this subject, and, perhaps, shall use some of them—to shew the miserable shifts to which these desperate men are reduced to maintain notoriety, and keep themselves from sinking altogether from the public view; for they well know that, for several reasons, the *whole* south is alive to every question concerning negro slavery—and, on that interest, may be rallied into an united action, if fearful of the interference of the north. But, independent of a regard for constitutional principles, it is manifestly the *pecuniary interest* of the north that slavery should not be disturbed in the south—and if the "Yankers" are as mercenary as the nullifiers have described them to be, there is no possible ground to suspect any movement in the north, on this subject. It is true, that almost every reflecting person on this side of "Mason and Dixon's line," regards slavery as a mighty evil, a great curse—as many tens of thousands on the other side of that line regard it—but they as universally believe that there is no right in them to meddle in this matter, and that the entire jurisdiction over the case rests with the several states, individually.

We have not time to enlarge on this subject, just now—and would only refer our readers to Judge *Baldwin's* Vol. XLIV—610.12.

opinion, and the decision of a Pennsylvania jury, in the case of a fugitive slave—and the correspondence between Messrs. *Bollen* and *Webster*, inserted in subsequent pages.

**THE CHOLERA.** We continue our melancholy notices of the progress of this extraordinary disease—but with as much brevity as is consistent with a general record of its fearful and fatal doings.

**Pittsburg.** The sanitary board announced 3 cases of cholera, at Pittsburg, in their report of June 22. It was supposed they would all prove fatal. No new cases had been reported. [The Gazette of the 25th mentions 4 or 5 deaths—in which, perhaps, the three cases just above mentioned are included, and says—The hospital report, dated Monday morning, 9 o'clock, states that no cases of cholera asphyxia had been presented there during the last 24 hours.

**Wheeling.** The cholera had nearly disappeared from this place, at the latest accounts.

**Kentucky.** The cholera seems to have nearly abated in most of the towns of this state in which it appeared, after committing terrible ravages in some of them.

It is computed that about 350 persons died of this disease at Lexington, only—the entire population of which was only about 4,000 at the time of its desolation, 9,000 having fled. Among those who perished were many of the most respectable people, male and female. Indeed, in this city it seemed to pay no regard to age, sex or condition. Our latest date is of the 19th—and the cholera is spoken of as having nearly disappeared. It had carried off 23 persons in the lunatic asylum, and, in one instance, ten others of one family.

The P. E. bishop of Kentucky, and Mr. Peera, president of the Transylvania university, and the theological students, exerted themselves manfully at Lexington, in attending upon the sick.

A letter from Sherburne's Mills, dated June 15, says, "There is great excitement here about cholera. Many persons fled to the mountains, and left their crops and every thing standing, should the excitement not cease in a week, the crops will not be cut. Flemingsburg has suffered greatly, indeed there has been in town and vicinity near fifty deaths since Sunday morning; there has been as many as several deaths in one family of only fourteen persons."

Georgetown has suffered severely. After a few cases at Winchester, the town was nearly abandoned. One case at Mount Sterling. There were 10 deaths out of 11 cases at Millersburg—because that the physicians fled from the place. Frederickburg and Springfield have been visited. Flemingsburg had suffered such, as well as Lawrenceburg, with Stamford, parts of the Green River country, &c. In the village of Eliza, in Fleming county, where there are near a hundred houses, there was not a single living soul to be found, and three dead bodies were left unburied.

*Extract of a letter from a gentleman in Mayville, Ky. dated the 14th.*

"We have just returned from the country, where we have been since the first inst. The stores are still shut, and not more than one-tenth of the inhabitants in town. We are among the first in. The cholera is raging through the country—there had been several deaths around us. I hope the disease has left our city—we have not had one case in day. Four families within a stone's throw of us, lost sixteen in two or three days."

At Bardonia the disease was awfully fatal—in one family of 16, there were 9 deaths—seven colored and two of the gentleman's children. It was sometimes before persons could be found who had courage to enter the dead. The sisters of charity, attached to the Nazareth and Lorick stations, hastened to attend the sick, and one of them died a martyr. The rev. Wm. Byrnes, principal of St. Mary's seminary, died after 7 hours illness.

There is a report that 3 cases happened at Frankfort, on the 20th.

**Ohio.** During the week ending the 15th, there were 15 deaths in Cincinnati; but we have not heard of any since. A few cases had happened at Steubenville, but the health of the town was fully restored.

It is said that 11 deaths took place in Gallipolis in one day! **Alabama.** A few cases have appeared at Mobile and Montgomery, &c.

**Tennessee.** The cholera had nearly ceased at Nashville, but was spreading through the country, and especially fatal to the slaves. There had been 34 deaths in Pulaski, and this small town was abandoned—all the stores closed, &c. The disease was active at Memphis. Five convicts died in the penitentiary.

**Mississippi.** Many persons, chiefly colored, were dying at Natchez, and in its vicinity—also at Port Gibson, and there were yet a few cases at Vicksburg, and at Jackson.

\*Two of the physicians had died, and the other two were not expected to live—at the latest accounts.

**Louisiana.** In the first six days in June, there were 179 interments in the Catholic burying ground, and 24 in the Protestant—total 211, at New Orleans. The excess in the former is partially accounted for in the greater cheapness of graves—two dollars, only, being charged, whereas in the latter six are demanded. One report of the deaths on the 7th is 59; another 81. On the 10th—71—from the 1st to the 11th, inclusive, 555.

On the 8th there was a favorable change of the weather, and new cases of cholera less numerous. Among the deaths was that of the rev. Mr. Hull, the Episcopal minister. The "Bulletin" of the 15th speaks of the disease as being on the decline, and reports 55 deaths. This is the latest date that we have.

The general population of New Orleans is from 40 to 45,000—but many of the inhabitants had left their homes. The cholera has been chiefly fatal, this season, to emigrants and slaves.

A letter from Mobile dated June 14, says—"The cholera is raging in New Orleans, and is attended with more malignancy and fatality than it ever was, in any known part of the globe, not even excepting the jungles of India. No promontory symptoms attend the disease. The first warning a man has, who may be in perfect health, is, that he is dying. A man, a few days since, actually died standing up: he fell faint and unwell, reached a fence, which he grasped, and then died, his hands cramped to the rails, which held him up until death.

Fatal cases have appeared at New Iberia, Martinville, in the parishes of St. Mary, Lafayette, and Rapides. At some places, the crops had been abandoned, great numbers of the slaves having died. But the disease, here has generally yielded to medicine, if properly attended to. In the parish of La Fourche l'Antique, one planter lost 53 out of his 300 negroes—others have lost one half, some a third, &c. The crops of these will also suffer.

**Missouri.** Mr. Buckner, of the senate of the U. States, and his wife, have died of the cholera in Cape Girardeau county, with some of his slaves. There were other deaths in the neighborhood.

A St. Louis paper of June 8, says—With the deepest regret we announce the sudden death by cholera of Mr. John Newman, attorney at law, of this place. The deceased was yesterday walking in the street, and this morning, between 7 and 8 o'clock, he was a corpse.

The disease was subsiding at Palmira.

**Canada.** One of the rigid quarantine regulations adopted at Quebec, provides that the concealment of sickness on board of vessels, or giving false answers on that head, shall be felony, punishable with death, without benefit of clergy.

**Cuba.** The Boston Gazette of Saturday gives the following extract of a letter dated Matanzas, June 5th.

"You can hear the sound of the gongs that prevail here in consequence of that dreadful scourge, the cholera. In the cities it has nearly ceased, but in the country its path is marked with desolation and ruin. On an estate having 100 slaves, every soul perished. Another with 60 lost 55. A slave ship lately landed 400 miserable wretches, of whom all but three died. Eight negroes were taken down on an estate 15 miles from this town, a few days ago. The proprietor, Mr. S., an Englishman, an old acquaintance of mine, immediately came to town to our house. His servant was taken down after he got in, and died in the yard under my window. The old gentleman returned to his estate the day before yesterday, where he found 28, out of 60, dead. He was immediately seized himself, when a black boy was despatched to my house with a note stating that his master was dying. The boy had scarcely delivered the note, when he staggered, fell on the floor, and in a few hours was a corpse. The old gentleman is dead and the estate entirely deserted. This is a picture of many other estates."

A postscript to a letter from Havana of the 8th inst. states that the government had then resolved to suspend the granting of clean bills of health.

A letter from Havana, under date of 11th instant, states that the cholera is still prevailing in that city, and is again making dreadful ravages at Guanabacoa, about two leagues distant. In the lower grounds and along the rivers, both in that vicinity and Matanzas, the colored population were said to be literally swept down.

MR. WEBSTER partook of a public dinner at Cincinnati on the 19th inst. and, on being complimented in the 6th toast, delivered a speech—a copy of the report of which may be expected in the next REGISTER, with a regular account of the proceedings on that occasion. All parties united to honor the distinguished visitor, and all seem to have been highly gratified with him. In the course of his remarks, Mr. Webster feelingly stated, that the health of the country and the lateness of the season, with the earnest remonstrances of his friends, had imposed on him the necessity of proceeding no further at present; but declared his intention, at a future day, to penetrate the great Mississippi, and make himself well acquainted with the west, &c. On the 20th, Mr. W. started on his return home ward.

MR. WHITE. We much regret to learn, that E. D. White, esq. one of the representatives of Louisiana in the last congress of the United States, and who was a pas-

senger in the steamboat *Lioness*, with Mr. Johnston, and others—has died of his wounds. He, also, was a most worthy and excellent gentleman.

BLACK HAWK and his party left New York, some days ago, on their return home, via the Hudson river, the canal and lake Erie to Detroit, and thence to the residence of their tribe beyond the Mississippi. They will, no doubt, make an imposing report to their brethren of the hundreds of thousands of persons who shall have presented themselves to their view, and of the many strange things which they have seen in their journey. The runnings after the chief and his party, by vast numbers of persons—must not have a little surprised these savages: but the American people are great lovers of "sights"—and mighty fond of seeing, and being seen, in huge masses—no matter on what occasion. Even a haunting-match has brought 20 or 30,000 of them together! It is said, that some men ran the risk of being trampled under the horses' feet, at New York, that they might "touch the hem of the garment" of the president—and added, that several of the *ladies* of that city, admiring the noble form and handsome face of young Black Hawk, warmly kissed him! That was, indeed, sufficiently near "going the whole!"

On the arrival of Black Hawk at Albany, in the steamboat, *thousands* rushed to the river to receive him! The press was so great that he could not land for an hour! At last, he doffed his blanket, and was smuggled on shore, and passed through the solid mass, without being recognized! The chief and his party were immediately sent off on the rail road, to relieve them from the immense crowd of noisy persons who desired to shake hands with him, or lay hold of his blanket! Such things are not very creditable to our people.

A series of articles called "*Randolphiana*" has lately had a great run through the papers, and we meet with the following in the New York Gazette—

*Blackhawkiana.* One day last week after our "red brethren" had risen from a dinner table to which they had been invited, they retired to an anti-room to seek repose. Among the gentlemen present was one who requested an introduction, for the purpose of having a religious conversation with the sons of the forest. Young Hawk, sometimes called Tommy Hawk, had just thrown himself on a sofa, when the object of the visitor was made known to him through the interpreter. He smiled, and saying, "I lazee—I lazee," covered his head with a blanket, and fell asleep.

THE NEW TARIFF. From the *Baltimore Gazette*. The Boston Commercial Gazette, in speaking of Mr. Clay's adjustment of the tariff question, says that it "has given new life to the manufacturing interest. Instead of being a death-blow to the manufacturers, it has induced them to enlarge their plans of operation in every direction." If this be the fact, it is evident that Mr. Clay could not have foreseen the operations of his own bill, since he introduced it with reluctance, and merely as an alternative to the utter destruction of the manufacturing interest. Nor could it have been understood by Messrs. Niles and Carey, who would not so violently have deprecated any measure tending to "give new life to the manufacturing interest."

[G.]—The "*Boston Gazette*" was, always, severely anti-tariff. It is true, that, at present, many of the old manufacturing establishments are in full operation and doing a fair business—but not many new ones are making, and we do know that a large number of the manufacturers are looking to a stoppage of their wheels, at a future day—especially the makers of iron, unless in a greatly reduced price for wages. Present prospects may be changed. A thorough "reform" in England would do much to help us. If the working people there lived as ours do live, and, we hope, always will live, we should not feel alarmed at the idea of making liberal exchanges with them. But God forbid that the freemen of the United States shall be reduced to puppets, to uphold the theory of "free trade"—which, when the term is used by Englishmen, as supported by their practice, is as superlatively impudent as scandalously false. It is as if *Neil Gwynn*, of the St. Charles, or *Mother Jordan*, of the present 4th William, of England (fruitful mothers of

dukes and other lords—"Corinthian capitals of society!") had lectured boarding school misses, not yet in their teens, on the beauties of chastity!

**THE TARIFF LAW.** It seems that "the enemy" has been put "at fault" by the treasury construction which follows:

A sample of goods made of doubled and twisted worsted yarn, manufactured into a stout twilled cloth, resembling kersey, having been forwarded to the comptroller of the treasury for his decision as to what rate of duty it should bear, the following decision has been received.

*Treasury department, comptroller's office, June 17, 1833.*

Sir: I have received your letter of the 4th inst. enclosing one from the public appraisers, accompanied by a sample of a coarse article with black stripes in it, said to be composed entirely of worsted yarn, in relation to the duty payable on which, a question, it appears, has arisen. Every since worsted stuff goods have, by law, been placed at a lower rate of duty than other manufactures of wool, it has uniformly been decided that the term was to be considered as embracing only such articles as had in the known commercial sense, and in the usage of trade, acquired the distinct appellation of worsted stuff goods—namely, bombazines, calmancoes, woolbores, shalloons, &c.

I do not consider the article in question, as coming under that denomination. Respectfully,

JOS. ANKERSON, *comptroller.*

James N. Barker, esq.

The treasury constructions have caused a good deal of grumbling among certain importers. Take the following as a specimen:

*From the Journal of Commerce.*

I am satisfied, Messrs. Editors, that the importing merchants in the United States will feel much obliged to the treasury department, as soon as it is positively known that they have finished changing the construction of the tariff acts. Every week we hear of some new decision, some new construction, and some new interpretation of the intentions of congress, keeping the mercantile community, or those immediately interested, in a state of agitation and uncertainty, as to the rate of duty on any particular article. I presume every one is aware, that the treasury department can only interpret the law and the intent of the framers; consequently when congress declares that after a certain period certain articles shall pay such rates of duty as they may deem proper, and some time after the treasury department decides that articles hitherto classed under a different rate, were intended by congress to come under a per centage of duty more favorable than they were previously, I do contend, that the benefit of a reduction of duty should extend to these articles from the time of the approval or passage of the acts of congress making those reductions, and not from the date of the treasury circular, some 6 or 8 months after announcing that the department has decided it was the intent of congress that the articles were to be admitted to entry at a different rate of duty than heretofore, which may be some 15 or 30 per cent. less than the importers had been paying from the passage of the acts until the date of a treasury circular with different instructions.

A recent circular from the treasury decides that under the tariff act of 14th July, 1832, which was to go into effect after the 4th March, 1833, linen cambrics and hankkerchiefs shall pay but 15 per cent. duty, instead of 25 per cent. which has until some time last month been charged on the article. Why was this construction not given in time, in order that this description of goods might be placed in the custom house stores prior to the 4th of March, for the return duty? Or why will not the department give orders at this time to the collectors to have a return duty allowed? I had on hand (and have now) before the 4th March, a large lot of linen cambrics which the treasury has decided were honestly entitled to a reduction of 10 per cent. duty; yet as each decision was not made till after the time prescribed for depositing merchandise for return duty within the custom house stores, I am to be debarred of the actual intentions of congress. Pray, whose fault was it? Surely not mine; and yet I must suffer for it, as my neighbor can now import the article, and by reason of paying a less duty, considerably under sell me. Under all these circumstances, I cannot but believe that the collectors will be instructed to refund the difference of duty on this and such other articles as were entitled to a reduction on the 4th March, but owing to a delay in fixing the construction of the law, were not deposited in the custom house stores at that time. PEARL STREET.

**COFFEE.** We have seen an elaborate calculation published to prove that the annual consumption of coffee in the United States is *ninety-one millions of pounds a year.* The maker of this calculation, probably, has a considerable quantity of the article—on hand!

Official documents should be preferred—when to be obtained! It is true, they do not, in all cases, present perfect facts; but they are the best evidences that can be offered; and, in the instance before us, must be regarded as pretty close approximations to the "whole truth." The treasury tables for the three last years are the following aggregates:

	Imported—lbs.	Exported—lbs.
1830	51,458,258	13,124,561
1831	81,757,356	6,056,629
1832	91,722,329	55,251,158
	224,937,943	74,432,348
Deduct exports	74,432,348	
	150,505,595	

Average 53,178,538½

And so the actual annual consumption is 50 millions of pounds, or 31 millions less than the calculated consumption.

But—it may be said that great allowances should be made because of smuggling. Some small parcels were smuggled when the duty was 5 cents per lb.—but the quantity was not then large. In 1831 the duty was only two cents, in 1832, reduced to one cent, and now no duty is payable. In 1831 and 1832, the inducement to smuggle was not equal to the risk, and the amount illegally introduced had no sensible effect on the quantity consumed. We therefore think that from 50 to 55 millions of pounds is fully equal to the consumption of the United States.

It may be well here to remark, that the duty on coffee has not had any seeming effect on its price—and, of course, no great influence over its consumption. In 1830, '31 and '32, the duty was 5 cents, and the average price 27 cents; but in 1829, '30, the duty being the same, the average price was 12½ cents. In 1831, the duty being two cents, the price was 12½ cents; in July 1832, duty one cent, price 13 cents; at present, July 1833, *free of duty*, and the average price of all the qualities about 13 cents. So that now, when there is no duty, the price is ½ cent per lb. more than it was in 1829, '30, when the duty was 5 cents.

"FREE TRADE!" We have omitted to mention, that, on the 14th ult. earl Fitzwilliam offered a resolution in the British house of lords, with a view of modifying the *CORN LAWS*, which was taken up, and *negatively without a division.* So much for "reform!"—and to "relieve commerce of its shackles!"

But some *free trade* is going on. Jonathan smuggles a few hundred dollars worth of tobacco into Ireland, in return for the millions worth of English goods which John Bull smuggles through the American *custom-houses*, and otherwise; and it is said, that British cotton lace to the value of more than a million of pounds sterling, is smuggled into France—and a million's worth of French silks smuggled into England. Here is the "*quid pro quo.*"

**VALUABLE IMPORTATIONS!** It has too often happened, that, just after the arrival at this port of a ship laden with passengers from Germany, many of our citizens were worried into an ill-humor by the *streams of beggars* which beset them. Twenty, or more, have often applied to us, in one day, for pecuniary aid—which, though quite as much accustomed to furnish as any of our neighbors, has been universally refused in such cases, as a protest against the practice, and because of a serious belief that the encouragement of it, in one instance, was the fruitful parent of others, holding out inducements for fresh cargoes of beggars. For we have known several cases in which persons were seeking charity, from house to house, in regular succession, who had on hand considerable quantities of gold!—and are clearly of opinion, that the success of one party of such degraded and ungenerous beings, has invited others into the same vicious conduct. But in the last week there arrived in Baltimore 800 or 1,000 Germans—healthy and clean and well clothed persons, evidently of the laboring classes, but manifestly sober and decent and industrious individuals. It is not easy to place a money-value on such emigrants. These are men and women to "make the wilderness blossom as the rose," being generally in the prime of life—and they will make

rapid additions, and, in a geometrical ratio, to the population and wealth of our country—to which we bid them a hearty welcome.

A powerful emigration is going on from Germany—and, in the present year, we are told that it consists of the valuable classes, of which those present are specimens. We have received several cargoes of passengers in the present week—and others are expected.

**PRODUCTION OF SUGAR.** Louisiana has a soil sufficient, south of 30 deg. 40 min. north latitude, to yield 300,000 hogheads of sugar, of 1,000 lbs. each, and (of course) 40 gallons molasses to each hoghead. Were seasons regular, as much may be produced in South Carolina, the Florida, Alabama and Georgia, and ere long the south west may furnish 500,000 or 600,000 hogheads. But whilst rice and cotton command more remunerating prices, this estimate cannot be realized. We speak only of capability.

Supposing us to extract from a suitable soil half a million of hogheads at five and a half cents per pound, they would yield \$27,500,000; two-fifths to be deducted for cost of production. Then add the amount of forty gallons molasses per hoghead, or 2,000,000 gallons, at twenty-three cents per gallon—\$460,000.

As it is, the exports of Louisiana produce, of all kinds, exceed those of South Carolina, who boasts of her eight millions. Let us labor, then, to develop our resources.

Sugar is now very scarce in this market, and in great demand. [V. O. Bulletin.

**NAPPING HATS BY STEAM.** The invention of man appears to have no bounds, since Fulton discovered the utility, and applied to the purposes of navigation the power of steam, the improvements that have been made in the arts and sciences are almost incredible. We stepped into a hat manufactory a few days since, and were surprised and gratified to see in successful and admirable operation a new patent machine for napping hats, carried on by steam. The beauty and superiority of the work is admitted by all who examine it. On inquiring wherefore hats napped in this manner are preferable to others, we were informed that it required extremely hot water to bring the article to perfection, and that this is accomplished much better through the agency of steam than in any other manner, it having been ascertained that steam applied in this way is five times as hot as boiling water. [Philad. Inq.

**THE DRY ROT.** The Hudson frigate, which was built in 1826, and which has made but one cruise, is decayed to such an extent that she is not worth repairing.

The discovery and adoption of a cheap, safe and efficacious preventive of rot, would save millions to both England and the United States.

**THE RAIL ROAD AND THE CANAL.** The Frederick Herald of Saturday, furnishes the following interesting information:

Pursuant to a previous agreement, the presidents of the two great companies, respectively accompanied by a committee of the directors, assembled in this city on Wednesday last, for the purpose of carrying into effect the arrangement entered into some time since for the passage of the rail road around the Point of Rocks, &c. and it gives us great pleasure to state that the best possible feelings prevailed on the occasion, both parties manifesting a desire heartily to co-operate to promote mutual interests. The arrangements which have been entered into have not been fully communicated to us; but we have been assured that all obstacles which heretofore prevented the prosecution of the works have been removed beyond the possibility of collision. Sincerely do we congratulate the public upon this desirable result, and hope that the liberal spirit which has been manifested, may add to the energies of both companies, and that all private feelings may be merged in a desire to promote the public good.

**UTICA AND SCHENECTADY RAIL ROAD.** The following are the sums subscribed at the respective places at which the books were opened for the capital stock of this com-

pany. The aggregate exceeds, it will be perceived, fourteen millions of dollars:

New York	\$5,276,000
Albany	3,257,100
Utica	4,300,000
Schenectady	1,541,500
	\$14,374,600

[The capital of the company is only two millions.]

**BOSTON.** Three rail roads are now making from this city, and will, very soon, be completed—to wit:

To Providence 40 miles; to Worcester 43 miles; to Lowell 25 miles.

These roads pass through or lead to certain of the most populous and important parts of the state; and may be regarded as mighty labor-saving machines.

**PASSENGERS.** On Sunday evening and on Monday, no less than 1,222 passengers arrived from foreign ports, at the New York quarantine ground.

**THE MISSIONARIES.** The return of Messrs. Worcester and Butler, by the governor of Georgia, appears likely to create much excitement in that state, and to become a leading question in the ensuing contest for governor, on the part of the "Troup republicans" against the other republicans.

**AMERICAN NANKEEN.** We have before us a beautiful specimen of American nankeen, made from nankeen colored cotton, raised by Mr. Forsyth, of Georgia. The nankeen cotton was first raised in the south, eight or ten years ago, but was not then thought much of—as is the case with all new articles, it was with difficulty that persons could be found to try it. Mr. Forsyth has persevered until he has been able to induce the manufacturers to work up the raw material, and thus bring the article fairly into market. The specimen before us, a piece of seven yards, is really beautiful; somewhat darker colored than the India article, and much superior to the miserable imitations from the English loom and dye shops. It being of the natural color of the cotton, it does not fade by wear and washing; and we are informed that Mr. Forsyth thinks the strongest mineral acids will not extract the color. This may be correct, but all vegetable colors disappear under the action of chlorine—and we shall take an early opportunity to test the fastness of the color of this article by the use of the chlorine, and other chemical agents. Mr. Nathaniel F. Williams, merchant of this city, agent for the sale of the nankeen, to whom we are indebted for an opportunity of examining it, informs us that a friend of his had accidentally got a large spot of ink on a new pair of pantaloons, which he considered had spoiled them. Mr. W. advised him to apply a little lemon juice and salt to the spot, and expose it to the sun, which was done, the ink extracted, and the color of the cloth remained unchanged.

We have thought it important to the interests of the southern cotton planters, that a knowledge of the value of this nankeen cotton cloth should be disseminated, as the manufacture of nankeen will add to the consumption of the raw material. No one will ever wear the imitated article when they can get the genuine one. The color of the common imported nankeen disappears on the first washing, and clothes made of it are, therefore, very soon laid aside. We recommend a trial of this nankeen, and also the culture of the cotton, as an important object of attention to our southern friends. [Am. Farmer.

It is an objection to this valuable product of our fields and workshops, that it has the same width, and is otherwise put up in imitation of the Chinese article—because that the width and length of the pieces are unfriendly to an economical use of the goods; but we join the "Farmer" in expressing a decided opinion that the American nankeen is very superior even to the best Chinese, for firmness of texture and durability of color.

We have accidentally learned that, when certain contracts shall have expired, the American nankeens will be made of the cassimere woad; and, we hope, sold by the yard, like other goods, instead of the piece—rendering its use more economical to consumers, without interfer-

ing with the profits of producers, but greatly increase their sales.

**LAW—Infancy.** A person recently was brought to trial in New York for an amount of \$154 59, for goods bought by him to supply his own business as a grocer, and pleaded "infancy" as a bar to recovery!

The judge charged the jury—"That it was a fraud for a person who had the appearance of an adult to commence business and then set up infancy in payment of his debt; yet so was the law if he was an infant. The proof being conclusive as to the fact of infancy, notwithstanding his large whiskers, the jury found a verdict for the defendant."

**"RANDOLPHIANA."** A series of sprightly articles have appeared in the "New York American," detailing conversations with the late Mr. Randolph, intermixed with several brief letters from him to the writer—who was on quite easy terms, as it would appear, with that extraordinary man.

Some of the matters of fact stated in the *Randolphiana* have been contested—on which the "American" pointedly says:

"In reference to the contradictions, we feel called upon to say, that if there is any inaccuracy or misstatement, it lies not at the door of the writer of the numbers. What he delivers he received: we vouch for his veracity, as in the first number we promised. For that of Mr. Randolph we do not assume, and certainly do not feel called upon to vouch, nor in any way to defend the probability or consistency of his sayings and doings."

From the *National Gazette*. The Lynchburg Virginian asks if it be possible that John Randolph, of Roanoke, fraternized with "the great bug-bear federalist," the editor of the *National Gazette*? Mr. Randolph was intimately connected with greater bug-bears of the kind, during the war with Great Britain. He was of the "Royal George" mess at Georgetown; gave Rufus King a preference over all other politicians; lived and acted with Hanson and Grosvenor, and fraternized, almost exclusively, with the principal adversaries of the administration. His speeches against the war were received and reprinted in Great Britain as the strongest testimony in her favor. Mr. Stevens, the author of *War in Disguise*, edited one of them on that account, &c.

[33]—The less that is said about the "democracy" of Mr. Randolph—the better for his memory. There was no more democracy in his practice than "Tippoo Sultan" displayed; he was as haughty as "the proud duke of Somerset," who felt his dignity insulted because that his wife playfully touched his cheek with her fan.

**REFORM.** The Dover (N. H.) Enquirer states that Joseph Hammons, lately a representative in congress, has received the appointment of postmaster at Dover, in room of B. H. Palmer, "Nortwized." The most exceptionable feature of this appointment is, that Mr. Hammons is not a resident of Dover, but of Farmington, and has not yet, owing to indispotion, been able to return to his own state from the seat of the general government. He has entered on the duties of his office, however, though absent, by deputy. [Nat. Int.]

**MAINE.** From the *Boston Mercantile Journal*. On the 19th ult. at Bangor, the public sale of six townships of the commonwealth's land in Maine, took place according to advertisement. Our correspondent, under date of that day, says—"There has been an immense concourse of people from all quarters, and the sale was conducted with great interest. The result was as follows:

Choice. No.	Acre.	Pr. acre.
1st	3, 4th range, W. branch	22,080 \$3 56
2d	W. on Moosehead lake	13,588 3 16½
3d	3, 3d range, W. branch	22,080 3 07
4th	A. 2d range	11,165 3 13½
5th	B. 2d range	22,080 3 40½
6th	(to be selected this day)	5 81½

All purchased by Mr. Ralph Huntington, of this city. Amount of sales—1. \$78,604 80; 2. \$43,617 48; 3. \$67,785 60; 4. \$35,002 37; 5. \$75,182 40. Total of five townships, \$299,402 75.

**DEAF AND DUMB.** The report of the *American asylum for the deaf and dumb*, at Hartford, (Conn.) has lately been published. We learn from it, that the present number of pupils is 130; those who have left the asylum 216; total number of pupils from the foundation, 446. Of these, 111 have been supported by their friends, the rest by the states of New England, except Rhode Island. The report states furthermore, that the directors being convinced that the body and the heart, as well as the intellect of the young require a systematic training, as early as 1822 opened a workshop for the scholars, and adopted such other plans as they thought conducive to the great objects of education. The result has been, as they observed, that they "have found bodily activity and soundness of health promoted by labor; that induces confidence in their own powers, independent of character, cheerfulness in study, and hope in overcoming difficulties. It keeps youth from contracting idle habits while at school; and diminishes their exposure to temptation."

**BOSTON.** Officers of the ancient and honorable artillery company, chosen on the 3d June:

Col. Edward G. Prescott, captain.  
 Capt. Robert C. Winthrop, 1st lieutenant.  
 Lieut. col. Peter Dunbar, 2d "  
 Mj. Lewis Dennis, adjutant.  
 Ensign Charles A. Macomber, 1st sergeant.  
 Capt. George W. Cram, 2d "  
 Capt. Joseph B. Towle, 3d "  
 Capt. Thomas C. Hollis, 4th "  
 Major Charles Sanderson, 5th "  
 Capt. William R. Stacy, 6th "  
 Col. Benjamin Loring, treasurer.  
 George H. Whitman, esq. clerk.  
 Mr. Josiah W. Homes, armorer.  
 Major J. L. White, assistant do.

[This company has been well called "the soul of the soldiery"—and has sent to and received from the field of battle, some thousands of members. It is kept up, in all its old spirit—its ancient pride of patriotism, and glorious devotion to "liberty and law,"—not in "leviety," but in action.

**DICKINSON COLLEGE.** Under an arrangement made with the full consent of the present board of trustees of Dickinson college, at Carlisle, Pa. the buildings, land, library, apparatus and other property of that institution, have been transferred to a joint committee of the Baltimore and Philadelphia conferences of the Methodist Episcopal church, acting in behalf of those bodies. This transfer has been made, from a laudable desire on the part of the present trustees, to place the college again in a flourishing situation, and with a belief and confidence that, in the hands of the Methodist society, it may be made eminently serviceable in promoting the cause of education and literature generally. By a joint committee a new board of trustees, consisting of Methodist ministers, Methodist laymen, and gentlemen not members of the society, in equal numbers, met at Carlisle to organize on Thursday, the 6th of June. Those appointed on behalf of the Philadelphia conference were—

Rev. Samuel Harvey, rev. Jos. Lybrand, rev. Charles Finnan, rev. Joseph Holdich, Dr. M. Anderson, J. B. Longacre, esq. Richard Benson, esq. John Davis, esq. John Phillips, esq. John A. Antee, esq. Thomas A. Hudd, esq. Benjamin Mathias, esq. Samuel Parker, esq. Dr. J. Higgins, — Hicks, esq. Dr. J. Roberts.

Baltimore conference, as far as heard from.  
 Rev. S. G. Rosel, rev. Jacob Guest, Dr. Samuel Baker, Dr. Theodore Myers, Charles Warfield, esq. John Phillips, esq. Wm. M. Biddle, esq. rev. Alfred Griffith, Dr. Thos. Bond, Dr. Thos. Sewell, Dr. Ira Day, John P. Dulaney, James Dunlop, esq. Charles McClure, esq.

Both committees also joined unanimously in the nomination of the hon. John McLean and bishop Emory as ex officio members of the board.

Arrangements will be immediately made by the new board for re-opening the college under the direction of able and experienced professors, and on a basis which will ensure the permanent usefulness of the institution. [Carlisle Herald.]

**WHEELING.** In copying an article from some other paper, we carelessly accepted a statement that the population of this thrifty and rapidly growing town was about 3,500. It is about twice that amount now—being 5,211 in 1830.

**THE GREAT BAPT ON RED RIVER.** We understand that an official communication has just been received at this place from capt. Shreve, the enterprising agent of

the government for removing obstructions to navigation from the Mississippi and some of its important tributaries, stating that, within the space of twenty-six days, he had succeeded in removing twenty-six miles of the great raft on the Red River. Captain S. entertains the hope of being able to extend steam boat navigation up that river, 80 miles, before the close of the present season; and expresses great confidence in his ability, with the means at his control, aided by a moderate sum, to remove the entire raft within a short time. [*Washington Globe.*]

[A later account says that sixty miles of the raft had been cleared, at the expense of only about \$14,000, and a perfectly good navigation made so far. It was believed that the whole work might be soon completed.]

**NEW YORK STANDARD.** From the *Penny-vanian*. We find the following droll announcement in a copy of the *New York Standard* sent us by a friend.

The friends of the *New York Standard* are informed that its publication will be discontinued after the 30th instant. The subscriber does not feel called upon for reasons.  
JOHN I. MUMFORD.

June 14th, 1833.

**Yet further!** The following strange article is from the "Standard" of Monday last—

"I do not yet see cause to regret or alter my notice, of the 14th inst. I have served my party faithfully and devoted myself in all honor to private friends; and shall regret to be compelled, like Samson, to bear away the pillars and involve myself with others, who may force me to the act, in a common ruin. It was and is still improper for me to give the reasons for this determination in regard to an establishment which now yields \$11,000 per annum clear profit; but they who know me know full well that I will not see the Standard perish without a struggle, nor ever see it pass into the hands of the enemy. I HOLD THE POWER, AND I WILL EXERT IT to right the party and myself."  
JOHN I. MUMFORD.

June 24, 1833.

**Another notice.** From the *New York Standard* of the 25th inst. "The causes which induced the notice of the 14th instant, announcing the intended discontinuance of the STANDARD, have so far ceased to operate as to enable us to state to the friends of the paper that it will not be discontinued, but will be carried on with increased efficiency. We are gratified to be able to announce this fact."

**THE LONGITUDE DISCOVERY.** We find, by a communication in the *Cincinnati Republican*, that the longitude is at length discovered. Captain Benjamin Jones Shain, of Cincinnati, a native of Delaware, has constructed a mathematical figure, from which he says that he can ascertain a ship's longitude at sea, by first having the latitude, the bearings of an object, and the assistance of some nautical tables.

**POST OFFICE WIT.** A few days since we received the following epistle, according to the rules of the post office department, "in such cases made and provided"—

Dover, N. H. post office, 14th June, 1833.

Sir—Pursuant to an instruction of the postmaster general of the United States, I have to inform you that the "*New Bedford Gazette*," addressed to the N. H. Palladium, is not taken up, but remains dead in this office. I am, respectfully, your most obedient servant,

B. F. GURRY, assistant P. M.

"Reason—The Palladium ceased publication in August last—the publisher is since dead—his wife is dead, and it is a dead concern altogether." [*N. Bed. Gaz.*]

**UNITED STATES DEBTORS.** It may be a friendly service to those who were indebted to the United States previously to the 1st of January, 1831, and who are unable to pay the same, to remind them that the acts of congress for their relief will expire in the month of March next; and as the proofs and exhibits in such cases usually require much time in their preparation and arrangement, it may be expedient for them to give early attention to the subject, lest by casualty or the pressure of other con-

cerns, the opportunity of relief may be lost by procrastination.

**THE EDITORIAL PLURAL UNIT.** As the following passage from the prefatory note to the *Miscellany* is very short, we shall transcribe it, although *Pascal's* hit at editors will probably naturally give the greatest umbrage to those to whom the satire is the most applicable:

"We have heard it intimated that there is something of ostentation or egotism in the use of this said plural unit, which is confined to monarchs and editors; but we conceive the reverse to be the fact, and we shall advance in defence of the practice, the authority of a celebrated satirist. *Pascal* ridiculed those egotists who said 'my book,' 'my commentary,' 'my history'; and observed, that to say 'our book,' 'our commentary,' 'our history,' would be much better, since there is in them much more of other people's than their own."

**CATHOLICISM IN THE UNITED STATES.** From the *Memoirs of American Missionaries*, published by *Pierce & Parker*, under direction of the Andover society of inquiry, we learn that the Roman Catholic population of this country is estimated at 800,000, the number of congregations at 784. There are ten dioceses, or bishoprics; an archbishop resides at Baltimore.

The Boston diocese comprises all New England, but only a Catholic population of 30,000 (half of which are in Boston and vicinity) 18 priests and 23 congregations. Of the latter 6 are in Maine and 9 in Massachusetts.

"Here are eight or ten colleges, besides many academies and other literary institutions, entirely under the control of the Catholics; as many theological seminaries; and more than twice that number of convents or nunneries."

"In Baltimore they have several charity schools; St. Mary's free school and orphan's asylums, where the children of the poor and orphans are early brought under their influence. Several hundred children are in these schools, which are under the direction of the sisters of charity."

St. Mary's college, also in this city, has a theological department, and eight of the nineteen instructors are ecclesiastics. The course requires seven years. The library contains 10,000 volumes. Students, 150.

At Georgetown, D. C. is a jesuit college with the same number of students, 20 instructors and 8,000 volumes in the library. There is a college at Mobile, at New Orleans and Jackson, in Louisiana; one at Bardstown, (Ky.) with 150 students; one at Cincinnati; two in the St. Louis district, including one with 160 students in that city. The most splendid cathedrals are in St. Louis, Mobile and Baltimore. The latter city is styled the *Rome of the United States*. It contains 20,000 Catholics, five splendid edifices, a public Catholic property of a million of dollars, and a convent, and a nunnery for blacks, besides the college. The cathedral is the most magnificent and largest temple in the union, having cost over \$300,000, exclusive of ornaments, &c. The ground plan is 190 by 117 feet, diameter of the dome 77, and height 116 feet; two towers, at each wing, 120 feet high. The congregation numbers 6,000, and is the same with whom Carroll worshipped. There are 67 priests in this diocese, besides those connected with seminaries, of which there are 14 in all. In the Cincinnati district the Catholics are said to be "rapidly increasing." In the St. Louis and New Orleans districts are more than 100 priests.

[*Boston Mer. Journal.*]

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**BRIEF NOTICES.**

A second instance has happened at Albany of the dismissal of one Mrs. Bradstreet's suit, because the jury could not agree. This lady claims a considerable portion of the city of Utica.

A Scotch paper notices an old woman living at Glasgow, who is 130 years of age. She never took a doctor's drug in all her life, nor was a lancet ever applied to her frame. She is perfectly free of affection of the chest, and, during the last century does not exceed 70. Her grandfather died at the age of 123, and her father died in the 120th year of his age.

The oldest member of congress now living is *Paize Wingo*, of Stratham, N. H. He was of the first congress, held in New

Only one is yet built.

York, under gen. Washington's administration—is the eldest living on the Harvard college catalogue, having graduated in 1750—75 years. He married a sister of col. Pickens, whom he buried a few years since. He still superintends his farm, at the age of 95 years, is an old school gentleman, and wears his revolution hat and flannel.

Some of the friends of Mr. Purkin, ex sheriff of London, but now a resident of New York, got up a commission to inquire into his sanity, and so prevent the waste of his property—for he had lately given himself into many law suits and difficulties of an extraordinary character. Mr. P. pleads his own case, and convinced the jury that he was not insane. He seems subject to "an ungovernable temper."

Yet another bad fire has happened in the little city of Raleigh, and the loss of property was large.

The defalcation of Edwin R. Harford, late cashier of the Darien bank at Macon, Georgia, has already been mentioned. The Middleburg recorder states, that he has been used and convicted on the charge of embezzlement, and sentenced to the penitentiary for six years.

Very many passengers from foreign countries are now arriving at Baltimore, &c.

The editor of the Wyoming Herald, thus notices the copper mine recently discovered in Luzerne county.

"The mine is opened about twenty yards in length, and four feet thick; the ore is imbedded in graywacke, and in appearance is very extensive. A specimen of the ore, and also of the copper made from it, was a few days since shown to us, and we were assured that the yield is fifty per cent. If so, it is of itself 'a mine of wealth,' and will add much to the universal resources of the county, already rich in minerals, and all it wants to convert it into the solid metal is 'capital.'"

At a public sale of real estate in the city of Boston, a few days since, the ground belonging to the late Daniel D. Rogers, containing 18,300 square feet, bounding 119 feet on Beacon street, 202 feet 6 inches on Mount Vernon street, 92 feet on the adjoining estate north, and 168 feet 4 inches on Bowdoin street, was sold in lots, for the aggregate sum of \$63,983 45.

Large quantities of specie are arriving in the United States from Mexico.

The locomotive for the Saratoga rail road will soon be in operation, when a large party will leave New York in the morning steambath, and take tea at Saratoga springs before sunset, a distance of about 180 miles.

A newspaper to be called the "Moderator" is to be published at Washington, by W. E. Collier, to support John McLean of Ohio, as the next president of the United States.

The capital stock, and deposits and other funds on hand, in the Maryland Savings Institution, on the 1st June, amounted to the large sum of \$1,291,195 46.

A branch of the Baltimore and Ohio rail road has been extended through the city of Frederick, and was first used on the 24th instant.

The two sphynxes lately discovered near the station of Memphis, among the ruins of ancient Thebes, have been purchased by the Russian government for 64,000 roubles. The expense of their transport to St. Petersburg will amount to 98,000 roubles.

These sphynxes are destined to adorn the Russian capital, where they will be placed on pedestals.

The life of lord Foley, recently deceased, was insured for £30,000 sterling. It is said that this is the severest blow which the London life insurance companies have experienced since the death of the elder members of the present royal family. The affairs of lord Foley being greatly embarrassed, it is probable the insurance was effected for account of his creditors.

Early this spring, a farmer who lives on Long Island, in preparing a piece of new ground for cultivation, discovered under an old stump, a great number of our common black snakes, who appeared to be in a torpid state. On being exposed to the warmth of the sun, they were roused and endeavored to make their escape, but were overtaken by the laborers employed in the field and killed. After the frolic was over, they numbered the slain, and found them to exceed four hundred and fifty.

[N. Y. Post.]

Robert J. Turnbull, esq. a distinguished writer in favor of nullification, died at Charleston on the 14th inst. of the "cotton fever." He was a man of much industry and talents, and one of the chiefs of the party.

The Belfast (Ireland) Whig of the 9th inst. contains the following:  
"Lord Grenville, now very old, is seriously indisposed. On his death, the secret respecting the author of 'Junius's letters,' will be disclosed—his lordship having long been in possession of it. The documents are at Stow, the seat of the duke of Buckingham, who is also ill."

The only important thing in this "secret" is that it has been so long and so well kept. It is no matter who was the author of 'Junius.'

Great deposits of marl have been recently discovered in Virginia and Maryland.

It is stated that col. WILLIAM DRAYTON, of South Carolina, is about to abandon his native state, because of the unceasing

hostility of his political opponents. Judge Smith left it, on the same account—and hundreds of the most valuable and enterprising of its citizens have sought peace in Alabama, and elsewhere.

New Bedford, which has a population of only about 19,000 persons, is the fourth port in respect to tonnage. Thus—Dec. 31, 1831,

	Permanently registered.	Total.
New York	104,439	286,438
Boston	91,075	138,174
Philadelphia	46,290	79,596
New Bedford	52,710	64,649
Baltimore	24,374	43,983

#### FOREIGN NEWS.

From Paris papers to the 16th May inclusive.

##### FRANCE.

The duchess of Berri has named her illustrious baby Anna Maria Rosalie, and insists that she has a husband, count Hector de Luchet Sadi, second son of the viceroy of Sicily—which some believe, and some do not, is the father of her child. She was about to be sent to Palermo. She is said to have expressed a wish to be sent to America, supposing that her family will not receive her kindly.

##### HOLLAND AND BELGIUM.

The state of affairs between these Kingdoms is rather warlike—but neither dare fight without leave.

##### SPAIN.

A letter of the 5th of May, from Tarragona, mentions an insurrection among the country people about Reus, three leagues from that town, occasioned by the instigation of the monks. Several villages had united and taken up arms. Their banner bore the inscription—"long live Charles V. and death to the queen!" Of all the villages, Alfargo and Perolida, have displayed the greatest violence.

But the queen is reported to be again pregnant, to the great annoyance of the Carlists, and yet may have a male baby for a king!

##### PORTUGAL.

Letters from Lisbon state that the Miguelite army is constantly diminishing in consequence of desertions, and that the squadron destined for Oporto is detained in the Lisbon roads, being unable to leave for want of sailors. Arrests are continually taking place, and there are now more than fifteen thousand prisoners of state, shut up in the neighboring prisons. Numbers of these unhappy people daily perish by hunger.

##### RUSSIA.

A letter from St. Petersburg, dated 25th April, states, that gen. Orloff has been ordered to proceed to Constantinople to take command of the Russian land and sea troops there, and has been accredited also as extraordinary ambassador. Hence it has been naturally concluded that the war will be continued. All the numerous disposable regiments were concentrated on the Turkish boundaries. Prince Fuckerwitsch has prepared a plan of military operations against Ibrahim.

A conscription of troops has been ordered in Poland—four out of every 1,000 inhabitants of the district.

##### TURKEY AND EGYPT.

The intelligence from Constantinople is six days later than before received, extending to the 23d of April. The Augsburg Gazette of the 15th of May gives the following, of that date, as received by express from Constantinople:

"The negotiations with Ibrahim pacha are broken off, and preparations are making here to resume hostilities. Ibrahim pacha has received orders from his father not to renounce Adana, and he refuses to evacuate Natolin, until the sultan shall have made this concession. But the latter refuses to comply with the demand of the Egyptians, and has declared, that having given sufficient proof of his forbearance, he retracts all his former concessions. Thus the sultan regards as null and void the proposals made to effect an arrangement, after the arrival of the auxiliary army from Russia. He wholly relies on this power, contrary to the expectations of admiral Roussin. It was supposed by many that the portie only negotiated to gain time; this opinion, however, appears not to have been entertained at head quarters at Koniah, or by the French embassy.

"It will now be a cause of regret to the Egyptians that the real intentions of the portie were not ascertained sooner; for Ibrahim will scarcely venture to attack the Russian camp, and in case of a further loss of time, he will find it difficult to maintain his ground. The main army of the Russians will reach Constantinople about May 15th, and will, it is said, immediately commence offensive operations. The most intimate friendship now prevails between the Russian and Turkish authorities, and every thing necessary. There are now 14,700 Russians in the camp at Scutari, and to-morrow they will be joined by 400 Turkish artillerymen. Russian officers have been sent to the Dardanelles to put the emities into a state of defence. Thus the war appears to begin again with new vigor. The capital enjoys perfect tranquillity, which, the presence of the Russians no doubt contributes greatly."

The above account is substantially confirmed by a letter of the same date, received at Vienna, which says—

"Ibrahim imperiously demands the cession of Adana and Tarsus, and threatens, not only to march salt Kintiah, but again to advance. The sultan somewhat reassured by the daily arrival of

the Russian troops, and encouraged by the avowal of the czar, avoids all new concessions, and gives himself up with the greatest confidence to the Russians. If then Ibrahim persists, we may expect a renewal of hostilities."

An insurrection took place in the island of Cyprus, favorable to Mehemet Ali, but the island soon returned under the dominion of the grand seigneur.

**MEXICO.**

The reported resignation of the presidency by Santa Anna is not true. He was inducted into office on the 16th of May, and in his speech to the congress declared—

"That the only and sacred object of his life has been to secure to the Mexicans the full enjoyment of those rights which constitute public felicity, to destroy the triple yoke of ignorance, tyranny and vice. That the moment for securing repose has arrived, and that he would never cease from seeking this result, which humanity and philosophy have promised from the last revolution. He declares that the exercise of the public power shall not be in his hands, the vital element of the prosperity of nations, shall receive the first care of his government, in order that the nation may be worthy of its elevated rank and prepare the factors. My political intercourse, he adds, with the nations that live in peace and harmony with us, is upon the basis of the most strict reciprocity—just, impartial and unalterable. Peace is a blessing to the human race, and shall be preserved so long as the national dignity permits."

**COTTON CROPS.**

The following interesting statistics are copied from the N. Y. Journal of Commerce:

States	Accounted for		Probable future receipts		Probable crop of this season		Last year's crop.	Previous year's crop.
	Same time last season	Same time this season	Same time last season	Same time this season	Same time last season	Same time this season		
Virginia	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
North Carolina	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
South Carolina	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
Georgia	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
Alabama	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
Florida	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
Mississippi	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
Louisiana	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
Texas	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
Arkansas	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
Missouri	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
Illinois	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
Ohio	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
Indiana	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
Kentucky	20,000	20,000	7,000	9,500	97,000	87,500	33,000	30,000
TOTAL	381,000	381,000	128,200	160,200	1,073,500	1,000,000	367,000	367,000

† Not accurately ascertained, may be a little more or a little less.  
‡ Probably.

**Methods of growth or export.**

**PROGRESS OF RECEIPTS, &c. OF COTTON COMPARED WITH THE LAST SEASON.**

In reading you the statement herewith, I vouch for the facts. As to the estimates, those who are able may judge of their correctness; and I am confident that the annual quantity of cotton will be not less than 1,000,000 bales, and probably not so much as 1,500,000. The unusually bad season of the roads, during the last winter, and in the spring, may have detained some 50 or 30,000 bales more in the interior than I have allowed.  
New York, 17th May, 1833.

**INVESTIGATOR.**

**AMERICAN IRON.**

Many of the readers of the REGISTER will recollect, that, when discussing the tariff question some time ago, we made some important explanations as to the different qualities of iron, and used certain pointed remarks, because that Mr. Hayne, of S. Carolina, and Mr. Tyler, of Virginia, had ignorantly adopted some scandalously false statements which had been made concerning the duties payable on iron, regard being had to the quality of the domestic and foreign article. It is not worth while to review the facts; but the truth is, that the British iron, which these gentlemen spoke of, as compared with American iron, to shew the "excessive" duty paid on the former to protect the manufacture of the latter, was, and is, altogether a different article—as different as serge cloths manufactured from old cloths, are from domestic cloths made out of the wool of "native" American sheep; as the following interesting article extracted from the (Philadelphia) "Pennsylvania" of the 25th ult. will shew:

*Interesting experiments on the tenacity of iron.* We witnessed on Thursday afternoon, in one of the apartments of the Franklin institute, a series of very interesting experiments on the tenacity of iron, conducted by Mr. Johnson, a scientific gentleman, attached to that establishment.

It seems that during the last few years, the frequency of steamboat explosions on the waters of the Mississippi, and the consequent destruction of life and property, have turned the attention of congress to the subject, with a view of arriving, by experiment, at some result calculated to abate the evil, so far as legislation can interfere in so valuable a purpose. Some years ago, a western member introduced a resolution, which passed congress, authorizing the secretary of the treasury to expend a stipulated amount in constructing machines to perform a series of experiments on the tenacity of iron, or other metals, used in the construction of steam boilers. A scientific gentleman of this city, was selected for the purpose; and a machine was constructed to conduct the experiments, which is now in successful operation in an upper apartment of the institute.

We learn from those qualified to judge, that this machine is far more complete than any thing of the like nature, either in England or France. The experiments made upon the tenacity of iron in both those countries, have been meagre and unsatisfactory, compared to what has already been achieved in this city.

It is impossible to convey to the reader any satisfactory description of the machine in question, which is a model for neatness, accuracy and despatch. It is constructed too, in such a way as to make experiments on the metals under any degree of temperature, from that of the atmosphere up to 500 degrees above zero in Fahrenheit. In this equal applicability of the apparatus to iron in a cold or warm state, it possesses a decided advantage over any experiments yet made either in this country or in Europe.

One of the most remarkable and interesting laws of nature, which have already grown out of these experiments, is the fact that the tenacity of good iron is increased by the application of a degree of heat under 400 or 450 degrees. The popular belief has been, that iron heated to that degree, is rendered less strong; or, in other words, its tenacity is impaired in a ratio equal to the heat applied. Such is now ascertained not to be the fact, within the limits of zero and 450 degrees.

On the occasion referred to we witnessed the experiments made on several bars of American iron, manufactured in different parts of the country. One bar, in particular, of Tennessee manufacture, was submitted both to the hot and cold process in succession, and it exhibited a tenacity equal to that of any iron manufactured in the country. To express it in scientific language, it ranged from 59,000 to 64,000 pounds to the square inch, increasing under a degree of heat varying from the atmosphere to 450 degrees; for the heat under 450 degrees gives it invariably a small additional tenacity.

On inquiry, we found that this iron was the manufacture of the Cumberland iron works, situated on the Cumberland river, 100 miles below Nashville, in Tennessee



—a large iron foundry, consisting of a rolling mill, two blast furnaces, two forges, &c. &c.

The records of a number of experiments on Juniata, Pittsburgh and other iron, were shown us, and, with some exceptions, the best Pennsylvania and Tennessee iron exhibit the same qualities. The iron of Connecticut is also remarkable for its tenacity, but we understood that New York iron had not yet been submitted to experiments. One remarkable fact we were made acquainted with. It is this: *the most ordinary American iron is equal to the best British—and the best American is equal and frequently superior to the best Swedish or Russian that can be imported.* These facts are encouraging to American science and art.

We understand that these interesting experiments are conducted in the afternoon of every Thursday and Saturday, and are open for the inspection of the lovers of science and the useful arts.

An extremely valuable report of these experiments is now preparing to be presented, through the secretary of the treasury, to the next congress.



**CURVED ROADS AND LOCOMOTIVES.**

The invention spoken of in the following communication, (says the Baltimore Gazette), is not a new principle—it is merely one of the combinations claimed to be invented by Mr. James Wright of Columbia in Pennsylvania, for the purpose of causing rail road cars to pass with equal facility on curved or straight roads, for which Mr. Wright obtained a patent in September, 1829. A vibrating axle was also necessarily a part of the invention of Mr. W. Winans, in the construction of carriage wheels of reduced friction, for which he obtained a patent in October, 1828. The right of Mr. Stevens might therefore be questioned if he were to obtain a patent for using a vibrating axle on a rail road car.

*From the United States Gazette.*

Mr. Editor—I was yesterday in crossing New Jersey, compelled to stop by the way and was so much gratified with the operation of a locomotive engine on the Camden and Amboy rail road, that I avail myself of your columns to make it known to the public.

This engine I understand is the second one completed for this company by Mr. Stevens, with improvements on the English engine imported by them. Six or seven more it is said will be added in a few weeks, when this species of power will be used on the road. This engine though only put up on Monday and never before worked on a road, yesterday ran from Amboy to Bordentown in the most admirable manner. The distance from Hightstown to Bordentown was performed at the rate of 18 miles an hour, the speed was occasionally increased to thirty miles and could evidently have been very much accelerated.

My object however is noticing it is to call public attention to an invention by which all difficulty from curvature in rail roads are overcome, and the advantage is so obvious, that one is astonished in looking at it that the idea has never before occurred to those interested in the subject. The difficulty from curves in the line of a rail road has arisen from the axle of the wheel of the carriage being stationary—their tendency to a direct line and the consequent increase of friction from the action and lateral pressure of the flanges of the wheel upon the edge of the rail. In carriages drawn by horses the draughts has a tendency to remove the difficulty by inclining the carriage to the direction of the line which is pursued by the horse. It was necessary to overcome it altogether to enable a carriage to run as free on a curve as on a straight line. By the improvement alluded to this desideratum is attained.

I am so mechanic but perhaps can make myself sufficiently explicit to be understood, the improvements consist simply in a axle in the axle of the carriage is so obvious, that one is astonished in looking at it that the idea has never before occurred to those interested in the subject. The difficulty from curves in the line of a rail road has arisen from the axle of the wheel of the carriage being stationary—their tendency to a direct line and the consequent increase of friction from the action and lateral pressure of the flanges of the wheel upon the edge of the rail. In carriages drawn by horses the draughts has a tendency to remove the difficulty by inclining the carriage to the direction of the line which is pursued by the horse. It was necessary to overcome it altogether to enable a carriage to run as free on a curve as on a straight line. By the improvement alluded to this desideratum is attained.

A FRIEND TO IMPROVEMENT.

June 12, 1853.

**BOSTON INSTITUTION FOR THE BLIND.**

Boston, June 1, 1853.

Hon. T. H. Perkins—

DEAR SIR: Mr. Prescott having laid before the trustees of the New England institution for the education of the blind, your proposal to convey to that corporation your estate in Pearl street, provided the sum of \$50,000 should be raised from other sources in the course of the month of May; they immediately proceeded to take measures to comply, if possible, with this condition, and thus secure to the institution the benefit of your munificent offer.

The undersigned were appointed a committee on the part of the board, to prepare a circular and solicit subscriptions. The period within which the sum required was to be raised has now expired, and the committee having performed the duty assigned them, beg leave to present you the following statement:

Amount of subscriptions in the city of	
Boston	\$33,310
Salem	1,150
New Bedford	1,600
Hartford, Conn.	1,300
Nett proceeds of ladies' fair, Boston	11,400
“ “ “ Salem	2,957
	<hr/>
	\$51,117

An additional amount has been subscribed in New Bedford, Springfield and Worcester, but as the subscription papers have not been returned, the committee are unable to state it precisely.

In laying before you, sir, this gratifying statement, we are enabled to have great pleasure in acknowledging the ready and efficient aid afforded them by their fellow citizens in general. They are under particular obligations to the committee of gentlemen who volunteered to take charge of the subscription paper, to whom the community is greatly indebted for their exertions. The proceeds of the ladies' fair amount to nearly a fourth part of the whole sum. Considerable as is this contribution, the manner in which it was obtained constitutes its highest value. The enthusiasm with which our whole population repaired to Faneuil hall on that occasion—the touching nature of the appeal—the associations of the place, and the propriety and good taste of the arrangements, combined to render the scene in a remarkable degree interesting and impressive.

These circumstances altogether, convey, sir, the most acceptable tribute we can think that can be offered you, since they furnish conclusive evidence that not only the inhabitants of Boston, but our fellow citizens of the neighboring towns, and of other states, enter fully into the motives which prompted you to this splendid act of beneficence.

The committee feel that they can add nothing to this unequivocal expression of public sentiment. They can only thank you in their own behalf, for the generous and liberal aid you have extended to this charity, and to urge you that they will endeavor to make such use of it as shall deserve the approbation of yourself and the community. Very respectfully, your obedient servants,

EDWARD BROOKS,  
JOHN D. FISHER,  
WM. F. MASON,  
WM. H. PERKINS, } committee of trustees.

Boston, June 8, 1853.

To Messrs. Edward Brooks, John D. Fisher, Wm. F. Mason, Wm. H. Prescott, a committee of the trustees of the New England institution for the education of the blind.

GENTLEMEN: I received your letter yesterday on the subject of the New England institution for the education of the blind, by which I am informed that upwards of fifty thousand dollars have been raised by the trustees in aid of that institution. In the confidence that this condition, annexed to the donation of my estate in Pearl street, would be met by the public in the month of May, I executed a deed of the estate and lodged it in the hands of the hon. William Prescott and William H. Garrison, esq., to be delivered when they were advised that the sum named had been subscribed; and who will deliver the deed to you upon application.

Hoping and believing that all the good anticipated by those who have subscribed to this interesting establishment may be realized, I am, gentlemen, respectfully, your obedient servant,  
T. H. PERKINS.

[The deed above referred to has been delivered to the trustees, and consequently the elegant edifice which has long been the residence of the liberal donor, is now the property of the institution.]

**DOCKING OF THE DELAWARE.**

From the Norfolk Herald.

The docking of the Delaware on the 74th spot, agreeably to previous notice, on Monday morning, [17th June] in the new dry dock at Gosport. The arrangements previously made were carried into effect with the utmost precision—no accident nor oversight caused a moment's delay; the huge floating caisson was accurately adjusted in the cradle of the dock, presenting a grand spectacle to the thousands of spectators who surrounded her. Presently the steam engine for pumping the water from the dock was set in motion, and the noble ship settled down till her keel rested on the blocks. Then commenced the work of applying props to either side, to preserve her level; and successive

rows of these were affixed as the water was drawn off, until at last she was left "dry as a stick," standing fast and upright in the position in which it was intended to place her, and fixed there by a giant hand. The operation consumed the remainder of the day, and yesterday the dock was literally dry.

This has this stupendous work been completed, and the anxious and interesting operation of applying it to its intended purpose happily accomplished, under the direction and superintendence of its scientific and skilful engineer, col. Baldwin, to whom too much credit cannot be given for his successful consummation of so arduous, responsible and difficult an undertaking. In viewing the work as it now appears, in its perfect state, the mind is excited to admiration by its magnitude and beauty; and the practical evidence which it presents of its great utility, will convince any one who has an idea of the expense of "heaving down" a seventy four, that however great the cost of this work may be, it is economy in the end. The Delaware was copped twelve years ago, but will require it again, we should judge, before she can go to sea. Some breaches have been made in her old copper (which appears to have not been of the best quality) through which that destructive enemy, the worm, has perforated her planks, and in several small places eaten its way entirely through them.

A vast concourse of spectators were present to witness this novel and interesting scene, of whom a large proportion were ladies, from Norfolk, Portsmouth, and the neighborhood country. We must do justice to the gallantry as well as science of col. Baldwin on this occasion; he had set apart the second story of the engine house, which commands a full and near view of the dock in front, and erected galleries, covered with sails and decorated with evergreens, on each side of the dock, for the exclusive accommodation of the ladies.

The doors of the hospitable mansion at commodore Horry's, commandant of the navy yard, were thrown open on the occasion, and the worthy commodore gave a hearty welcome to all who called to partake of the ample store of refreshments which he had provided for their entertainment.

As the ship passed into the dock, a salute was fired by the U. S. frigate *Juno*, (receiving ship) under the command of lieutenant Fitzhugh, which was anchored off the navy yard, and splendidly decorated with the flags of all nations. Commodore Rodgers and Morris, commissioners of the navy board, were present at and for some days previous to the docking of the Delaware.

It is to be regretted that the time announced in the papers for the docking, were anticipated, by which the great mass of visitors were disappointed in their ardent desire to see that part of the exhibition—though, in truth, there was nothing remarkable in it—nothing more than hauling a vessel into dock, which may be seen every day. We learn, however, that the circumstance was accidental; the tide served before the hour appointed for the ship to go in, and as we are told (though we knew it before) that "time and tide wait for no man." Our readers may be assured that the dock with the ship in it, as we said before, "high or dry," is much better worth seeing than the ship passing into the dock, or after she was docked, previous to pumping out the water.

Captain Henry E. Ballard, appointed to the command of the U. S. ship *Delaware*, arrived here yesterday morning in the steamboat *Columbus*, from Baltimore.

The *Delaware* is called a 74—but capable of throwing as great a weight of shot as a British ship rated at 100 guns. She is, however, much less than the *Pennsylvania*, and perhaps some others of our heavy ships.

From the Boston Atlas of 23d June.

DOCKING OF OLD IRONSIDES. That splendid structure, the dry dock at the navy yard at Charleston, commenced in June, 1837, and lately finished, was opened yesterday morning at 5 o'clock to receive the frigate *Constitution*. The veteran Isaac Hull had the command of the ship, and, with his speaking trumpet in hand, trod the deck, as well he might, with a proud spirit. On board the frigate, were the vice president, the secretary of the navy, the secretary of war, hon. Jos. B. Poinsett, of South Carolina, his excellency governor Lincoln, his honor the lieutenant-governor, and many distinguished strangers, who are now the guests of the city. At half past 5 a salute was fired from a battery in the yard, and the gates of the dock were opened. In about 25 minutes the gallant ship was safely lodged within, and the hundred horse power engines immediately commenced pumping out the water, the *Columbus* 74 paying a grand salute to the occasion with her bag thirty-two pounders.

After the entrance of the *Constitution* into the dock, com. Hull delivered three canes to the secretary of the navy, made of the original timber of the ship, which he stated were intended for the president, gov. Lincoln and Mr. Poinsett, of South Carolina.

Mr. Woodbury observed that he felt much pride in being selected as the individual to deliver the presents to the distinguished personages for whom they were designed. It added to his proud satisfaction to do the act on the deck of a ship that had accomplished so much for our national character, and which was so justly a public favorite. So far as it was in the power of man to preserve a vessel which was an emblem of this mighty republic, and from whose bond of union it derived its name, he hoped that it would be done.

He regretted deeply that the inability of the president prevented his being present on the occasion, and he would therefore place in the hands of the vice president the gift designed for the chief who was richly entitled to the appellation of "first in war, first in peace, and first in the hearts of his countrymen."

The presents were then placed in the hands of the respective gentlemen, who returned their thanks in an appropriate manner. Commodore Elliott, it will be recollected, commanded the naval station at Charleston during the last winter, and had ample opportunity to witness the noble stand taken by Mr. Poinsett against the nullifiers and in defence of the federal constitution.

The gift to this eminent patriot could not therefore have been better than gratifying. In making his acknowledgments, he said that he was proud to be a citizen of these United States, and he was also proud that he was a native of South Carolina. Though some of the leading politicians of that state had pursued a course that was at war with the existence of the union, he was happy in having an opportunity to say, that their voice was not the voice of the people.

Commodore Hull gave his orders on board in true sailor-like character. To his remark that he was not at home in making a speech, commodore Elliott replied, "No matter, my friend—unlike your speech as short as your fight, and all will be satisfied."

[In two hours after the entrance of the ship, she rested upon the stone blocks prepared to receive her, and, in a short time, the dock was dry.]

MILITARY ACADEMY AT WEST POINT.

Report of the board of visitors to the general examination of cadets of the United States military academy, in June, 1853.

To the secretary of war: The board of visitors who have been invited to be present at the general examination of the cadets of the United States military academy, in order that the war department may be correctly informed of the condition and management of the academy, have attended the examination of all the classes and are perfectly satisfied with the progress made by the cadets in the several departments of their studies in which they were examined.

At the request of the superintendent, a committee appointed by order of the board, assigned the subjects to each individual of the class, in order to avoid all suspicion of the examining professor having adopted the subject to the capacity and attainment of the cadet, so as to exhibit an appearance of greater proficiency than the class really possesses.

The first class was examined in military and civil engineering, in mnacology, rhetoric, ethics and constitutional and national law, and in infantry and artillery tactics; and in each of these departments exhibited proofs of their application and attainments, and of the zeal, capacity and industry of the professor and assistants.

The cadets of this class will leave the academy well fitted to fulfil the great objects of the institution, viz. to introduce into the armies of the United States all the modern improvements in the art of war, and the high state of discipline which distinguishes the best armies of Europe, to disseminate throughout our country a knowledge of military tactics and engineering, so as to furnish the means of rendering our militia as well as our regular army an efficient arm of defence in time of war; and to provide officers properly instructed and fully capable of superintending the construction of fortifications for the permanent defence of our maritime frontier, and of works connected with the internal improvement of the country.

The cadets of the second class were examined in chemistry and natural philosophy, and showed a degree of proficiency very creditable to the professors and assistants, who have been charged with their instruction in these departments. The board would here remark, that in their opinion it would be expedient to establish a permanent professor of chemistry. The important discoveries made and still making in this department of science, and its application to the useful arts, as it especially so in connection with the means of preserving the health of the soldier in camp and barracks render it important that it should be taught in this academy, and it is obvious that it requires great application, experience and long practice to teach a science which must be illustrated by experiments made before the pupil. It is believed to be difficult to acquire the art of instructing youth in any department of literature or science, but it is especially so in chemistry, which requires skill in demonstrating the theories and principles by experiments. Instruction in such branches ought not to be entrusted to officers liable to be frequently removed.

The third class were examined in mathematics and French. There is no institution that we are acquainted with where this department of science in its higher branches is more thoroughly taught than in this academy. The high attainments and unexcelled industry of the professors, and assistants together with the great application and capacity of the cadets of the third class were exhibited throughout the course of this examination in a manner highly satisfactory to the board.

The examination in French was very creditable to the teachers and cadets of this class. They appeared to be well instructed in the grammar of this difficult language, conjugating the regular and irregular verbs very correctly, and they translated it into English with great facility and accuracy, and they displayed the principal object of this course being to enable the cadet to consult the best French authors on military science.

As there are at least 150 students to be taught in this language, it is believed by those best acquainted with the subject, that another teacher in this branch ought to be added to those already employed.

The fourth class were examined in mathematics and French. The cadets of this class evinced a degree of proficiency in the elementary branches of mathematics highly creditable to the gentlemen who is charged with this department of their studies. Whatever may be the talents and application of the student, he cannot make any proficiency in this essential department of study, which may be considered as the foundation of all military education, unless his studies are directed by a person not only profoundly versed in the science, but possessed of great experience in the art of instructing youth; and the board would take this opportunity of remarking that to remove such an instructor from the academy for the purpose of substituting another, who, whatever his talents and acquisitions may be, does not possess the same experience and practice in teaching, cannot but be prejudicial to the interests of the academy, and would be unjust to the cadets.

The government expects from them, especially in the department of mathematics, a degree of proficiency, which they cannot obtain without the assistance of competent instructors; and they may be exposed to be turned back as deficient, or to be dismissed as incapable of going through the course of studies in the academy, because the instructor provided for them is incompetent or inexperienced.

The board is induced to make these remarks from having had before them a late order of the commander in chief, containing regulations sanctioned by you, which, if applicable to this academy, would seem calculated to affect very materially the instruction of the cadets. It appears to them that the regulations requiring all officers who have not served with their regiments for three years to join their respective corps, as it will remove nearly all the assistant professors from the academy, would be attended with very great inconvenience at any time; and at this period, when the superintendent, who has so long presided over this institution, with such signal ability and success, is about to retire, such a change would seriously embarrass his successor. This embarrassment will be increased by the effect of the regulation, which takes from the superintendent the power of nominating the officers to be detached for that service. He is supposed from his situation to be better acquainted than any one else with the acquirements and moral character of the graduates, and as the responsibility rests with him, it appears that just incense should be paid to the power of selection. It is deemed important, that the course of studies should be steady, and keep pace with the improvements which daily take place in the progress of science. This would be impracticable if the assistant professors were frequently changed and selected from officers who had graduated prior to the introduction of the improvements now taught in this institution. It is deemed important that the professors and assistant professors, who have evinced so much capacity in imparting instruction to youth, should be offered every inducement to remain by being permanently attached to the institution, and receiving some additional allowance for services materially affecting the future character and efficiency of the army; and which, if they were rendered in any literary institution in the country, would command much higher pecuniary rewards. The board attended the battalion, light infantry, and artillery drills, and had every reason to be satisfied with the instruction of the cadets in their field exercises. They were present likewise in the laboratory when the cadets exhibited their proficiency in pyrotechny, and they subsequently saw them throw shells, and fire at the target with light and heavy pieces of artillery; all which they executed with precision rarely equalled, and not surpassed in any actual practice in Europe.

This is the more remarkable from the state of the pieces used for practice. They are very defective, and the board recommended that the several military exercises which are required for the instruction of the cadets by their able and scientific instructor, should be furnished of the best quality and most approved construction.

Much credit is due to the officer charged with the instruction of the cadets in this department. He has compiled a practical treatise on military pyrotechny, and translated an excellent elementary treatise on the forms of cannon and various systems of artillery, and together with the lectures and practice of gunnery, from the French of professor Perry, of Metz; all of which, with numerous plates illustrating the subjects, have been published in the lithographic press in the academy.

The cadets are encamped two months in every year, and during that period are instructed in all the duties of the soldier in active service, in the use of instruments, and in the application of the different branches of science necessary to a knowledge of their profession; whether this practical course of the application of science to the purposes of military and civil engineering may not be usefully extended is worthy of consideration.

The library of the academy contains a very valuable collection of works adapted to the peculiar objects of this institution. It is rich in works on military service, and on civil engineering, and contains a valuable series of military history and the best geographical and topographical maps of the states of Europe to illustrate this important study. It is true that in works on polite literature it is as yet rather deficient, although the selection has been very judicious; but however desirable it may be to

augment the number of volumes on miscellaneous subjects, the real object of the institution must be kept steadily in view, and it will continue to be the duty of the superintendent to purchase, in preference to all others, books relating to the sciences taught in this academy, and to supply the necessary works on architecture, chronology, geology, mineralogy and moral science, in which the library is still very deficient.

The philosophical apparatus and astronomical instruments are of the best kind and of the latest invention, but many more are required fully to illustrate the course of natural philosophy.

The building which contains the library and philosophical apparatus is both unsafe and un-table, and the rooms are so small and inconvenient as not to admit of the necessary arrangement and display of them for useful purposes. Many instruments of the philosophical apparatus, which are delicate in their structure and uses, and require to be very nicely and accurately adjusted, are exposed to be injured by the constant and violent shaking of the edifice, and the finer astronomical instruments cannot be used from the same reason and from want of space. A large telescope is placed in a detached building entirely unsuited to its uses.

For these reasons and from the intrinsic value of the books and instruments, the board recommend the erection of a fire proof building with an observatory annexed to it.

Upon a careful and minute examination of the public buildings of the academy, it has been found, that they are inadequate to the purposes of this institution, and are not only badly constructed, but entirely too limited to afford comfortable or proper accommodations for the cadets who are lodged in them.

A number of cadets are from necessity crowded into a small room, which must produce a prejudicial effect upon their studies, their morals and their health. That they have been exempt hitherto from the diseases which are engendered in non-ventilated and crowded apartments, is due altogether to the admirable system of internal police and strict attention to cleanliness, which distinguish every department of this institution.

There is besides a want of accommodations for the assistant professors; and the quartermaster, paymaster and adjutant are without offices. For all these purposes nearly fifty new rooms are required.

The board would recommend, that the superintendent be instructed to furnish a plan of a building capable of uniting all the accommodations required by the officers and cadets now at the academy, and of being extended whenever the government may think it expedient to enlarge this institution, and render it proportionate to our vast territories and rapidly increasing population and territory. It is deemed important to erect the building now called for, it may be so constructed as to form part of an edifice hereafter to be completed with more extensive accommodations.

On examining into the fiscal concerns of the academy, the board had every reason to be satisfied, that great economy has been exercised in the administration of the department of this institution, and everlastingly bear testimony to the order and regularity with which the books are kept, and the receipts and disbursements accounted for, as well as to the integrity and judicious economy with which the finances of the academy are administered.

There are several subjects, the importance of which is fully understood and acknowledged by the superintendent and academic staff, but which are not taught in this institution for want of time. In military and civil engineering, it is thought that the following might be introduced with great advantage to the cadets: A course of applied mechanics on the investigation and description of some of the most usual machines employed in the construction of public works. Some practical exercises in the field, such as laying out and throwing up some of the works of a campaign which are most ordinarily used; batteries, trenches, cavaliers, the manner of conducting saps, the construction of gabions and fascines, &c. &c. and a course of topography as applied to military reconnoissances; indeed, such is the vast importance of this branch, that a new department, embracing the whole of the subject, could not fail to be very advantageous to the military student.

In the department of natural philosophy, many important practical illustrations might be advantageously introduced. At present, the experimental part of the course is principally confined to the illustration of such facts and general principles as may be established by experiments exhibited in the presence of the entire class. These illustrations are attended with the most beneficial effect, as they serve to make a very forcible impression on the mind of the student, but they are alone insufficient. It is frequently important that the student should not only be acquainted with the name and use of an instrument, but that he should be able to employ it himself. This can only be done, when sufficient time is allowed for each student to receive the benefit of such instruments under the immediate direction of the professor.

This deficiency is particularly felt in the course of astronomy, where an intuitive acquaintance with the use of instruments, and the habits of submitting the data furnished by observation to the process of calculation, are essentially necessary to enable the student to apply his theoretical knowledge to useful purposes. The instruction in practical astronomy is altogether too limited. The time which can be devoted to this object being scarcely more than sufficient to permit the professor to make the students acquainted with the objects of the few instruments in the possession of this department. This is certainly a great defect; important lines are frequently required to be established

as boundaries between states and territories of neighboring nations, where the accurate use of instruments is of the last importance, and the cadets of this academy ought to be practically taught to use the most perfect instruments.

The principles of strategy or grand tactics might be taught with advantage.

It is true that there is no work treating of those subjects which is sufficiently condensed and at the same time perfectly unexceptionable in its principles and illustrations; but the same industry and talents which are furnished to cadets in other departments of military science might be employed for this purpose with great success, and furnish a series of lectures embracing a definition of the technical terms employed and of such general principles as admit of the clearest and most exact illustration.

It appears always to have been desirable that cavalry tactics should be taught at a great national military academy. This branch has hitherto been totally neglected; but it has become more essentially necessary since this arm has been added to the regular army of the country. The service of cavalry and horse artillery ought to form a part of the practical instruction of this academy, and the board respectfully recommend this subject to your consideration. As the cadets are now occupied assiduously every hour of the day in the prosecution of the studies now taught in this institution, it will be necessary, if these subjects are deemed of sufficient importance to be added to the present course, that the term of the academic study should be extended—or that the qualifications required on entering the academy should be made much greater than they now are. They are now lower than is required by any military institution in this country, and no doubt the frequent dismissal of those young men, who can not keep up with their class, arises principally from this cause. Parents ought to be informed of the great advantage their sons would derive the first year of their course of this academy by being well grounded in the classics, in arithmetic and algebra, and in the rudiments of the French language.

The manner in which the cadets are furnished with clothing; was a subject of inquiry by the board, who were satisfied that this was done in the most economical manner. Their mess room was inspected while the cadets were at their meals, and the board were satisfied that the steward fulfilled his contract faithfully, and supplied the tables with abundance.

An inquiry having been made into the manner in which the cadets are supplied with the class books and stationery, the board are satisfied, after a careful investigation, that the cadets are supplied with all such articles at a lower price than they can be purchased in New York and in the most convenient, just and economical manner; and that the arrangements made by the superintendent in this particular, is marked by the same prudent economy, order and intelligence, which characterize the management of the institution.

The board having learnt that the present superintendent of the military academy, whose health has suffered from his close attention to the affairs of the institution, has, by his own solicitation, been called to the performance of other duties, cannot forbear to express the very high sense they entertain of his merit and services during the long period of his command of the station.

To the knowledge acquired with this view by col. Thayer, the military academy of the United States owes its present admirable organization; and to his zeal, capacity and unwearied attention to his duties, is to be attributed the high state of discipline and improvement of the institution. To his exertions we owe in a great measure the success of this establishment, the extensive usefulness of which needs only to be understood by the nation to be fully appreciated.

Independently of serving to disseminate over the vast territories of the United States, knowledge of a description which cannot enter into the ordinary course of studies either in academies, and furnishing the means of rendering most a effective our army and militia, of securing our frontier and improving the communications throughout the states, it is calculated to elevate the moral state of the military profession in our country, the importance of which to the general interests of the nation, cannot be too much insisted upon.

The annals of history prove the success in arms is one of the most faithful sources of popular popularity, and in a country where the soldier is still a citizen, and may be called upon to share in the civil government, or rise to the highest honors of the state, the standard of study and discipline cannot be too high, which develops his talents and forms his character. The same annals show that at the close of a successful war, the liberties of a country depend in a great measure upon the character of its armies—at such a period the fortunate soldier possesses power, and great and probably well earned popularity, and if his character is not so elevated by nature or education as to lead him to prefer the solid fame of having preserved the liberties of his fellow citizens to the glitter of false ambition, and to sacrifice all personal views of aggrandizement to the good of his country, he may plunge the state into anarchy or rivet upon his fellow citizens the chains of despotism. If ever the liberties of the states of Europe shall be recovered, it will be effected through the improved condition, character and education of their officers and soldiers; and while we indulge the hope that the liberty of these states rests upon too firm a basis to be overturned by the ambition of those who compose our armies, it cannot be concealed that if they were not instructed, their ignorance and depravity might seriously endanger the peace of the country.

The board have observed with some regret, that the old works in the neighborhood of the academy have been in some instances, disturbed, and they ought, in their opinion, to be preserved as monuments of the glorious struggle, which secured our independence. The contemplation of such memorials cannot fail to have a beneficial effect. They are calculated to inspire all Americans with sentiments of exalted patriotism, and to remind them of the extraordinary efforts and great sacrifices made by our forefathers to achieve the liberty and independence of the country—and cannot fail to lead them to form virtuous resolutions and to reflect, that as heirs of the immortal fame of their ancestors, they are bound to emulate their glorious career, and preserve their bright inheritance with the same inflexible courage and undeviating purpose.

STEPHEN VAN RENSSELAER, *president.*

- CHARLES COFFIN, J. R. FOJNETT;
- J. R. BUDDEN, ERASTUS ROOT;
- J. S. SKINNER, JOHN FORSYTH;
- LEVIN GALE, JOSEPH C. YATES;
- JAS. RUSSELL, JAMES FENNER;
- T. HARTLEY CRAWFORD, JOHN A. TOMLINSON;
- E. BANKS, F. B. FOVALL, Virginia.
- JOHN R. FENWICK, *brig. gen.* H. FOLLARD, Virginia.
- JAMES BANKHEAD, G. READ, Delaware.
- J. ROGERS, Delaware.

JOHN NORVELL, *secretary.*

The following list, says the American, presents the names of the first five cadets of each class attached to the army register, conformably to a regulation for the government of the military academy, requiring the names of the most distinguished cadets, not exceeding five in each class, to be reported for that purpose after each annual examination.

The cadets of the first class having completed their academic course, have left the institution.

- First Class. . . . Frederick A. Smith, Massachusetts.
- Jonathan G. Barnard, do.
- George W. Culver, Pennsylvania.
- Rufus King, New York.
- Francis H. Smith, Virginia.

- Second Class. . . William Smith, New York.
- John Sanders, Florida.
- Robert Allen, 1st, Maryland.
- Harrison Loughborough, Kentucky.
- William T. Stockton, Pennsylvania.

- Third Class. . . Charles H. Bigelow, Massachusetts.
- Charles J. Whiting, Maine.
- John M. Legate, New York.
- John H. Martindale, do.
- Thomas T. Gaatt, Maryland.

- Fourth Class. . . James L. Mason,
- Danville Leadbetter, Maine.
- Alexander Hamilton, New York.
- Barnabas Conkling, do.
- Joseph R. Anderson, Virginia.

NEW YORK CANALS.

Canal collector's office, Albany, Dec. 24, 1832. The whole quantity of down freight, upon which toll is charged by weight, that was conveyed on the New York canals to the city of Albany, during the season of canal navigation in 1832, amounts to one hundred and nine thousand, three hundred tons, estimating a ton at two thousand pounds, and consists principally of the following articles.

ARRIVED—429,865 barrels of flour, 19,091 do. ashes, 91,274 do. beef and pork, 52,117 bushels salt, 31,265 barrels whiskey, 1,974 hds. do. 145,960 bushels of wheat, 57,229 do. coarse grain, 151,014 do. barley.

Also the following property upon which toll is not charged by weight.

15,224 cords of wood, 55,569 feet of solid timber, 36,090,504 do. sawed lumber.

The quantity of merchandise, &c. that was conveyed on the canals from the city of Albany, was forty six thousand seven hundred and ninety-one tons, and the amount of toll paid thereon at this office, is two hundred and thirty six thousand six hundred and twenty eight dollars. The number of boats that arrived at and departed from Albany is thirteen thousand five hundred and twenty one.

JOHN B. STAATS, *collector.*

The following schedule presents a comparative view of the freights on the canal arrived at Albany during the last four years.

	1831.	1832.
Barrels flour	369,530	396,905
do. ashes	18,558	25,271
do. provisions	13,941	22,008
Bushels salt	39,318	42,601
Barrels whiskey	18,194	28,307
Headings do.	3,744	1,430
Boxes glass	26,402	8,275
Barrel lime	9,132	2,404
Bushels wheat	266,287	209,011
do. corn, rye and oats	206,251	114,989
do. barley	138,164	162,783
Cords wood	19,006	13,976
Feet of timber	26,156	31,021
M. shingles	11,710	11,500
Feet of lumber	28,180,824	25,528,142

The amount of tolls received at Albany,	
In 1830 was	\$161,418 64
1830	212,027 27
1831	269,443 73
1832	336,628 00

The decrease in 1832 as compared with 1831, is attributable to the cholera.

CHESAPEAKE AND OHIO CANAL.

We copy the following neat abstract from the Baltimore "American."

The fifth annual report of the president and directors of the Chesapeake and Ohio canal company occupies one entire page of the ample register of the National Intelligencer of yesterday. It is an important and valuable document, but entirely too long for republication in this paper. We can only furnish an abstract of the principal statements, as to the progress of the work, its condition and prospects, and the finances of the company.

The prevalence of the cholera in the valley of the Potomac during the past summer retarded the works, but notwithstanding that obstruction, the most costly part of the new line above Harper's Ferry, (14 miles in length), has been completed, bringing 26 miles more into use, which were formerly without water, so that by the first of July boats may enter the canal from the bed of the Potomac above Harper's Ferry falls, or from the Shenandoah, in the rear of them. The works above the falls have proceeded with like diligence.

The force employed on this part averaged, for the five weeks preceding the 18th of May, 3,700 laborers, 655 horses, mules and oxen, and the powder employed in blasting rock, 7,000 pounds a week. The entire force on the canal, for the same period, was 4,460 laborers, 1,048 horses, mules and oxen, and an average weekly consumption of 10,000 pounds of gunpowder.

The work done since the 1st of May, 1852, has cost \$915,211 60, of which \$753,019 26 was expended above the Point of Rocks, and \$162,192 33 below. Of the latter sum \$53,107 33 was expended in the city of Washington, and \$21,220 74 at the Little Falls dams. This excludes cost of superintendence, land purchases, condemnations and incidental expenses.

The amount necessary to be done before the first of October next, in order to fulfil the contracts, and complete the line of 102 miles of canal and 15 miles of still water navigation, the report states in the following form, dating from the first of May last. At that time there remained to be done,

For the line of canal, in Washington,	\$11,740 28
For that between the Point of Rocks and the head of Harper's Ferry falls,	94,545 00
For that above these falls, and below the ferry at Shepherdstown, inclusive of the lock just let,	89,537 00
And for that above Shepherdstown,	513,956 22

Making the total amount, \$702,815 51

Some of these are for incidental works, the construction of which may be deferred.

To this sum must be added \$12,500 for another lock opposite to Shepherdstown in compliance with the conditions of the Virginia subscription. The board has determined to transfer the locks above, to a point below and increase the canal four miles, diminishing the still water navigation that much, and thus add \$100,000 to the cost of the canal. These sums, (\$100,000 and \$12,500), added to the aggregate above, give \$815,315 51 as the estimated expenditures to be made between the first of May last and first of October next, to fulfil the contract. Nearly the whole line below Shepherdstown will be finished by the first of August, and the report anticipates that a concentration of all the force on the line above that point, would finish it in due time.

The amount of expenditures for the year ending May 1st ult. was \$291,392 74 in the following proportions:—For construction, \$254,573 87; engineer department, \$19,453 30; pay of officers, \$6,935 50; lands—\$7,655 79, besides incidental expenses. A large amount, not included in the above, is retained by contracts as security for diligence and fidelity in the contractors.

The sums required from May first to October first, are stated as follows: The estimate of cost of construction as stated above is \$815,351, which, added to the retained amount due contractors, is, exclusive of April estimate and the retained money of the month of May, &c. \$900,000

To which add for these items, engineer allowances, expenses, &c. 206,000

Total sum required \$1,106,000

To meet this the resources are:—cash, 308,529 62

Unallocated and uncollected stock 616,571 92

Amount to be received from the rail road company, above the cost of grading road, &c. 170,000 00

\$1,295,104 54

The report thus shows a surplus of \$189,000, after completing 117 miles of canal and still water navigation. Upon the faith of this surplus, considering it applicable to the extension of the eastern divisions of the canal to Cacapon, they have directed the necessary location and survey. This sum is to be used to prepare the necessary dams and aqueducts in part, during the succeeding autumn.

The estimates for the remaining 75 miles of the eastern section of the canal are the next general head, preliminary to which

the report enters into several statements to show the economy with which the work has been prosecuted. They show that exclusive of six miles below tide water, 100 miles of the canal, three of low path beneath a cliff of rocks, and 11 of slack water navigation, have been made at an expense of less than \$32,000 per mile, and that 42 miles above Harper's Ferry have cost, including land purchases, condemnations, and every thing but contingent expenses, less than \$25,000 per mile.

At this latter sum is estimated the cost of the remaining 75 miles, making a total of \$1,850,000—of which the pecuniary resources of the company, making due allowance for unavailable stock, do not at present supply more than \$150,000; leaving, consequently, to be raised, 700,000 to be raised.

To supply this deficiency, ultimately, much reliance is placed on the water rights granted by the charters of Virginia and Maryland, but any application in that resource is advised against, until the final issue of "the legal controversy, respecting its just extent, now pending in the supreme court of the United States, and the issue of such efforts as the friends of the canal in Maryland, may make to liberate the recent grant of that state from those restrictions which prevent it from being responsive, in terms to the preceding act of Virginia."

It is recommended that for the present, loans should be sought for on the future exercise of these rights, and confident expectations are expressed of future subscriptions by Maryland, Virginia and the United States. The completion of the canal company with conditions annexed to the subscription of Virginia, and their acceptance of the compromise law of Maryland, in favor of the rail road company, are urged as giving them claims to further favor.

The report further contemplates the aid of the United States in the employment of the army, to tunnel the Alleghany mountains.

The tolls for the last year were \$2,625 55, and the whole sum received from the commencement of the work \$88,849 28.

The rest of the report consists of some speculations upon the future productiveness of the canal after it shall have reached the coal region, and a history of the compromise with the rail road company in which the following paragraphs are contained:

When the canal shall have been completed, as the undersigned now confidently trusts it will be, without further embarrassment, while the rail road car is seen pursuing its rapid course to the south, and the canal boats steadily urging their course to the west, the line of but twelve miles for which these great works are brought in contact, by the late compromise, will divide in a point, not of collision, between unambitious rivals, but of union between generous friends, seeking, by different means, a common object—the public good.

THE LATE COL. WM. MACREE.

COMMUNICATED BY ONE WHO KNEW HIM WELL.

William Macree was a native of Wilmington, N. C. the son of capt. G. S. Macree, of the continental line of that state. In the year 1803, at the age of 14 he was accidentally met by the late and venerated chief of the engineers, Col. Bland of Maryland, discovering in him an ardent and inquisitive mind, prompted for him a cadetship of the military academy. In two years, Macree was commissioned in the engineers.

At the commencement of the late war, he had obtained a majority in that corps. The war roused his genius and brought it to notice. His talents had been usefully employed at various points of the union, between Georgia and Canada. The sands of the frontier war at Niagara above that to Macree's military genius and valor, gen. Brown, with just magnanimity, ascribed much of the best success of the army.

Peace found the virtuous and modest Macree rewarded with brevets. In the following year the government associated him with the then major (now colonel) Thayer, in a mission to France, to collect the records of European military science and experience, for the use of the military academy; which service was most ably performed. In the year 1819, col. Macree retired from the army to private life, from whence the government and individual states sought to draw his talents for prominent stations, which he modestly declined—finally accepting the surveyor-generalship of Missouri, &c. In the discharge of the duties of this troublesome and thankless office, preparatory to again retiring to private life, his career in this was arrested by cholera, in the 46th year of his age, at St. Louis, in May, 1826.

Colonel Macree was distinguished by a highly cultivated mind, strong reasoning faculties, and a safe judgment; to which were united the talents of a general and the virtues of benevolence. His society was eagerly coveted; his conversation was most interesting. His retiring modesty and diffidence to others, made it difficult to draw him forth; but when the growing interest of a topic had excited his attention, his eloquence became alike attractive and instructive. Educated by and for the nation at an institution where sectional and personal objects are lost in a patriotic devotion to the whole union, entire and free, Macree was never known to be a member of any political party.

From early youth his deportment was ever grave and dignified; his personal attachments few, warm and steady.

[Nat. Int.]

COLLECTOR AT NEW ORLEANS.

The committee appointed by the merchants and others of New Orleans, signers of a memorial addressed to the president of the United States, remonstrating against the official conduct of Mar-

lin Gordon, collector of the port of New Orleans, are now engaged in accordance with the request of the secretary of the treasury, contained in the last letter, in preparing a specification of the facts upon which they rely to sustain the charge by them made in said memorial.

The committee request that persons disposed to make any communications on this subject, will address them to William Robinson, chairman of said committee, or to  
W. A. GASQUET, secretary.

[Copy.]  
Treasurer department, April 16th, 1833.

GENTLEMEN—The president having read the memorial which was addressed to him by you, relative to the conduct of the collector of New Orleans, has instructed me to inform you that before he can form any opinion on the subject, he deems it proper that the particular acts complained of should be stated, and that the collector should have an opportunity to be heard in his defence.

You are therefore requested to state particularly the acts of tyranny, persecution and in-birth, and other improper conduct alleged to have been committed by him, towards whom, and at what times they were committed, and the names of persons given who have personal knowledge of the acts, and which you perceive are necessary to be stated, that the collector may have the proper means of defence.

A copy of your communication, and of this letter, will be this day transmitted to the collector, and it is recommended that if any specific charges in the form proposed be sent to the department, you should at the same time, furnish the collector with a copy. I am, very respectfully, your obedient servant.

LOUIS McLANE, secretary of the treasury.  
Messrs. W. L. Robinson & Co. and others, New Orleans.

PATENT RIGHTS—LAW CASES.

From the American of May 31.

We have received for publication the following detailed notice of the trial of the case which has occupied the U. States circuit court for this district during the last three weeks:

*James Wright, vs. the Baltimore and Ohio rail road company.*  
This case terminated on Wednesday, after a laborious investigation of twenty-five days. The plaintiff, in September, 1829, obtained a patent for the combination of the conical form of the edges of the wheels, and the vibratory motion of the axles, to make a rail road car travel with equal facility on straight and curved roads; and the action was brought for an alleged invasion of the patent right by the defendants. The only question was, whether the invention of the combination had been known and used, within the meaning of the act of congress, prior to the date of the plaintiff's patent; for, if so, his patent was void. To prove such a use and knowledge, the defendants offered in evidence—that the Wiggins' friction wheel, patented by the inventor, in October, 1826, and the use of which they had purchased, could not be applied to the coned wheels in use on rail roads, at the date of the patent, without producing, as an inevitable consequence, the combination of cone and vibration, identical in principle with that claimed by the patentee; and that it had been so applied, anterior to the date of the plaintiff's patent. It was also proved, that the cone, on the edges of rail road wheels, was well known, and used, in England, as facilitating the turning of curves, long before the date of the plaintiff's patent, and the defendants contended, that a recovery, therefore, by the plaintiff, would deprive them of the use of a right, purchased in 1826, although the earliest date of the discovery of Wright only went back as far as the 1st day of September 1829, and although the originality and merit of Wiggins' invention was undisputed. Independent of this, however, the defendants offered evidence to prove that in January 1829, Wiggins went to England to perfect his friction wheel, and in March, 1829, applied it to the coned wheels on cars, on the Liverpool and Manchester rail road, using the flanges on the outside, with the wheels loose on the axles; that after one or two trials he reversed the wheels, fastened them to the axles, to see how the cone would act; and thus, his friction wheels necessarily, having the vibration, produced the combination of the cone and vibrating axles; that, seeing immediately the success of the combination, he proceeded, by means of the calculations necessary to ascertain the cone that would be required for curves of 400 feet radius, the limit on the Baltimore and Ohio rail road, and in the month of June, 1829, built a car, with wheels coned for curves of 400 feet radius, with which various experiments were made to his satisfaction, to see among other things how this increased play would do on a straight road like the Liverpool and Manchester road, during the month of July, 1829. That the car was sold after the experiments made with it, was shipped to the Baltimore and Ohio rail road company, on the 28th of July, 1829, and reached the United States on the 22nd of September, 1829, and in the spring of 1830, as soon as rails were laid down for flanges on the inside, the car, thus imported, was put on the road, answered all the purposes contemplated by Mr. Wiggins for a long time afterwards. That the cars now used were the same in principle with the car last mentioned, the only difference being in the form of the cone on the

triad. That when the car was sent to the United States its proper use in this country by the combination of cone and vibration was discovered by Mr. Wiggins to the Messrs. Brown and others, in Liverpool; That in the month of August, 1829, Mr. Wiggins employed an English solicitor to prepare a specification of his inventions, a copy of which specification was produced in court, and witnesses were examined to prove that it contained a description of a self-adjusting car, acting upon the principle patented by the plaintiff in the defendant's petition;—Upon the evidence here stated, the defendant, conceived that they had proved, that the plaintiff was not the first and true inventor of the combination, in the meaning of the patent law, but that it had been known and used before the date of his supposed invention; and various prayers, having reference to this question, were offered to the court. With regard to the court's declining upon these, no opinion is intended to be expressed, as it will be brought before the supreme court on appeal. The verdict of the jury, in favor of the plaintiff, was for \$2,100, a sum just sufficient to authorize an appeal. Had it been less than \$2,000, no appeal could have been taken; and the rail road company in any future suits, it is possible, would have been prevented from disputing the plaintiff's title, and limited to the ascertainment only of the amount of damages.

From the Portland Courtes.

*The patent baker case.* This was an action for damage brought by T. Johnson, of Connecticut, against Campbell & Mills, of Bangor, for making and vending imitate reflecting bakers, for which said Johnson had a patent right. It occupied about a day and a half before the United States circuit court, in this place last week, and excited a good deal of interest. The case was managed on the part of the plaintiff by Messrs. Greenleaf, Fessenden and Hibbard, and for the defendant by Mr. Sprague.

The plaintiff proved his patent right, and also proved by depositions that defendants had made and vended two or three thousand of the bakers.

The arguments of the counsel were able and ingenious, and the charge of judge Story as usual learned and interesting. The jury after being absent a short time, returned with a verdict of 100 dollars for the plaintiff. And the law in such cases allowing triple damages, the plaintiff recovers 300 dollars and costs.

Massachusetts superior judicial court, Bristol county, April term, 1833.

E. G. PERKINS vs. JAMES STEPHENS.

Mr. P. the plaintiff in this case, is an engraver of celebrity in the city of New York, and Mr. Stephens, the defendant, is the topographical engineer of the state of Massachusetts.

The nature of the action and the evidence produced on the trial by the plaintiff, elicited an intense interest.

The defendant offered no testimony.  
The action was to recover the value of a copper plate engraved by Mr. P. called the "Village Copette," deposited into the hands of a third person, from whom it was obtained by Mr. S. in a fraudulent manner, who caused a large number of impressions to be taken therefrom, having erased the name of Perkins.

After an able charge from judge Wilde, the jury found a verdict for the plaintiff \$300 and costs.

Warren for plaintiff; Baylie for defendant.

PENNSYLVANIA CANAL DEBT.

More than half the amount of this debt is in the hands of foreigners; but the list is a very motley one. We copy the following names from the Harri-burg Telegraph. It shows that foreigners have great confidence in the government of that state and of the country; and that while we enjoy such confidence capital will be abundant.

The whole amount held by foreigners is \$9,301,712 out of \$16,463,661, or upwards of one half of the whole. Among this curious list we notice the following:—His royal highness Charles, sovereign duke of Brunswick, \$32,500; the most hon. Francis Seymour Conway, marquis of Hertford, 21,200; John Marshall, of Leeds, 28,700; do. 23,500; sir Charles Richard Bion, of Heathfield Park, Sussex, 90,000; count de Exceville, of Paris, 7,500; R. I. Thompson, of Kirby Hall, Yorkshire, 36,600 \$3; admiral Fellows, of Cambridge, 20,000; squares, 20,000; Sir, Henry Pelwols, of Ramsey Abbey, Huntingdonshire, 25,000; Wilhelmus Philippina Van Tuy Van Srookkercken of Amsterdam, sum not stated; right hon. William Alexander, of London, 17,500; Samuel Gurney, of London, 25,000; John Hey Paget, of Tottenham, England, 18,878 4; Mr. Sheepshanks, of Leeds, 7,604 70; gen. Thornton, of Hertfordshire, 14,000; Abel Tucker, of St. Thomas, 20,000; Countess de Betti, of Paris, 20,000; do. Cuba, 27,800; Louis Albert de Brancas, duke of Cerise, 50,000; Madame Louisa Paulina de Chastellin, countess de Damas, of Paris, 22,900; major general John Munster, of Marwick, England, 91,000; the hon. Anne Rushon, of Wanstead, Essex, co. 30,000; Andrew Service, of London, 32,353 56; Alexander Sanderson, of Castle Sanderson, county of Cavan, Ireland, 20,000; Emanuel Vietz, of Pararray, L'Auber-diziere, of Quimper, of Paris, 30,000; Gowan and Mera, of London, 87,400; Josefa Esposenda de Guista, of Mexico, 5,360 67; Thomas Cotterell, of Birmingham, England, 17,614 38; William Deah, of Herts, co. 24,000; Pierre Maria Di Durieux, of South Wales, 6,581 41; William John Jacob Hurtt, of Great Yarmouth, 6,480 96; Richard Bolingbroke, of London, 21,800; John Hall, of do. 16,800; John Bacon Saffers Morrice, of Rookby, Yorkshire, 23,000; Mr. Am Bedway, of Birmingham, 25,523 32; Helene Françoise Festa

Gustave Favre, of Geneva, Ass. Selonia Farrer and Lieut. col. William Fawcett, of Bath, England, 26,000; Jean-Baptiste de Veer and Philip Kirk Thompson Milton Spirt, of St. Eustacia, 15,000; Charles Lewis count de Vogere of France, 4,500; Robert Peel, esq., of Park St., London, 20,000; Philip Louis de Pyronnet Baron de Saint Marry, 6,700.

The whole list is a very amusing document; some of the names are in the highest degree unique and odd, worthy of a place in a new dictionary of proper names.

Will not some of the "reformers" speak to this? What—the canals of "do-mocratic" Pennsylvania digged by foreign money—the money of dukes and lords, and knights and squires, in England, France, and elsewhere? It is a "burning shame" that foreigners should hold stock in the bank of the United States, though they have no control over the direction of its affairs—but poor Pennsylvania, how deeply must she be under "foreign influence"! Will not some recent "blue light federalist," but now "wool-dyed democrat," propose, at the next sitting of the legislature, to pay off the canal debt, for the sole purpose of getting rid of royal and most noble and rich honorable, and honorable foreign creditors?

LAW OF PENNSYLVANIA.

An act to abolish imprisonment for debt, and for other purposes.

Sec. 1. *Be it enacted*, That the cost on appeals hereinafter entered, from the judgments of the justices of the peace and aldermen shall abide the event of suit, and be paid by the unsuccessful party as in other cases. *Provided*, That if the plaintiff be the appellant, he shall pay all costs that may accrue on the appeal in the event of his not recovering a greater sum, or a more favorable judgment than was rendered by the justice. *And provided also*, That if the defendant, either on the trial of the cause before the justice or the referees, or before an appeal is taken, shall offer to give the plaintiff a judgment for the amount which the defendant shall admit to be due, which offer it shall be the duty of the justice and of the referees to enter on the record; and the plaintiff or his agent shall not accept such offer, then in that case, if the defendant shall appeal, the plaintiff shall pay all the costs which shall accrue on the appeal, if he shall in event of the suit recover a greater amount than that for which the defendant offered to give a judgment, and in both cases the defendant's bill shall be taxed and paid by the plaintiff, in the same manner as if a judgment had been rendered in the court for the defendant.

Sec. 2. *And be it further enacted*, That so much of any act of assembly as is altered or supplied by this act, shall be and is hereby repealed.

Sec. 3. *And be it further enacted*, That all the jurisdiction, right, title, property and interest of the commonwealth, over, in and for the territory now in the possession of the government of the United States, and occupied as an asylum, situate in the township of Passyunk, county of Philadelphia, is hereby ceded and conveyed, together with all the buildings and appurtenances thereunto belonging, to the government of the U. States; *Provided always, nevertheless*, That the cession hereby made shall continue in force as long as any territory shall be used by the government of the United States for the purpose of an asylum, and that nothing herein contained shall exonerate said property from taxation; *Provided further*, That all process, civil and criminal, of the commonwealth of Pennsylvania, shall extend into and be effectual within the territory hereby ceded, as if this law had not passed; *Provided also*, That this act shall not prevent the opening of streets, lanes or alleys, which have been laid out, or are authorized to be laid out, through said property.

Sec. 4. *And be it further enacted*, That from and after the passage of this act no person shall be imprisoned for any debt or sum of money, due on contract, contracted from and after the fourth of July next, when the debt demanded is, less than five dollars and thirty-four cents exclusive of cost.

Approved April 9, 1853.

NEGRO SLAVERY.

From the Savannah Georgian.

The nullifiers, driven with disgrace from the stand they occupied, disappointed in enlisting the sympathies and gaining the favor of the people of the southern states, have promiscuously, and ably, made the subject of slavery, as a last desperate resource, effort to ensure them to make a common cause against the north. They have imputed to the people of the north, a settled design to interfere with our domestic policy, which exists no where but in their seeming imaginations and rich fancies. In vain have the most respectable presses at the north repelled the accusation with indignation, in vain have they assured their brethren of the south, that the ties of affection and interest between them are too strong to be lightly and handsomely severed. With this disclaimer, shall we say the wicked and detestable efforts of such wretches as ——— and ——— show a settled policy on the part of the north? Shall we by discussion give to their arguments a consideration which their intrinsic value never could give? The efforts of fanatics cannot be entirely prevented by the sensible part of the community, but let us not impute to the many the designs of the few. We regret that this subject ever should have been stated, and we regret

still more the manner in which the Calhoun presses in and out of the state, have treated it. It is too plain that they are endeavoring to foster prejudices and create fears which they may turn to their own political aggrandizement.

Mr. John Calhoun is well known to this community as a man of the most striking integrity and the purest patriotism, and who has always continued to feel and to manifest the most lively interest in the welfare of Georgia, having seen the discussions going on in the southern newspapers, felt desirous of ascertaining if there really was a just foundation for the accusations brought against the north. He accordingly addressed a letter to the honorable Daniel Webster, who is recognized on all hands as the head of the federal party at the north, and whose opinions therefore may be fairly assumed to be those of the party at large. The letter of Mr. Bolton will explain his patriotic motives in writing it. We take great pleasure in laying before our readers the answer of the distinguished gentleman. These letters have been obligingly furnished us by a friend.

Mr. Bolton to the honorable Daniel Webster.

New York, May 16, 1853.

Hon. Daniel Webster,

DEAR SIR—It cannot have escaped your observation, that warm discussions are now going on in many of the southern papers, and that agitation is felt or feigned in a portion of the south, in the subject of slavery, and of imputed designs at the north against the security and value of that species of property.

I am perhaps more so long and closely connected with Georgia, that I am likewise more watchful than most others in this quarter of such discussions as these, and having reason moreover to apprehend, that this particular subject, if slavocracy, if of the deliberate aim and purpose, is to be the universal business and distrust in the slave holding states, and by consequence, to foment jealousies and heart burnings against the non-slave holding states; which designing politicians may turn to mischievous account; I have felt desirous since our conversation this morning of obtaining an expression in writing of your views, as to the power of congress on the subject on the one hand, and also as to the existence of any wish or design on the part of northern men, to interfere in any way with the security or regulation of that species of property.

My immediate object in thus seeking to obtain a written expression of your opinion on these subjects is, that I may communicate it to a distinguished friend of mine in Georgia, who shares in my solicitude in relation therein, and through him to the public at large.

I am, dear sir, with great respect, and esteem, your obedient servant.

(Signed)

JOHN BOLTON.

Mr. Webster's answer to Mr. Bolton.

New York, May 17th, 1853.

MY DEAR SIR—I have received your letter of the 16th inst., requesting me to state my opinion of the powers of congress on the subject of slaves and slavery; and of the existence of any wish or design, on the part of the northern men, to interfere with the security or regulation of that species of property.

My sentiments on this subject, my dear sir, have been often publicly expressed; and I can have no objection to repeat the declaration of them, if it be thought by you that such a declaration might, in the smallest degree, aid the friends of union and the constitution in the south, in dispelling prejudices which are so industriously fostered, and in quieting agitations so unnecessarily kept alive.

In my opinion, the domestic slavery of the southern states is a subject within the exclusive control of the states themselves; and, thus, I am sure, is the opinion of the whole north; Congress has no authority to interfere in the emancipation of slaves, or in the treatment of them in any of the states. This was so resolved by the house of representatives, when congress sat in this city in 1790, on the report of a committee, consisting almost entirely of northern members; and I do not know an instance of the expression of a dissenting opinion, in either house of congress, since. I cannot say that particular individuals might not possibly be found who suppose that congress may possess some power over the subject, but I do not know any such persons, and if there be any, I am sure they are few. The servitude of so great a portion of the population of the south is, undoubtedly, regarded at the north, as a great evil, moral and political; and the opinions upon it, which are justly taken, place in the legislatures of several of the slave holding states, have been read with very deep interest. But it is regarded, nevertheless, as an evil, the remedy for which lies with those legislatures themselves, to be provided and applied according to their own sense of policy and duty. The imputations which you say, and say truly, are constantly made against the north, are, in my opinion, entirely destitute of any just foundation. I have endeavored to repel them, so far as has been in my power, on all proper occasions; and for a fuller expression of my own opinions, both on the power of congress, and on the groundless charges against northern men, I beg leave to refer you to my remarks in the debate on Mr. Foot's resolution in 1850.

I am, my dear sir, with much true respect, your obedient servant.

DAN'L WEBSTER.

To John Bolton, esq.

"By the word 'Federal' I suppose that the editor of the 'Georgian' means a friend of the union—or anti nullifier."

Ed. Res.

\*The names of the persons here inserted are not worth preserving, and we have dashed them out.

Ed. Res.

## BRITISH COLONIAL SLAVERY.

From the *John Bull*.

The following documents, copies of which have been transmitted to each member of the legislature, are submitted to the consideration of the British public:

*W. India committee reports*, 60, *St. James's st.* 1st March, 1833. The acting committee of West India planters and merchants respectfully invite your attention to the enclosed statement, exhibiting the case of a large class of your fellow subjects who are wholly misrepresented in the British legislature.

The West India colonists do not propose to vindicate the system of slavery, but they consider that (to use the words of Lord Stowell) "if it be a sin, it is a sin in which the country has had full share of guilt, and ought to bear its proportion of the redemption."

The colonists themselves are ready to bear their share of any national sacrifice which may be required for the purpose of cautiously substituting a better system, if such should be the national determination; but they mean to shew by the accompanying paper, that Great Britain is the responsible for the establishment and actual existence of colonial slavery—that with the view of extending the market for her African trade, she passed laws and made grants of land expressly enjoining cultivation in the colonies by slave labor; and that through the instrumentality of her subjects all eagerly contending for participation in the traffic, she gradually peopled the West India colonies with slaves, and received the value of the mother country, consequently that any measure of the legislative interference tending to impair or endanger the value of property so acquired, must either be accompanied by adequate compensation, or give a death-blow to that confidence in the national faith and character which has hitherto been the sole support of private property in the country.

But without reference to the just claim of the planter to compensation, there are other considerations which ought to suggest caution to the statesman and the philanthropist, when dealing with the question of slavery.

It will be admitted that, under any changes of system the continuance of active cultivation in the colonies by Europeans is not only of vital importance to the interests of the mother country, but indispensably necessary to the desired object of raising the negro in the scale of society. While, therefore, it remains unascertained by actual experiment that the negro will give continuous labor, and for reasonable wages, as a free man—and while the weight of evidence and experience discourages the expectation of his willingly consenting to do so—there must be the greatest diligence to hasten a change of system, unaccompanied by regulations calculated to insure the slaves becoming an industrious peasantry, and to teach them the duties and obligations of civil society, would lead to the immediate destruction of the colonies, and throw the black population into a state of barbarism.

That you may be enabled to judge of the effect which such a calamity would produce on the interests of Great Britain, as well as of the irreparable injury it would give to the slave trade, in which foreigners still persist, the committee beg leave to remind you that the present annual gross revenue derived from West India produce is seven millions; the value of British manufactures, annually consumed in those colonies is four millions and a half; and the number of ships employed in the direct trade nine hundred and fifty, or two hundred and forty thousand tons—exclusive of an extensive cross trade constantly maintained between the colonies and British America. Also, that the British colonies at present supply nearly one half of the sugar imported into Europe.

## THE ORIGIN AND PROGRESS OF WEST INDIA SLAVERY.

One very important question now about to occupy the attention of parliament, is that which relates to the emancipation of the negroes. In whatever way this may be effected, much injury must necessarily fall on the West Indian proprietors. To bearing their share of the national loss, they make no complaint; on the contrary, they are most willing to do so. But in opposition to any scheme of emancipation which may propose to make their property the subject of hazardous experiment, without previously providing certain and adequate compensation, they earnestly seek to draw your attention, as a member of the legislature, to such facts as will enable you to judge how far the establishment and maintenance of slavery has been the guilt of the West India proprietors, or of the British nation.

In 1585—The slave trade was instituted in the reign of queen Elizabeth, who personally took a share in it. At that time the West India colonies did not exist.

In 1602, Charles I. granted an exclusive right in the slave trade to queen Catherine, the queen dowager, the duke of York and others, who formed themselves into a trading company, they undertaking to supply the West India planters with 3,000 slaves annually. In the same year that monarch issued a proclamation inviting his subjects to transport themselves to Jamaica, agreeing to plant lands to every individual who would go to reside in the island, and signify his resolution to plant there.

The slave trade continued to be fostered during the reigns of Charles II. and James II. but still under a monopoly.

In 1679, petitions from the manufacturers in Great Britain of woollen and other cloths, and the makers of various articles necessary to the trade with Africa, were presented to parliament, alleging that the trade was cramped by being in the hands of an exclusive company, and praying that it might be opened.

In consequence of these and similar petitions to the house of commons, a committee of the whole house, in 1685, resolved, "That for the better supply of the plantations, all the subjects of Great Britain should have liberty to trade to Africa for negroes, with such limits as should be prescribed by parliament," and by statute 9 and 10 William III. c. 36. the trade was accordingly made perfectly open, the prohibition of duty being stated that "the trade would be highly beneficial and advantageous to the kingdom and to the plantations and colonies thereunto belonging."

The manufacturers of Great Britain, however, were still dissatisfied with the restrictions imposed upon the trade. They continued to ply the legislature with petitions to give greater latitude to a traffic, by which they exchanged their goods for negroes, and sold these negroes in the West India colonies.

The house of commons adopted their arguments; they declared, by a report from a committee, in 1708, "That the trade was important, and ought to be free and open to all the queen's subjects trading from Great Britain." By another report in 1711, that "the trade ought to be free in a regulated company, that the plantations ought to be supplied with the negroes in reasonable rates, that no considerable stock was necessary for carrying on the trade to the best advantage, and that an export of £100,000 at least in merchandise should be annually made from Great Britain to Africa."

From this period, 1711, until 1729, the demands of the manufacturers for a more unrestricted trade continued to be the subject of parliamentary investigation and dispute.

It was found that the trade could not be conveniently and extensively carried on without forts on the coast of Africa; and such was the appetite of the British nation for the slave trade, that, in 1729 a committee of the house of commons passed the following resolutions:

1st. "That the trade should be open." 2d. "That it ought not to be let for the support of forts." 3d. "That forts were necessary for securing the trade." 4th. "That an allowance ought to be made for maintaining such forts."

These resolutions were agreed to, but the 3d with an amendment, that the forts should be maintained "as marks of the possessions of Great Britain," instead of "for the purpose of securing the trade." At the same time, the house was informed that his majesty recommended that provision should be made for the support of the African forts.

At length, in 1749, the statute 23d Geo. II. c. 31, was passed, which removed all obstruction to the operations of private traders, declaring "the slave trade to be very advantageous to Great Britain, and necessary for supplying the plantations and colonies thereunto belonging, with a sufficient number of negroes at reasonable rates."

While the British public had been intent on breaking down the partial monopoly of trading in negroes, which had existed among themselves, they had on the same principles been equally intent on setting up a monopoly against foreigners, and on excluding all but British subjects from participating in a trade proclaimed to be "so highly beneficial to the kingdom."

1698. In answer to a case referred to the judges for their opinion by the crown on the alien contract, they report—"In pursuance of his majesty's order in council hereunto annexed, we do humbly certify our opinions to be, that negroes are merchandise; that it is against the statute of navigation made for the benefit and preservation of the shipping and trade of this kingdom, to give liberty to any alien to trade in Jamaica, or other his majesty's plantations, or for any shipping belonging to aliens to trade there, or to export these negroes, &c." And the certificate is signed by lord C. II. Holt, Justice Pollexten, and eight other judges.

The proclamation of Charles II. had invited British subjects to settle in the West India colonies, and offered them lands on condition of their being planted.

A reference to the patents by which land was granted, will show what was meant by the proclamation.

The following patent may be found at length in the appendix to the report of the house of lords, dated August 1820, on the state of the West India colonies, p. 1, 198.

1690. William and Mary, by the grace of God, &c. To all to whom these presents shall come, know ye, that we, for and in consideration that Christopher Senior, esq. hath transported himself, together with his servants and slaves, into our island of Jamaica in pursuance of a proclamation made in the reign of our royal uncle, king Charles II. and for his better encouragement to become one of our planters there, he do give and grant unto the said Christopher Senior, his heirs and assigns forever, a certain piece of land, &c."

## RIGHTS OF PROPERTY IN SLAVES.

From *Poulson's American Daily Advertiser*.

Caleb Johnson, } in the circuit court of the U.  
 vs. } States for the eastern district  
 John Kinsler, and others } of Pennsylvania.

The just complainant in the above case, has unanimously instructed their foremen to request Judge BALDWIN, to permit the able, clear and lucid charge delivered by him in the above case, to be published. They make this request from a sense of duty, believing that the publication will be salutary to the best interests of the community, and that the charge is replete with the soundest constitutional principles, applicable to the case, and that the delicate subject to be presented for examination before the judicial tribunals of our country.

JAMES McALLIN, foreman.



Caleb Johnson vs. Isaac Tompkins, and others.

CHARGE OF BALDWIN, J. TO THE JURY.

The facts of this case are not complicated, and there is not much contest about those which are material to its decision.

That Jack was a slave for life, the property of Mr. Johnson, absconded from the services of his master, in this State, and had been for some time in the employment of the Messrs. Kinderdines. That Mr. Johnson and others of his party, came to the Billet on the evening of the 20th October, 1822, being Sunday, with the intention of taking him, which they made known; went to the house of Mr. Kinderdine, where they entered peaceably, took Jack without disturbing the family, put him on the wagon, and put him under their cuffs. After some altercation at the gate, with Mr. Isaacar Kinderdine, they proceeded on their way to the Billet; that near the Horscheln meeting house, a crowd of from 20 to 30 persons had assembled. Mr. Kinderdine attempted to take hold of the horses of the plaintiff in order to stop them in the road, but desisted on the threat of Mr. Withington to blow out his brains if he stopped them. That on their arrival at the Billet, the crowd had increased, Mr. Johnson had received a severe blow on the head, from some of the crowd, near the meeting house; the traces of the wagon were cut; the Jersey party were ordered to go forth with Judge McNeill's, under threats of force if they would not go peaceably. After some time they were attended by a crowd variously estimated from 40 to 60, and returned after a short time to the Billet, under the charge of a constable, they were detained all night under guard, without being permitted to retire to a lodging room; taken next morning to justice Tompkins; brought back by the constable to the tavern, where they were detained all Monday by the constable, and watched during the night by him and some of the defendants. Mr. Withington had escaped on Monday night; came to this place, procured bail and counsel; and on Tuesday morning the plaintiff and his party were liberated, on giving security for their appearance at the next court, in Montgomery county.

They were indicted for kidnaping, under the act of 1820, tried and acquitted; Mr. Tompkins, the prosecutor, and the defendants were witnesses for the prosecution; Jack was present at the trial, but was not examined; counsel were employed to assist the prosecuting counsel, to whom Jack paid, through Mr. Ellis, 30 or 50 dollars. In January 1823, Mr. Johnson took Jack home, under a warrant from Judge Jones, and detained him as a slave till about two years, since when he manumitted him; Jack is now free, and residing in Princeton.

These facts are not contested.

On one side the plaintiff asserts certain rights under the laws and constitution of this state and of the United States, what they are we shall state to you plainly and explicitly, and whether they justified the plaintiff and his party in the course they pursued. The defendants deny these rights, by what authority you have heard, and must decide; they deny in themselves certain rights, but from what source we are not informed—they profess to have acted from motives of humanity and benevolence—from the admitted facts their conduct towards the Jersey party could not well have been governed by such motives. How far they operated to influence their conduct for the benefit of Jack, we can ascertain from another uncontested fact, that on Sunday night, Mr. Johnson offered to manumit him and pay all the costs of the proceeding—the manumission was drawn up by Dr. Hill, and executed in his presence, but the proposition was rejected by Mr. John Kinderdine, and the Jersey party was prosecuted as you have heard, while no concern was taken in Jack's freedom. His part in the trial seems to have been confined to the payment of the wages earned by him during his elopement, or put into his hands by others, to counsel thus hired to prosecute his master, without any complaint of hard usage to Jack.

That the plaintiff has been grievously injured by some one; that he has been restrained of his liberty and severely prosecuted as a felon, are also admitted facts. If it has been done by the defendants or any of them, it becomes a most interesting case in this particular, and the question is, what are the extent of the injury inflicted and damages claimed.

It is not pretended that the plaintiff committed any breach of the peace in entering the house, taking Jack, securing him into the wagon, or in carrying him to the Billet—the only alleged outrages are the threat to Mr. Isaacar Kinderdine at the gate, (which Joseph Kinderdine's objection to a search warrant by the plaintiff of the reason for his taking and sending him away, though in the house when Jack was taken out, heard no noise,) and the threat in the road when Isaacar had seized, or was about seizing the horses by the head. The defendant's witnesses all concur in stating the conduct of the plaintiff and his party, with these exceptions, to have been quiet and civil throughout all the occurrences till the objection on bail.

The plaintiff appeals to the laws and constitutions for the assertion of his rights, and redress of his injuries; the defendants instruct their counsel in appeal to other laws and rules, which they contend justify all their acts; they do not attempt to mitigate or palliate their conduct as having been committed under any necessity; they offer no evidence of Jack's right to freedom, or of an infringement of any of their rights by the plaintiff or his friends—they stand boldly and manfully on their rights, as a justification, disclaiming damages, or making any excuse or apology for what they had done, down to the moment of submitting their case through their counsel to you. The plaintiff is denounced before you as a felon, ruffian and kidnapper, though

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he voluntarily manumitted Jack after all he suffered, and though there cannot now be even a pretence that he was free in 1822. The witnesses for plaintiff are said to be perjured, although you will probably concur with us in thinking, that the only material difference between their statement and that of the defendant's witnesses, is in relation to the threats made up to the Jersey party before going to Judge McNeill's. The plaintiff's witnesses say the threat was to tie and take them if they would not go voluntarily; the defendant's witnesses say the threat was to use force to take them, a difference, in our opinion, of no importance, for if unuttered nor how the force was threatened, or how it was applied. Mr. Withington and Whitman are called old soldiers, practiced kidnappers—used to the trade, because they had sometime before taken, from the same neighborhood, a runaway slave of the father-in-law of Mr. Withington, who returned voluntarily, and expressed himself glad they had come for him. You thus see that to this moment their spirit does not relent, they have no respect for the verdict of a jury of their neighbors in their own country, given on the evidence of the defendants themselves, nor for the law, which, after a verdict of acquittal, pronounces the parties accused to be innocent of the offence charged.

This view of the case makes it interesting to us and to every one. It is then to know whether the acts which have been done by the plaintiff and his party, have made it expedient to be called into a court of justice, either an assizes by a jury, or if in any, or what respect is due to the verdict of a jury in Pennsylvania, in repelling the imputation of an infamous crime. If Mr. Johnson is yet open to the epithets so freely bestowed on him, there can be no end to prosecutions, and no protection by the laws.

Another matter must be settled, whether the owner or claimant of a fugitive slave, who comes into this state under the authority of its laws, his constitution, and the laws of the United States to reclaim his property, is under any obligation to submit the evidence of his right to any person who makes the demand, to do it in the public highway in the evening or at night, before an assembled crowd in a road or at a tavern. And if any man has a right to demand the papers and other evidence of the claimant's property in a fugitive, he has the same right to judge of their sufficiency, whether the plaintiff could be compelled to go before any particular judge or justice to prove his property, and if he failed in his opinion to make out his right, was to be bound by it, and to be considered and treated as a felon for having seized his slave; deprived of his liberty, refused a bond, and compelled to go from place to place, without any legal arrest or warrant. Finally he is compelled to undergo a vindictive prosecution for arresting a fugitive, proved by his own admission to be the plaintiff's slave till he was 30, and his subsequent right to freedom resting on his naked assertion not only not attempted to be supported, but contradicted by the most inconsistent and uncorroborated evidence. Look at the conduct of the judge, and the reasons he gives the plaintiff had no bill of sale to himself from Ranley, and yet the judge saw the receipt of the purchase money paid for Jack; he was called Jack, without any further description, and the judge said the plaintiff might take up any black man by the name of Jack; yet Jack stood before him acknowledging his identity as the same slave who was sold by Mr. Herran to Ranley, and by him to Mr. Johnson. In this gentleman, the law of Pennsylvania, and are some of the rules by which property is held in this state; if they are, who can be safe when the evidence before Judge McNeill was held to be insufficient; this is a question which comes home to every man. Who can show a better right to personal property than a purchase, the receipt for the money, fourteen years peaceable possession, and the public acknowledgment of Jack confirming it.

Here is a specimen of the security for the rights of property, when the law of the land is disregarded; and the security of the personal liberty of our citizens when individuals take the law into their own hands, to be administered by their opinions of justice, natural right, social law, public opinion, humanity and sympathy. It does not indicate the laudable zeal to release the free from bondage, but rather to make the slave free, and the freeman a slave.

Such are the questions involved in this case which comes before us not on a mere inquiry into the injury done the plaintiff, or the compensation to which he is entitled from the defendants; but on an issue of right by the law of the land; on which we submit our opinion, and we submit to you, whom we are duty bound to do; the facts of the case are for your decision.

It has been thought best to do it in writing, that our opinion may neither be mis-understood or misrepresented, so that the opinion of the supreme court may be had upon it, and I hope that the party dissatisfied with it, may take it before them for their revision, in order that the whole law may be definitely settled and known. What then is the law, and on whom is the right of the case, you will be able to ascertain from the evidence you have heard, and the opinion which we have formed; Judge Hopkinson concurs in the general results which will be stated to you; there has not been time to submit to him the details; he views the matter in the same manner as we do.

On a question of slavery or freedom, the right is to be established by the same rules of evidence as in other contests about the right to property—7 Cr. 295.

It is an universal principle that possession of property, quiet and undisturbed, is evidence of ownership, and that possession cannot be disturbed, unless by one having a better right.

The burden of proof rests on those who attempt, or claim the right, to take property from the possession of another, or to interfere with his control and disposition of it.

The evidence of the property in this case is uncontradicted.

That the mother of Jack was the slave of the late Judge Berrian, of New Jersey, that Jack was born shortly after the death of Mr. Berrian, in 1791 or 2; that he was a slave of the estate sold or allotted to Thomas Berrian, one of the children and heirs, at a very early age; kept by him as a slave till 1807, when he was sold to Parus Ranley, for 300 dollars, who in the same year sold him for the same price to the plaintiff, with whom he remained for 14 years, and he absconded from his service.

Jack admitted his original slavery, but alleged that by the will of Mr. Berrian, he was entitled to freedom at 30. The will has been produced, but has no such condition or direction, and no evidence has been offered to support Jack's assertion, which must therefore be taken as not only unsupported, but directly contradicted and false, and his identity was admitted.

The original bill of sale to Ranley has been produced, and the same by him to the plaintiff, received by the production of proof of the receipt for the purchase money, which is an effectual for the transfer of personal property, as a deed or regular bill of sale, all which is required in such cases, is evidence of the sale, which may be by parol as well as writing, or inferred from long and quiet possession—1 Dall. 169.

The plaintiff has therefore given abundant evidence of property in Jack to entitle him to recover; were it on a trial of freedom, the judge would be bound to say that a bill of sale to the plaintiff was necessary, or that the papers produced to him, connected with Jack's admission, were not sufficient proof of his being a slave, and the same person who was sold, and in the possession of the plaintiff. He was not bound to disprove Jack's assertion, but those who denied the right of Mr. Johnson, were entirely mistaken in saying that a bill of sale was subsisted, and interesting as it has now become, no attempt is made to support this assertion, on the belief of which, or under color of which the defendants has acted from the time of their first interference between Jack and the plaintiff. The ownership of Jack being thus clearly made out, he must be deemed to be the property of Mr. Johnson, over which he has the same control as over his land or his goods. It is not permitted to you or us to indulge our feelings of abstract right on these subjects; the law of the land recognizes the right of one man to hold another in bondage, and that right must be protected from violation, although its existence is abhorrent to all our ideas of natural right and justice.

As a consequence of this right of property, the owner may keep possession of his slave—if he absconds he may retake him by pursuit into any other state, or he may arrest him in any other way to prevent his second escape—he may arrest him by the use of as much force as is necessary to effect his recapture; he may enter peaceably on the property or into the house of another, taking care to commit no breach of the peace against third persons. But it is no breach of the peace to use as much force or coercion toward the fugitive as suffices for his security—as without such force no slave could be retaken without his consent. The master may also use every art, device or stratagem to decoy the slave into his power—odious as these terms may be in their application to an unlawful act, they ought to be considered as far otherwise when used for a lawful and justifiable purpose. It is every day's practice to detect counterfeiters, and those who pass counterfeit money, by employing persons to purchase it from them—it is necessary for the purpose of public justice that such and similar means should be resorted to, or criminals would escape detection—they are neither immoral or illegal.

Jack's escape was by fraud and art, practised in his master's injury, and he is forbidden neither morally or legally from reclaiming his property by circumventing and defeating the fraud of the slave. The owner of property, when he has lost it, has all means to recover it, would make his right an empty and barren one, by taking from him the means of enjoying it—it was the moda least calculated to alarm or disturb the family. This right of a master to arrest his fugitive slave, is not a solitary case in the law; it may be exercised towards a fugitive apprentice or redemptioner, to the same extent, and is done daily without producing any resentment—an apprentice, as a servant, a slave is no more; though his servitude is for life, the nature of it is the same as apprenticeship or by redemption, which though terminated by time, is, during its continuance, as severe a servitude as that for life. Of the same nature is the right of a parent in the services of his minor children, which gives the custody of their persons. So where a man enters special bail for the appearance of a defendant in a civil action, he may seize his person at his pleasure, and commit him to prison; or if the principal escapes, the bail may pursue him to another state, arrest, and bring him back by the use of all necessary force and means of preventing an escape. The lawful exercise of this authority in such cases is calculated to excite no sympathy; the law takes its course in peace, and unnoticed, yet it is the same power, and used in the same manner, as by a master over his slave. Had Jack been the apprentice of Mr. Johnson, or he had been the special bail of Jack, he would have the same right to retake him as he had by being his owner for life—the right in each case is from the same source, the law of the land. If the enforcement of the right excited more feeling in one case than the other, it is not from the manner in which it is done, but the

nature of the right which is enforced—property in a human being for life. If this is unjust and oppressive, the sin is on the heads of the makers of laws, which tolerate slavery, or in those who have the power in not repealing them; to resist it, on those who have honestly acquired, and lawfully hold property, under the guarantee and protection of the laws, is the worst of all oppression, and the rankest injustice towards our fellow-men. It is the indulgence of a spirit of persecution against our neighbors, for an offence against society or its laws; for no infringement of the rights of others, but simply for the assertion of their own in a lawful manner.

If this spirit pervades the country; if public opinion is suffered to prostrate the laws which protect one species of property, those who lead the crusade against slavery may, at no distant day, find a new one directed against their lands, their stores, and their debts; if a master cannot retain the custody of his slave, apprentice, or redemptioner, a parent must give up the guardianship of his children, but have no hold on their principal, the creditor cannot arrest his debtor by lawful means, and he who keeps the rightful owner of lands or chattels out of possession, will be protected in his trespasses.

When the law ceases to be the last of right and remedy—when individuals undertake to be its administrators by rules of their own adoption, the hands of justice are severed, and effectually by the severance of one link from the chain of justice, which binds man to the laws, as if the whole was dissolved. The more specious and seductive the pretexes are under which the law is violated, the greater ought to be the vigilance of courts and juries in their detection; public opinion is a security against acts of open and avowed infringement of rights—rights—from such combinations there is no danger—they will fall by their own violence, as the blast expends its force by its own fury. The only permanent danger is in the indulgence of the humane and benevolent feelings of our nature, at what we feel to be acts of oppression towards human beings, endowed with the same qualities and attributes as ourselves, and brought into being by the same power which created us all; without reflecting, that in suffering these feelings to come into action against rights secured by the laws, we forget the first duty of citizens of a government of laws—obedience to its ordinances.

Those who are looking only to the oppression which exists, but in their own imagination, may make their own philanthropic feeling the standard of right and wrong, but it must be remembered, and impressed on every member of society, that no man can consider that to be injustice which the law declares and protects as a right, or an act to be oppressive which the law has provided as a remedy for its infringement. The impression may be honest, the feeling laudable, and the motive virtuous in the abstract, but the law forbids its action on the property or persons of others. The history of this case affords a striking illustration of the dangerous effects of these feelings being suffered to influence the conduct of even the best members of the community. The fair character and high standing in life of the defendants in this case, may be a guaranty to the public against any intentional infraction of the peace and good order of society, but one incident in the cause shows the contagious and striking example as the higher orders of society on the lower. John Chester felt authorized to take and act his part in the transaction, more humble indeed than that of his superiors, but not less efficient in its furtherance of the object, by cutting the traces of the wagon; where John would have stopped is the use of his knife, had his employment is another way been likely to effect the liberation of Jack, is difficult to say, and would be invidious to conjecture, it suffices to refer to it as a salutary lesson—the case is full of them.

The opinion of judge Washington, in Hill vs. Law, meets our entire concurrence. "That if a man should honestly believe that the person claimed as a fugitive did not in fact owe service to the claimant, he could not in his defence allege ignorance of the law, and that such matters were unfit for the inquiry of the jury." Thus, if a man should be sufficiently acquainted with the provisions of the law, if having notice either by the verbal declarations of those who had the fugitive in custody, or were attempting to seize him, or by circumstances brought home to the defendant, that the person arrested was a fugitive or was arrested as such.—4 Wash. 329. The case must be decided by the facts to evidence merit, and not by the belief of the defendant's belief or knowledge of them in any other way than in mitigation of damages, if you are satisfied that they were really ignorant of Jack's situation and they believed him free.

From the full investigation of its merits, which has now been had, all doubts of the slavery of Jack as the property of Mr. Johnson, by fair purchase of his right to his possession and custody, and to retake him wherever he was found, have been completely disappeared, and the defendants by confiding in his naked assertion of being free, have seen the bad effects of trusting to the fabricated stories of fugitives from service. In opposing his reclamation by his master they acted at their peril; he was in pursuit of his right—he entered peaceably into the house where he found his slave, he arrested and secured him in the wagon without any breach of the peace. There is no evidence of any cruelty practised on Jack, or of any complaint of hard usage; he appears to have made none, nor to have called for any assistance from any one, even after some of the defendants had come to the wagon; their interference was purely voluntary. The first inquiry then is, was it justified?

The slave was a man, it is true, but no law prohibits a man from protecting or reclaiming his property on that

day, 5 S. & R. 301. Working on Sunday is no breach of the peace, 1 S. & R. 350, when done without noise or disorder. A seizure of the peace by no right of arrest on the land, another on Sunday for the purpose of obtaining evidence of a breach of the Sabbath against the will of another. He ought to summon the offenders the next day, and proceed against them in the usual manner, 351. If the service of process on Sunday was illegal except for a breach of the peace or felony, the defendants could not arrest or detain the Jersey party without process or legal authority for a seizure of the peace.

The slave, it seems, was seized in the twilight or night, but that did not justify the interference of the defendant to recue him, or obstruct the plaintiff in removing him;—the putting of iron upon him is of itself no justification of the infliction of any violence upon the plaintiff. If it was an act of unnecessary severity, it would be a circumstance for which you would make a proper allowance in assessing damages as one which would mitigate the conduct of the defendants, by the excitement which it would be apt to produce. Whether however it was a measure of prudence or of cruelty not called for by the circumstances in which they were placed, you will probably be able to ascertain to your satisfaction from the facts, that the defendants appear not to have directed the iron to be taken off till the Messrs. Kinderferdin had given their recognizance before Justice Tompkins for his appearance, and the attempt made by John Chester and the other black man at the Billet to take them off, may not improperly be considered as some evidence of the necessity of their imposition.

If in these or any other particulars, Mr. Johnson or his party made use of any unnecessary or wanton violence towards his slave, he became amenable to the law, but not to the defendants; he was out bound to regulate his conduct by rules they might think proper to prescribe, or to suffer them to be the judges of his rights; he acted at his peril in arresting Jack, and they at theirs in interposing any opposition.

If you believe the evidence the plaintiff has established his right to arrest Jack—proof of his slavery and owing service to him absolves him from the risk he runs in seizing him—but the same fact which absolves him makes the defendants liable if they have done any act not warranted by law by which the plaintiff has suffered an injury. It is contended that they had a right to arrest the plaintiff and his party when in the act of committing, attempting to commit a felony, or doing an act which might amount to a felony and prevent its commission thereby; and such is undoubtedly the law.

There may be an arrest without warrant by a public officer, or a private person, who sees another commit a felony—or if a felony is known to have been committed, the person committing it may be pursued and arrested;—and when there is only private cause of suspicion, the peace officer may without warrant at his peril make an arrest, 6 Housy, 3, 18—19.

A constable may arrest without warrant for a breach of the peace in his presence, and commit the offender to jail for safe keeping, so may a private person for felony, or on an affray which has taken place in his presence, or where an arrest is made on suspicion, 8 S. & R. 49, 50. Such is the law of Pennsylvania for the peace of the public, but the law does not stop here; it does not leave the citizen at the mercy of peace officers or individuals—they make the arrest at their peril—in the emphatic language of the late chief justice Tighman. "I say at his peril, for nothing short of proving the felony will justify the arrest," 6 Binney, 319—and the present chief justice in declaring the right of the constable to arrest in such case says, "There is no danger to the liberty of the citizen in this, for if the arrest and detention be improper, the prisoner can have instant redress by the writ of *habeas corpus*, and the constable may be punished by indictment or subject to damages in an action of trespass," 9 S. & R. 50.

The law is the same as to the plaintiff; "at the common law a master had a right to take up his runaway servant, and for any other person to do so, might cause a breach of the peace in any house, unless forbidden by the owner. Any person with authority from the master might do the same. The domestic authority of masters and parents must be supported as essential to the peace of society, and contributing to a due subordination to the authority of government. Addison's *Rvp*, 325, the act of assembly does give, but only enforces this right.

If the person arrested is a runaway servant or slave, or the person making the arrest has not the authority of the master for so doing, he is in either case liable for the illegal arrest.

You will therefore consider the law as settled, that where an arrest is made without a warrant from a proper officer; the person making the arrest is liable in damages to the party arrested, if he is innocent of the offence with which he is charged, and for which he has been arrested—though the person arresting may have honestly believed the other guilty; though there was ground for suspicion, or probable cause for the arrest, he is liable to an action for the arrest, unless actual guilt appears. These circumstances will weigh with a jury in reducing damages, but as the arrest turns out to be illegal, it cannot be justified; and the reason being, though the public peace requires the speedy apprehension of offenders against the law, it does not authorize the imprisonment of the innocent; from this rule there is no exception, where the arrest is without warrant. If a lawful warrant is directed to an officer, or a private person, and he does not exceed or abuse the authority it confers, he is liable to no action, though the offence is described in the warrant, and arrested, is wholly innocent of the offence charged; this

is also an incontestable principle of the law. So that while innocent men are protected in their liberty against arrests, by officers or private persons, on their own authority, the latter are equally protected in the execution of a lawful process, in the case they act at the peril of the party arrested being guilty, in the other the law absolves them from any responsibility. The law is the same if a constable seizes a person as a runaway servant, by order of one claiming to be his master, he is liable to no action if the person arrested is not his servant; but if he apprehends him on a warrant from a magistrate no action lies against him.

You will then apply these rules of law to the case before you, and inquire whether the plaintiff, and those acting under his authority, committed any felony or breach of peace, in seizing, securing and carrying Jack to the house of Marple, in Hatborough. The record of their acquittal is conclusive evidence of their innocence of the offences charged in the indictment preferred against them at Norristown, either jointly or severally—you are bound to consider them each and every one as not guilty of any of the matters charged as a felony or offence under the act of assembly, of March, 1830, or the common law. Independently of this acquittal, if Jack was the slave of the plaintiff, neither he nor the others of the party could be guilty of kidnapping, under that or any other law of the state. So long since as 1795, the supreme court unanimously decided that it was no offence, under the seventh section of the act of March, 1788, for a master to arrest his slave forcibly, and carry him out of the state; that the law was intended, and only applied, to carrying a free man out of the state into bondage, 2 Dallas, 226.

The law of 1828, section 1st, on which the plaintiff was prosecuted, was copied from the law of 1788, and must receive the same construction; its re-enactment, with the full knowledge which the legislature must be presumed to have had of its judicial exposition by the supreme court, which had remained unquestioned for twenty-five years, without any alteration, is to be considered as not intended to alter, and as not altering the law on the subject. The rule thus established by the legislature and courts of the state, is the rule for our decision both by the 34th section of the judiciary act, and the uniform decisions of the supreme court of the United States; it is not therefore, to be regarded with any jealousy as opposed to the laws, policy or feelings of the state, or the principles of justice, or as requiring it necessary to add any reasons to those given by chief justice McKean; 2 Dallas, 226, which has been read by counsel.\*

\*NOTE 1. Charge of the court to the jury.

The severity of the punishment to be inflicted in case of a conviction, (a punishment the same, in its nature, as is inflicted for the most infamous crimes), ought certainly to induce the jury to deliberate well, before they determine, that the act committed by the defendant constitutes the offence, which is the object of the law. The extravagant operation and extent of the doctrine, on which the prosecution is maintained, ought also to awaken the most serious attention, for it has been contended in effect, that should a traveller bring into this state a negro or mulatto slave; nay, should a tradesman of Pennsylvania have a negro or mulatto indentured servant, who being sent to jail, and loiters away his time in tipping and debauchery, the master cannot forcibly seize and carry the delinquent to another place, either beyond or within the jurisdiction of Pennsylvania, without incurring the penalties of the act of assembly: If it is intended afterwards to keep and detain the negro or mulatto as a slave or servant. Is it rational to conceive, that any legislative body should have destined for such an act, so grievous a punishment? Again: It has been alleged that the law has made no difference and therefore, that the court can make none, between a free man and a slave, provided the injured party is a negro or mulatto. But is it possible that any individual of common sense, that any assemblage of enlightened men should so confound the nature of things, should so pervert the principles of justice, as to suppose that the act of a criminal free man, to carry off his own slave with the intent to retain him in slavery, as for a stranger to carry off a freeman with the intent to sell him into bondage? Can these actions merit the same degree of punishment?

It is evident however that such anomalies are not imputable to the legislature of Pennsylvania. By the 10th section of the act for the gradual abolition of slavery, (1 vet. Dall. edit. p. 81.) persons merely sojourning in this state have a right to retain their slaves for a term of six months, and the delegates in congress, from other states, foreign ministers and consuls, enjoy that right as long as they continue in their public characters; the succeeding section likewise expressly provides that absconding slaves shall derive no benefit from the law, but that the master shall have the same right and aid to demand, claim and take them away that they had before. This act of assembly and particularly these provisions are not repealed by the supplemental act on which the prosecution is founded. Then we find that any traveller who comes into Pennsylvania on a temporary excursion for business or amusement, may detain his slave for six months, and the previous law, (repealed by act of assembly during that term), authorizes the master to apprehend the slave, and entitles him to the aid of the civil police to secure and carry him away. By a regulation of this kind, the policy of our own system is reconciled with a due respect to the system of other states and nations, and it becomes, by construction, almost tender it impossible for any American or foreigner to pass with a slave through the territory of Pennsylvania.

We have laid down the law to be, that bail may arrest their principal, this, we have done in accordance with the decision of the supreme court of this state. "In the relation in which the several states comprising the union stand to each other, the bail in a suit entered in another state, have a right to seize and take the principal in a sister state, provided it does not interfere with the interest of other persons who have arrested such principal." 2 Yeates, 264.

Special bail may take up the principal when attending court, or at any time he pleases—"It has been quaintly said, that the bail have their principal always on a string, and may pull the string whenever they please, and render him in their own discharge"—4 Yeates, 125. S. P. 3 Yeates, 37. The court refer to and adopt the law as laid down in England, in the same words, in 6 Mod. 221, in which it was added they may take him even on a Sunday, "and confine him till the next day, and then render him;"—it is therefore the common law of Pennsylvania as well as of England.

We have also stated the law to be that apprentices, redemptioners, slaves and servants who abscond from the service of their masters, may be apprehended wherever they may be found—this we have done not only on the authority of the courts of Pennsylvania, but of various laws.

By the act of 1770, yet in force, a fugitive apprentice may be apprehended by a warrant from a justice, and committed to jail till he will consent to return to his master, or give security to answer his complaint. Pardon, 42. This act was extended to redemptioners in 1820. If any person harbor him without giving notice to his master, he shall pay 20 shillings for every day, 42—3—and the apprentice to serve 5 days for each day's absconding—Purden, 829.

The act of March, 1780, which declared all issue of slaves born after that day to be free, unless registered according to its provisions, puts negro and mulatto servants, till 28, on the same footing as servants by indenture—1 Dall. 830-40, sect. 4.

The reward for taking up runaway and absconded negro and mulatto servants, from his or her owner, master or mistress, and dealing with, or harboring them, are also the same as in the case of servants bound for four years—Sec. 9, p. 841.

It was "provided that this act, or any thing it contained, shall not give any relief or shelter to any absconding or runaway negro or mulatto slave or servant, who has absented himself, or residing in another state or country—but they shall have like right and aid to demand, claim and take away his slave or servant as he might have had in case this act had not been made—Sect. 11, p. 842.

This section remained in force till 1826—it was therefore applicable to this case in 1822. It is all important, as evincing the spirit, policy and feeling of the state to be utterly opposed to the relief or sheltering of the legislator, as declared in the servants from other states, or considering the masters who come to reclaim them as kidnappers, ruffians or felons, fit objects for ignominious punishment in penitentiaries. On the contrary, it expressly declares that they shall have right and aid, to demand, claim and take away his slave or servant—and in order that the meaning of this part of the law should not be misunderstood, that the benevolent objects of the legislator, as declared in the preamble, should not be perverted to purposes forbidden by the law, it puts the master on the same footing as to carrying his slave out of the states, as if the law had never been passed. This is language which cannot be misunderstood.

It is due to the character of the state that its own laws at least should be respected in courts of justice, by all who are

It has been said that the words slaves, or servants, which are used in the other provisions of the supplemental act, being omitted in this section, it must be inferred that the legislature intended to protect the slave or servant, as well as the freeman from the outrage contemplated; but, in our opinion, that very omission shows the fallacy of such a construction, for if the legislature designed to protect freemen and not slaves, they could not in any other way so manifestly manifest their meaning. In short, the evil apprehended was that of forcing a free negro or mulatto into another country and there taking advantage of his color to sell him as a slave, and for such an offence the punishment denounced by the law would be justly inflicted.

Upon a review of the facts, likewise, we find occasion to regret that the prosecution should have been conducted with a criminal who rarely appears in the prosecution of the highest criminal on the strongest proof. There is not, however, a title of evidence to establish the charge that the defendant seduced the negro, or that he even spoke to him in Pennsylvania where the action of seduction must be committed to vest the jurisdiction in the court. Nor can it be fairly said that he caused the negro to be seduced, for the advice given to general Sevier was merely the advice of a friend, which could not surely merit the ignominious punishment of the law, and which was not in fact adopted, as the negro was forcibly, and not by seduction, sent out of the state.

But, upon the whole, we were unanimously of opinion, as soon as it was proved the negro was a slave, that not only his master had a right to seize and carry him away, but that in case he absconded or resisted, it was the duty of every magistrate to employ all legitimate means of coercion in his power for securing and restoring the negro to the service of his owner, whithersoever he might be afterwards carried.

concerned in its administration—it is our most ardent duty to enjoin it on you to take the law of the land as you see it in the statute books, and enforce it according to its provisions. Remember too that this law is that act, which has been the pride of Pennsylvania, as one of the most noble and glorious emanations from the spirit of the revolution, as declared in the preamble, which has been read to you with the most touching force and eloquence.

But you must not take the spirit of the law according to the impulse which operates to rouse the feelings of counsel in the cause of their clients; look up, it examine its enactment not only with a watchful eye, but if you please, in the plenitude of philanthropic zeal in the cause of oppressed humanity. To relieve the oppressed, rescue the free from bondage, and punish those who violate the rights of man and humanity, to protect our fellow man from injustice, and to secure to all alike the benefit of the laws, are the imperious duties of jurors. In obedience to such dictates, we call your attention to the laws for the gradual abolition of slavery in Pennsylvania.

The first two sections are the preamble. The slave of a man to be born shall be a servant for life or a slave. The slavery of children in consequence of the slavery of their mothers, is forever abolished.

The fourth has been noticed.

The fifth direct slaves to be registered before the first of November, 1780.

The seventh directs negroes to be tried for crimes and offences like other inhabitants.

The tenth declared all unregistered slaves to be free, except the domestic slaves of masters or contractors for foreign masters and consuls, and persons passing through or sojourning in the state, not resident in it, and seamen not owned in the state or employed in ships belonging to the inhabitants of the state. This is the substance of the abolition act.

The eleventh excepts fugitives, as has been noticed.

This law was explained and amended by the act of March, 1788, which declared all slaves brought into the state by persons residing, or intending to reside in it, to be immediately free—prohibits the taking of the slave out of the state with intent to change his place of residence, or selling him for such purposes, directs the registry of the children of slaves, and punishes kidnapping.

In the spirit of these laws the legislature passed "an act to incorporate a society in the name of the Pennsylvania society for promoting the abolition of slavery, and for the relief of free negroes unlawfully held in bondage, and for improving the condition of the African race." No society was ever founded for nobler objects, or more deserving of public encouragement and approbation; but it was no part of the design or objects of this benevolent society to protect or rescue runaway slaves from the claims of their masters. It was never intended to constitute, that their by-laws, rules, orders and regulations enacted, or to be enacted, be reasonable in themselves, and not contradictory to the constitution and laws of the state. Acts of assembly, pp. 218, 223, A. D. 1789.

So far as has come to our knowledge or information, this society has acted on the philanthropic principles of its institution and none other, never interfering with the rights of property, as secured by the laws; they have not infringed the condition of their charter, but pursued their legitimate objects with untiring zeal. If they have been perverted by any honorary member, like Mr. Ellis, by contributing money to employ counsel to prosecute a master for lawful seizing and taking away his runaway slave, we are well convinced that it has been equally repugnant to the feelings and practice of the members of the society, as it would be to their charter.

These laws remained unchanged till 1820, when an act was passed on the subject, the provisions of which need not be particularly recited—the proviso in the second section is however important, "Provided always, that nothing herein contained shall be construed as a repeal or alteration of any part of an act of assembly, passed 1st March, 1780; or of any part of the act of 29th March, 1788; or of any act which may hereafter be passed." This is the section which prescribed the punishment for kidnapping, and was copied, except as to the punishment, into the first section of the law of 1823.

By the law of 1788, the punishment was a fine of £100 and confinement at hard labor not less than six or exceeding twelve months, until the costs be paid. 2 Dall. 59.

By the law of 1823, the fine was not less than \$50, or more than \$2,000, to be deemed guilty of a felony and sentenced to undergo a servitude not less than seven or more than twenty years, confined, kept to hard labor, fed and clothed as is directed by the penal laws of this commonwealth, for persons convicted of robbery. Purd. 653.

The punishment of the first offence of robbery in a servitude of not less than one or more than seven years, and for a second offence not exceeding twelve years. Act of 1829. Purd. 821.

On the first conviction of murder in the second degree the punishment is servitude for not less than four or more than twelve years; for the second offence, confinement for life. Act of 1825. Purd. 648.

The penal laws of Pennsylvania are just, mild and humane; and its penal code is admired not only in this, but in all the civilized nations of the world. Here punishment is graduated in proportion to the enormity of the offense, and cruel punishments are expressly forbidden by the constitution, as well as excessive

lines. Art. 9, sec. 13, and by the 8th amendment to the constitution U. S.

That offence must be dark and black indeed, which is, in the view of the legislature, so much more heinous than highway robbery or violent murder. Can you believe that it was their intention to subject the man who arrested his own fugitive slave by force, with the intention of conveying him to his home in another state, to a punishment greater in a threefold degree than the most aggravated highway robbery, and for a time exceeding by nine years the utmost term of servitude, which a court could, for the first offence, inflict on the violent murderer whose forfeited life may have been spared by the mistaken humanity of a jury.

Would a wise, just or humane body of men pass a law which would put on a level the one who reclaimed his own property by lawful means, and the wretch who would drag a freeman into bondage, and arrest as felons of equal grade, a respectable farmer from an adjoining state, with the sordid habitual trafficker in human flesh—the lawful taking of one's own property, with the stealing of a human being.

When the punishment of kidnapping was only a fine of £100, and the extent of confinement only one year, the supreme court declared that such enormities were not imputable to the legislature of Pennsylvania; we should do them great injustice not to rescue them a second time from the imputation, when the fine is greatly increased, and the servitude extended not only to seven, or twenty-one times the extent, but directed to be as a felon, and highway robbery law, justice and humanity combine to repel an idea so dreadful. The great and benevolent act for the gradual abolition of slavery did not abolish the distinction between bond and free negroes and mulattoes, the free man and the absconding slave, the master who brought his slave here to reside, and the master who came here in pursuit of one who absconded from him; and when you are invoked to respect the legislation and spirit of the state, you will remember that this consists in obedience to its laws, which expressly declare—that they give no relief or shelter to runaway slaves from other states—that their master shall have a like right, and aid, to demand, claim and take them away, as if the law for the abolition of slavery had never been passed; and remember too, that this law is expressly declared not to be changed or repealed by the law of 1850, under color of which the defendants claim the right to consider the plaintiff as a felon for doing the very act, for which he had a right to aid, help and assistance by the abolition act, and by which the runaway slave was denied relief or shelter within the state.

While the abolition act put free blacks on the footing of free white men, and abolished slavery for life, as to those thereafter born, it did not subject them to the same punishment as before, or slaves excepted from the operation of the law; they were then, and yet are, considered as property—slavery yet exists in Pennsylvania, and the rights of the owners are now the same as before the abolition act—though their number is small, their condition is unchanged. The rights of the owners of fugitive slaves to take them to their homes in another state, were as perfect in 1852 as they were before the revolution—these rights was destroyed by the abolition act in the most plain, explicit terms, without any condition imposed on their exercise. The right was complete and perfect, if there existed between the person seized and the person seized, the relation of owner and slave, or master and servant, the master or owner might take away his slave or servants to another state or country where he resided, without the consent of the negro, the person with whom he lived, the neighborhood, or the order or warrant of any magistrate. The law was his warrant, his authority, in the execution of which the master had a right to aid, and it is by this law that the rights of the parties in this suit must be tested in this case. If Jack, therefore, was the slave or servant of Mr. Johnson, he was no felon, kidnapper or ruffian, the act of seizure was lawful; and if the defendants, or any of them, beat, assaulted, arrested or imprisoned him, or any one acting by his authority, the act was illegal, without the lawful warrant or authority of an officer of the law.

Had the defendants any such authority?

In inquiring into the constitutionality of the bill of rights in the rights and liberties of its citizens, and those of other states, a court who is to decide and instruct a jury upon them according to the law of the land, is not at liberty to overlook that law which is supreme. If the constitution of this state or the union prescribes rules for the conduct of officers in relation to arrest for crimes or breaches of the peace, we must obey them according to their terms, meaning and judicial exposition, without resort to opinions or treatises delivered or published elsewhere; an examination of rules to be deduced from such sources does not suffice for the faithful discharge of our duties; we at least must search for that law which we must respect and obey, as well as enjoin on our observance.

The 8th section of the 9th article of the bill of rights in the constitution of Pennsylvania declares, "that the people shall be secure in their persons, houses, papers and possessions, from unreasonable searches and seizures—and that no warrant to search any place or to seize any person or things, shall issue without describing them as nearly as may be, nor without probable cause supported by oath or affirmation."

The 4th amendment to the constitution of the United States declares, "that the right of the people to be secure in their persons, houses, papers and effects against unreasonable searches and seizures, shall not be violated, and no warrant shall issue

but upon probable cause supported by oath or affirmation, and particularly describing the place to be searched and the person or things to be seized."

The supreme court of this state have decided that a warrant for felony issued by a president of the court of common pleas, on the ground that it appeared to the judge, from common report, to be a strong reason to suspect that the party charged to be guilty, and that he was likely to depart and retreat to parts unknown, before the witnesses could be summoned to appear before the judge—to enable him to issue a warrant on oath was illegal on the face of it, and a constable not bound to execute it. *J. Binney, 43-1, Pard.* The first order issued by judge McNeill was to John Kinderdine, without oath, affirmation, or any probable cause stated—was the mere statement made by him, the particulars of which the judge has been unable to recollect, so as to even state them at the trial for our information—if instead of a verbal direction to bring the Jersey party before him, he had issued a warrant for the purpose, the legal result would have been the same.

Being in direct violation of both constitutions, utterly wanting every requisite prescribed, this order was, as every warrant or written authority from the judge would have been, utterly illegal, null and void to all intents and purposes—affording no justification to Kinderdine, to execute it or to any one in assisting him—any act done under such an order is as illegal as if none had been given, and for any injury done to the person or property of the plaintiff, or the others of his party, an action would lie as well against the judge as all those who acted in pursuance of that order, whether it issued to bring the parties before the judge to prove the plaintiff's property in Jack, or to answer for a crime or any offence against the laws.

The liberties of our citizens do not depend on such a tenure as an admission of the legality of this order would imply, nor are constitutional provisions for their protection, to be treated such solemn mockeries as we should make them by justifying the conduct of the defendants in pursuance of it.

You will therefore consider every act done by them or any of them, every assault or offer of force, arrest, confinement or restraint of the personal liberty of any of the Jersey party, under or by virtue of the order of judge McNeill, as wholly without authority of the law and in direct violation of its most solemn provisions.

We now come to the second order of the judge.

The judge tells us that he took it for granted, from seeing the justice and constable in company, that the Jersey party were in their legal custody, and in consequence of such belief, he suggested the propriety of committing the negro to the county jail, and binding over the other party to appear before the judge, if he had any. If you believe the statement of the judge, the case had no difficulty in deciding on the merits of this part of the transaction, taking it in either way. As a compulsory proceeding on the Jersey party to compel them to prove the property in Jack, it was without any authority of law as utterly void as the former order. If it was to detain, confine or arrest them on a criminal accusation, it was unconstitutional, for the want of an oath and probable cause; there is no evidence of even an accusation made against them in any specific shape, or charging any definite offence; the judge does not state that any application was made for any process to be issued by him—if he is credited, he gave no order, but only suggested, advised or recommended the course he pointed out.

You will judge from the whole evidence, what was the nature and object of the proceeding before the judge, and of what he did advise or direct. By referring to that part of the book of Justice Tompkins, which has been read, it seems to have been well understood by him at least, "that it was thought advisable to commit the said Jack to jail for safe keeping, until the said Caleb Johnson should have an opportunity to prove his property." The recognition of Mr. John and Justin Kinderdine, taken on their return from the judge's on Sunday night, shows their understanding of the matter; the conclusion was to deliver to the said Caleb Johnson, whenever his claim is completely established, or deliver him up at the next court of quarter sessions of Montgomery county; he, the said act of Mr. Tompkins which appears to have been done officially by him that night, of which there is any evidence, without the setting Jack free under the recognizance was intended to be an official act. As the advice or direction of judge McNeill was not pursued by the commitment of Jack, the condition of the recognizance was one whether the judge or justice had no power or right to impose—the proceeding at the whole of the whole of the detention of the Jersey party that night lawless and unjustifiable.

We now come to the proceedings before the justice on Monday morning. According to the account of Mr. Roney, the constable, no witnesses were examined, no oath or affirmation was administered by the justice, or any question put to the Jersey party, except whether they had bail; they said they could procure bail if they had an opportunity—the justice said he must commit them, and took up his pen to write, the constable then said he would be forthcoming for their appearance next morning, and they returned to the Bilet. Skillman gave the same account of this part of the transaction at the justice's.

If you believe this statement, it is the worst part of the transaction with respect to the party detained, as it was done by a justice, with no crowd or confusion to prevent a full and patient examination, there was no excuse for not strictly pursuing every step required by the law and constitution. The question of

Jack's slavery had assumed a definite shape by his admission before the judge in the presence of Justice Tompkins and the rest of the party; that he was born a slave, and that he had lived with Mr. Johnson as such; he admitted his slavery till he was thirty, when it alleged he was free by the will of Judge Herrin, of New Jersey. The production of this paper then was necessary to make out the fact of Jack's assertion, but it does not appear to have been called or sent for, nor was it called on to verify his statement on oath, though he was a competent witness against Mr. Johnson, if he was a free man or only a servant for years.

It is a very remarkable circumstance that we have no evidence on the subject except Jack's admission before the judge, that he was not recognized as a witness to appear at court; that though he attended the trial he was not a witness on the indictment, and though now free and residing at a very convenient distance to attend the trial or answer interrogatories—he does not know what he would say on oath, or what account he gave of himself on coming to Mr. Kinderline's. The entry on the book of Mr. Tompkins describes him as here in the employment of John and Justinian Kinderline—how long we know not, but if the money he gave to Mr. Ellis at the trial at Norrisville was his own, you may presume it was a considerable time—if you take the sum according to Mr. Ellis' evidence there, it was fifty; if according to his evidence now, it was thirty dollars. Jack is now a competent witness to any part of the case—by his not producing or taking his evidence, or examining any witness to show the account Jack gave of himself, or what other reasons the defendants had for believing him free and prosecuting the plaintiff for felony, than Jack's assertion at Judge McNeill's—we and we must consider it as the only evidence for our consideration on this part of the case. Justice Tompkins appears to have acted on no other evidence of the fact of slavery or freedom, the whole prosecution rested on that fact; if Jack was free the defendants had no right to arrest him, or to detain him as a plaintiff, they could not be guilty of kidnapping. There could not be probable cause for the prosecution, unless there was at least some legal evidence of his freedom made out by oath or affirmation. Jack's assertion not under oath or affirmation, was not even the shadow of probable cause—to justify the justice in committing, arresting, detaining or issuing a warrant for the apprehension of the Jersey party or any of them. If a warrant issued on no other proof it would have been illegal even for their arrest; a commitment without warrant would have been without any authority; a verbal direction to detain or confine them was equally so.

Does the evidence of Robert Tompkins change the result? It is your exclusive province to decide on his credibility, you may believe or disbelieve his evidence as you may think proper; but in giving you our opinion as to its legal effect we must consider it as true.

He says that John and Sarah Kinderline were examined before the justice, but does not state what evidence was given, and no paper or book containing it was given in evidence; this removes one constitutional objection—but it leaves the proceedings open to another fatal one, the want of probable cause on which to issue a warrant or order of arrest. This witness does not state whether any of the other party was present or not. This is an all important matter. The ninth section of the sixth article of the constitution provides, "that in all criminal prosecutions the accused hath a right to be heard by himself and counsel, to demand the nature and cause of the accusation against him and to meet the witnesses face to face."

The sixth amendment to the constitution of the United States provides, "that the accused shall enjoy the right to be informed of the nature and cause of the accusation against him, and to be confronted with the witnesses."

It is therefore incumbent on the defendants to satisfy you that the parties accused before the justice, were present on the examination of the witnesses against them; if it took place before they were brought before him and was not read to them or information given to them of its substance; or if it was had after they left the office or done at any time, as a colour or cover for the proceedings which took place without the presence or knowledge of the accused, it was not only utterly unlawful but aggravated by being done under the pretence of conformity to the provisions of the constitution.

As to all the proceedings then of the defendants which took place either for the purpose of taking the Jersey party before the justice or judge to prove the property of his plaintiff or to establish a charge of kidnapping; we instruct you without hesitation, that they were without any warrant or authority of law, wholly unqualified and illegal.

We will now inquire whether there was any lawful course to arrest on any other ground.

If Jack was the slave or servant of Mr. Johnson, if he absconded from his residence in New Jersey to this state, he was entitled to neither relief or shelter by the abolition act, it was prohibited by law, to harbor or deal with, conceal or employ him, without notice to his master, (if known) under a severe daily penalty. The laws of the state recognized him as the property of the plaintiff which he had a right to take away from this state to his residence. The 1st section of the bill of rights in the constitution of Pennsylvania declares, "that all men have the inherent and inalienable right of enjoying and defending their lives, liberty, of acquiring and possessing property;" "that no man can be deprived of his liberty or property but by the judgment of his peers, or the law of the land." Sect. 9.

"That the right of citizens to bear arms in defence of themselves and the state shall not be questioned." Sec. 21.

The second section of the 4th article of the constitution of the U. States declares "the citizens of each state shall be entitled to all privileges and immunities of citizens in the several states."

The 10th section of the 1st article prohibits any state from passing any law "which impairs the obligation of a contract."

The second section of the 14th article provides, "that the right of the people to keep and bear arms shall not be infringed."

The sixth, "that no man shall be deprived of liberty or property, without due process of law."

In addition to these rights Mr. Johnson had one other important one to which we invite your special attention, and a comparison of the right given and duty enjoined by the constitution of the United States with the eleventh section of the abolition act of 1850.

"No person held to serve or labor in one state under the laws thereof, escaping into another, shall in consequence of any law or regulation be discharged from such service or labor, but shall be delivered up on claim of the party, to whom such labor or service shall be due." 4th art. sec. 2, clause 3.

Pursuant to this provision of the constitution, the act of congress of the 12th February, 1793, was passed, not to restrain the rights of the master, but to give him the aid of a law to enforce them. This law has been read to you, together with the opinion of our respected predecessors, in the case of Hill vs. Law, to which we give our entire assent, so far as it affirms the unqualified right of the master to seize, secure and remove his fugitive slave. "Do you perceive in this any thing discordant with the feelings, the spirit, the policy, or the legislation of Pennsylvania, as manifested in the abolition act, or the one passed to amend and explain it. Do these constitutional and legal provisions give any right to the plaintiff, or enjoin any duty on others, which are not the fundamental principles of her own laws, as acted on and enforced in her own courts, as of paramount and supreme authority. If you have any doubt, here is the opinion of one of the most humane and benevolent judges who ever presided in any court, the late chief Justice Tighman, in delivering the opinion of the supreme court of this state—Wright vs. Deacon 5 S. & R. 63.

"Whatever may be our private opinions on the subject of slavery, it is well known that our southern brethren would not have consented to have become parties to a constitution under which the United States have enjoyed so much prosperity, unless their property in slaves had been secured. This constitution has been adopted by the free consent of the citizens of Pennsylvania, and it is the duty of every man, whatever may be his office or station, to give it a fair and candid construction." After referring to the constitution, he observes—"Here is the principle—the fugitive is to be delivered upon claim of his master." But it required a law to regulate the manner in which this principle should be reduced to practice. "It was necessary to establish some mode in which the claim should be made, and the fugitive be delivered up." He then recites the act of congress, and continues—"It plainly appears from the whole sense and tenor of the constitution and act of congress, that the fugitive was to be delivered up on a summary proceeding, without the delay of a formal trial in a court of common law. But if he had really a right to freedom, that right was not impaired by this proceeding—it was placed just in the situation in which he stands, he is to be tried and might prosecute his right in the state to which he belonged."

This is in the spirit of the law, policy and feeling of Pennsylvania, as declared by the supreme court, and if the acts and proceedings of inferior courts and judges in opposition to the rights of the owners of fugitive slaves are quashed as illegal, of what nature must be the lawless conduct of individuals, who, by an assumed authority, undertake to obstruct the execution of the supreme law of the land? The supreme court declares that the constitution of the United States, would never have been formed or assented to by the southern states, without some provision

\*NOTE 2. Extract from the charge of judge Peters in Hill vs. Law.

To carry into effect the constitutional provisions on this subject the act of congress of February 12th, 1793, was enacted. This act empowers the person to whom a fugitive from labor or service is due, his agent or attorney "to seize or arrest such fugitive from labor, and to take him or her before any judge of the circuit or district courts of the United States residing within the state, or before any magistrate of a county, city, or ecc. wherein such seizure, arrest and on proof of owing service to the claimant, either by affidavit or other evidence taken before a judge or magistrate of the state from which the fugitive escaped, the judge or magistrate of the state in which he or she is arrested shall give a certificate thereof to the claimant, his agent or attorney, which shall be a sufficient warrant for removing such fugitive."

By this it clearly appears that the claimant, his agent or attorney, has the authority of this law to seize and arrest without warrant or other legal process, the fugitive he claims, and that without being accompanied by any civil officer, though it would be prudent to have such officer to keep the peace. Whilst thus seized and arrested, the fugitive is as much in custody of the claimant, his agent or attorney, as he is in that of a sheriff or other officer of justice; having legal process, or a warrant of arrest, which may use any place proper, in his opinion, for temporary and safe custody.

for securing their property in slaves. Look at the first article, and you will see that slaves are not only property as chattels, but political property, which confers the highest and most sacred political rights of the states, on the inviolability of which the very existence of this government depends.

The apportionment among the several states comprising this union, of their representatives in congress.

The apportionment of direct taxes among the several states. The number of electoral votes for president and vice president, to which they shall respectively be entitled.

The basis of these rights is—"according to their respective numbers," which shall be determined by adding to the whole number of free persons, including those bound to service for a term of years, and excluding Indians, not taxed, three fifths of all other persons." So that for all these great objects, five slaves are, in federal numbers, equal to three freemen. You thus see that in protecting the rights of a master in the property of a slave, the constitution guarantees the highest rights of the respective states of which each has a right to avail itself, and which each enjoys in proportion to the number of slaves within its boundaries.

This was a concession to the southern states; but it was not without its equivalent in the other states, especially the small ones—the basis of representation in the senate of the United States was perfect equality, each being entitled to two senators—Delaware had the same weight in the senate as Virginia.

Thus you see that the foundations of the government are laid, and rest on the rights of property in slaves—the whole structure must fall by disturbing the corner stones—if federal numbers cease to be respected or held sacred in questions of property or government, the rights of the small states must disappear and the government and union dissolve by the prostration of its laws before the usurped authority of individuals.

We shall pursue this subject no further in its bearing on the political rights of the states composing the union—is recalling your attention to these rights which are the subject of this controversy we declare to you as the law of the case, that they are inherent and unalienable, so recognized by all our fundamental laws.

The constitution of the state or union, is not the source of these rights or the others to which we have referred you, they existed in their plenitude before any constitutions, which do not create, but protect and secure them against any violation by the legislatures or courts, in making, expounding or administering laws.

The nature of this case, its history, and the course of the argument call on us to declare explicitly what is the effect of a constitutional protection or guaranty of any right or the injunction of any duty. The 26th section of the bill of rights in the constitution of Pennsylvania, is in these words—"To guard against transgressions of the high powers we have delegated, we declare that the people of Pennsylvania do not consent to any law which is excepted out of the general powers of government and shall forever remain inviolate." A higher power declares this constitution and the laws of the United States which shall be made in pursuance thereof, shall be the supreme law of the land, and the judges in every state shall be bound thereby, any thing in the constitution or laws of any state to the contrary notwithstanding." 6 art. 3 clause const. U. S.

An amendment of the constitution is of still higher authority, for it has the effect of controlling and repealing the express provisions of the constitution authorizing a power to be exercised; by a declaration that it shall not be construed to give such power. 3 Dall. 392.

We have stated to you the various provisions of the constitution of the United States, and its amendments, as well as that of this state; you see their authority and obligation to be supreme over any laws or regulations which are repugnant to them, or which violate, infringe or impair any right thereby secured; and the conclusions which result, are too obvious to be more than stated.

Jack was the property of the plaintiff, who had a right to possess and protect his slave, and was entitled to a right to seize and take away in his residence in New Jersey by force, if force was necessary, he had a right to secure him from escape, or rescue, by any means not cruel or wantonly severe—he had a right to carry arms in defence of his property or person, and to use them if either were assailed with such force, numbers or violence as made it necessary for the protection or safety of either; he had a right to come into the state and take Jack on Sunday, the act of taking him up and conveying him to the Billet, was no breach of the peace if not done by noise and disorder, occasioned by himself or his party—and their peaceable entry into the house of Mrs. Kinderdine was lawful and justifiable, for this purpose, in doing these acts, they were supported by laws which no human authority could shake or question.

The power of the state was incompetent to impair the obligation of the contract or purchase from Ranley and Berrlau, or to discharge Jack from the service of his master; he could not be impeded in the prosecution of his lawful pursuit, or restrained of his liberty without the commission of an offence and process of law.

Did they commit any breach of the peace? Joseph Kinderdine proves he was in the house when they entered and took Jack, he heard no noise, and did not see them enter—he informed his uncle of what had happened, came with him and his aunt to the wagon, but does not recollect what was said.

Sarah Rakestraw testifies she heard Isaacar ask them to prove their property, to which they replied, to stand off, or if he resisted they would blow him through—if this witness is credited, it shows the use of language rude and rough; but it did not amount to a breach of the peace without an offer to use an offensive weapon, or proof of some act done. Had such offer been made when Mr. Kinderdine was doing an act which interfered with their rights, they would have been justified in using as much force as was necessary to enable them to proceed in their lawful business—his demand of proof of property was unauthorized, if the law gave him this right he would also have the right to judge of its sufficiency; or the laws of the land, would be wrong in making the demand, and they were under no obligation, legal or moral, to exhibit their papers, and submit to an examination by him in the highway. A request, at a proper time and place, and under circumstances where there would be any probability of a candid and impartial attention to legal evidence, respect for the rights of property, or the laws of the land, would if refused rudely, have indicated a disposition on the part of the Jerseymen extremely reprehensible, and put their refusal on a very different footing from that in which it appears by the evidence of Miss Rakestraw; though even in such case they would not have been compelled by law to show their property or authority, yet rude conduct or language would have tended much to have palliated any statement or violence which followed a refusal to accede to a proper request. On this subject there is much weight in the remark of the defendant's counsel, that there is a social law, a law of decent respect for the opinion of others, which ought not to be overlooked in the assertion of right—but it is most certainly a gross violation of this social law, to rudely demand a right, that which ought to be conceded only to courtesy of manner, and propriety of time, place and circumstance.

The next act of the Jersey party which is complained of, is the threat to blow out the brains of Isaacar Kinderdine, when he either had seized or was about to seize one of their horses by the head, for the purpose of stopping them in the road, near the meeting house. At this time there was a crowd of some 30 or 35 about the wagon, and shortly after the plaintiff was struck in the head with a stone.

Under such circumstances, a demand to prove property or to stop, was most unreasonable and improper, any attempt to stop them was unlawful, and would have justified the repelling such an attempt by as much force, and with such weapons as would be necessary to their safe passage to the Billet; what was said or done by them was no breach of the peace, or other offence, which in any manner justified their arrest or detention, 5 S. & R. 301.

It would be a severe reproach on the laws of the state if any of the acts testified to have been done by the plaintiff or his party could be deemed a crime or offence, it is our duty to say to you that in point of law they were guilty of neither; their conduct did not amount to any other offence of the law than possibly the fine for doing worldly business on the more secure of Jack on the Sabbath. If that had been the only offence imputable to them by the defendants, you may be inclined to think with us that the Jersey party were not the only persons who were exposed to the penalty—it may well be doubted whether it was a work of necessity, mercy or charity, to proceed further on any thing than was done by the defendants before the Jersey party and the crowd reached the Billet.

At any rate, travelling on Sunday does not fall within the legal description of worldly employment or business, or any offence within the law cognizable by a magistrate, 5 S. & R. 301—as going from Mrs. Kinderdine's to the Billet.

The next inquiry is whether the plaintiff has been assaulted, beat, or imprisoned by the defendants, or either of them, and by whom. An assault is an offer to strike, beat, or commit an act of violence on the person of another, without actually doing it, or touching his person.

A battery is the touching or commission of any actual violence to the person of another in a rude or angry manner.

Imprisonment is any restraint on the personal liberty of another; any prevention of his movements from place to place, or his free action according to his own pleasure and will; a man is imprisoned when he is under the control of another in these respects, or either of them against his own will.

It is false imprisonment when this is done without lawful authority, and such imprisonment is deemed an assault in law, though an assault in fact is made if the one includes both offences, the act being unlawful. In actions for injuries of this kind, all parties who are proved to have taken any part in the assault, battery or imprisonment, are principals, and answerable for all acts done by themselves or by any others concerned in the transaction, by their order, consent, or procurement; or in pursuance and furtherance of an object or enterprise in which they have all engaged, and which is illegal; if two or more agree or combine to effect an unlawful purpose, each one of the party is civilly answerable for all acts done in or leading towards the accomplishment of the joint object, directly connected with it or naturally consequential. If the object and purpose is entered upon and commenced by the parties concerned, and either individually or by concert, assembly or combination, and consummated the act or join in its execution; the original parties are responsible for their conduct, though the immediate actors may be unknown to them, or have no other concerted agreement or connection with them, than by the unlawful acts committed, intended or tending to effectuate the original object and purpose.



If a man does an unlawful act, apt or likely to do an injury to some person, and an injury is actually caused thereby, it is immaterial by what intermediate hand it is inflicted, the first wrong *done* is directly answerable to the injured party as the immediate cause, and when a man strikes a lighted torch into a crowded market, it was thrown by one and not other, till it struck a person and put out his eye—the man who first threw the squib was made answerable, 3 Wils. 407. So is the law where one man publicly and unjustly charges another with the commission of an offence or crime of which he is innocent, and an injury is inflicted on him by an excited crowd.

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You will then understand the law to be well settled, that it is not necessary to bring home to any of the defendants, the definite act which has caused the injury; the law fastens the consequences of any illegal act upon them, which they have, in any manner as before mentioned, directly or indirectly, done, brought about or caused.

Their mere presence, however, when the act is committed, does not make them accountable for it, without some participation on their part, or exciting, directing or encouraging it—there must be some evidence of their acting, or causing others to act. If they take any part you may consider any or each of them who do so, answerable for all that is done, unless you are satisfied that this interference was unconnected with the original and principal purpose.

If an illegal act is done under colour of legal authority or process, from an officer who had no jurisdiction of the subject matter, or whose order or process is made or issued in violation of the law, the judge or justice, and party procuring it, are trespassers, so is the officer and all who act under him, if the process is void on the face of it, 10 C. 76, and his who procures such order on false pretences, is the most aggravated case. It is not necessary to constitute false imprisonment, that the person restrained of his liberty should be touched or actually arrested, if he is ordered to do or not to do the thing, to move or not move against his own free will, if it is not left to his own option, to go or stay where he pleases, and force is offered or threatened, and the means of resistance are at hand, ready to be used, or there is reasonable ground to apprehend that coercive means will be used, if he does not yield. A person so threatened need not wait for its actual application. His submission to the threatened and reasonably to be apprehended force, is no consent to the arrest, detention or restraint of the freedom of his motion—he is as much imprisoned as if his person was touched, or force actually used, and he is not constituted a party to the act, if of his own will to go where he pleases, and must be considered as voluntary, till all efforts at coercion or restraint cease, and the means of effecting it are removed.

On the part of Mr. Tompkins, it is contended that the plaintiff has failed to his action as to him, for want of the notice required by the act of assembly which has been read, Purd. 492.

This act applies to all official acts of a justice of the peace, and must be liberally construed so as to give them the full benefit of the protection intended by the notice. Though the act done is prohibited by law, and a penalty imposed, as for marrying a minor without the consent of his father, 5 Penn. 24, or arresting a party by warrant for an act which is no offence, as travelling on Sunday, or if in the honest exercise of his jurisdiction, he judges erroneously of the legal character and consequences of an act done, and treats as an offender, a person who has committed no crime, 5 S. & R. 301-2, he is entitled to notice. On the other hand, if he acts from improper motives, in a case where he had no authority to act at all, or in the manner to which he did act, he will be deemed to have acted merely under the colour or pretence of his office, and not by virtue of it, and no notice is necessary. Nor is it necessary that the plaintiff, without intending to act as a justice of the peace, in his official character, or did or directed any act to be done, in a matter whereof he had no jurisdiction. He must be clothed with official power to do the act officially, so that he is authorized to judge and decide whether the offence charged has been committed, or whether the thing done is punishable or within his cognizance.—If he judges erroneously, he is mistaken only or ignorant, he is entitled to notice in all such cases, though he cannot be justified in doing the act.

But if some things are indispensable to bring his official power into action, and those things appear not to have been done, his acts are null and void, and cannot be official; as issuing a warrant of arrest in a criminal accusation, without probable cause, supported by oath or affirmation—the power to do this is expressly excepted from all the powers of the government, by the bill of rights of Pennsylvania, and the amendment to the constitution of the United States.

No act can be by virtue of office, which the power of government is incompetent to authorize; it must be taken to be by the mere colour of office, and no notice is necessary, whatever his motives or intentions were. It is for you to decide on all the evidence in the cause applicable to Mr. Tompkins—how he acted in any of the scenes which occurred, you will consider him as any other defendant, as to all matters over which he had no official power to act, or in which he did not intend to act officially—you must find in his favor, if all his acts to the injury of the plaintiff were official.

These are points of law which furnish the rules for the decision of this case; you will apply the evidence you have heard to ascertain the facts as they bear on each defendant.

In contrasting the conduct of the respective parties, you can decide which was acted with more propriety, and which, by the law, and which has violated it; if the evidence has made the same impression on your minds as on ours, there cannot be a doubt that the defendants have inflicted injuries on the plaintiff for which he is entitled to redress at your hands. If the rights which he was clothed by the supreme law of the land, are to be neither respected or protected, you are entitled to be protected in the same manner.—Your powers are derived from the laws and constitution of the state and union; his are from the same source and authority, and from one source higher than either. That power which ran at its pleasure alter and rescind any of the provisions of the constitution itself, by a constitutional amendment; by that power Caleb Johnson is invested with and guaranteed in the enjoyment of rights which can be neither infringed or impaired by all the power of the state or general government so long as the supreme law to which they are subordinate is obeyed. And shall it be permitted to individuals acting under the impulse of their own feelings and passions to do what is forbidden to the legislative power of the country, with no other check on their actions than what they may call the social law of the place, or public opinion? This case illustrates the effects of indulging that false philanthropy which prostrates the law and the constitution in its zeal against slavery; as we remarked to you before, it extends not merely to make the slave free, but freemen slaves. The plaintiff and his party were denied in the use of a bed, and this by zealous in the cause of humanity and benevolence. What would have been the case if Mr. Johnson if he had refused Jack a place, and means of rest and sleep—and it is to sanction such philanthropy that laws are to be disregarded, not only to justify the defendants in attempting to liberate Jack, but forcing his master from place to place as a criminal, prosecuting and now denouncing him as a felon. Though he offered manumission to his slave on the first night, and has since executed it, the defendants did not then, nor do they now relent, even after the full investigation which the cause has undergone.

We had hoped that they would have offered some circumstances of mitigation or excuse, which would have made the question for your decision one of mere compensation to the plaintiff for the injury he has actually sustained, without giving any thing in damages by way of public example, to prevent future outrages against the law, and the constitutional rights of citizens of the United States. We very much regret that by justifying their whole conduct, and boldly making the issue before you one of right, there is but one mode left to you by which you can meet your duty to the parties and the country.

If these rights of property which can be enforced, if our citizens have personal rights which are made inviolable under the protection of the supreme law of the state, and union, they are those which have been set at naught by some of the defendants. As the owner of property—which he had a perfect right to possess, protect, and take away, as a citizen of a sister state, entitled to all the privileges and immunities of citizens of any other state, Mr. Johnson stands before you as a man, and as a citizen, who can take from under him—it is the same ground on which the government is built. If the defendants can be justified in what they have done, we have no longer law or government—and if the personal liberty of the citizens can be thus violated with impunity, there remain to us no rights worth protecting.

The political aspect of public affairs cannot be overlooked when a court and jury are called on to decide on constitutional questions. The country has happily passed through some exciting and painful scenes, threatening its peace. No one can tell what danger may be impending over us, or how imminent it may be—but it is certain that there is much cause for vigilance in all those concerned in the administration of the law of the land, in enforcing its provisions, and in its execution, in such a manner, that it shall be in the power of all its citizens, name, supreme—the only test and standard of right and wrong.

As citizens of Pennsylvania and the United States, it now rests with you to pass upon the rights in controversy between these parties; they are of the highest importance to every man in the community, and to the whole country, as affecting its dearest concerns.

The question of damages is exclusively with you—though the defendants have not given in evidence or urged by their counsel, any matters in extenuation, we cannot help remarking that they appear to be respected in their neighborhood; they are members of a society distinguished for their obedience and submission to the laws; than whom none other is more meritorious in their charity, benevolence and exemplary good conduct in all the relations of life; and what motives were actuated towards the plaintiff, who never injured them or theirs in the pursuit of his property, is hard to imagine—it would seem that they were impelled by some cause not disclosed in the evidence or argument of the cause—some spirit or tone in public opinion; the temper of the times, some erroneous impressions of the policy of the law, or mistaken advice, or its construction. This, however, is left to your consideration, as we are not authorized by the defendants to place their conduct on this footing, the case must be left to you on the question of right, according to the laws and constitution, as they have been shown to you, and on the question of damage, as you shall think the justice of the case demands.



# NILES' WEEKLY REGISTER.

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THE PAST—THE PRESENT—FOR THE FUTURE.

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69—The president, after two or three days repose, by the aid of his medical attendants, was enabled to proceed to the university of Cambridge, near Boston, on the 26th ult. where the honorary degree of L. L. D. was conferred upon him by the faculty of that distinguished seminary of learning—as has been the custom on the visit of a president of the United States. After which he passed to Charlestown, where he was handsomely received and escorted to *Bunker's Hill*—from whence he proceeded on his tour, visiting Marblehead and Salem, &c. and arrived at Lowell, where he lodged. On the 28th he was received, in much form, by the state authorities at Concord, N. H. the legislature being yet in session—but he was a good deal exhausted, and compelled to retire from the press of the people. Here was the last place at which we had heard of him, until it was known that he passed through *Baltimore* in the night of the 3d of July—hastening home to Washington!

It appears that the president's health was such as to demand a rapid movement south, and one that would not be interrupted by calls made upon him, or other like demonstrations of respect—for he needed rest, and he found it on board of the steamboats and rail road cars, on his journey. Instead of going to Portland, in Maine, as was intended, he left Concord on Monday, the 1st, after breakfast, and arrived at Washington at 9 or 10 o'clock on Thursday, the 4th of July, making a journey of 474 miles, in *three days*, very considerably recruited. Such are the present accommodations for travelling.

The vice president and secretary of the navy, with Mr. Donnellson and col. Earle, arrived at Washington with the president.

The addresses of the governor of Massachusetts, of the mayor of Boston, and of the president of the university, are among the things which we have laid aside for record—for we regard them as fine specimens of what ought to be said on such occasions, if such formalities are deemed "necessary and proper"—of which we have considerable doubt, unless in extraordinary cases, such as the visit of *LAFAYETTE*—the most extraordinary man of his time, the illustrious link between the past and present generation, a man, indeed, of three generations, and great and glorious and beloved in all—the pure and unquestioned friend of all the human family—the brave, the disinterested, and the good.

We have inserted the address of Mr. Everett, and the reply of the president, at *Bunker's Hill*, and present a brief account of the reception at *Lowell*, because of the peculiar circumstances which belong to both places: for if the former be regarded as the "*Mount Pisgah*" from whence success in the revolutionary struggle was first clearly discerned, the latter may be respected as a splendid demonstration of the victory obtained in establishing the right to "regulate trade," and, as our disputes with the "mother country" on that subject, caused the revolution, so the necessity of securing the benefits of the newly gained power to "regulate trade" brought about the adoption of our present federal constitution: and the battle of *Bunker's Hill* will have been fought in vain, and the constitution be rendered null and void, when it is admitted that there is not power in the federal government to defend and protect the virtuous industry of the females of *Lowell*.

69—The case of Mr. *Pleasants*, "attacked" to appear at the circuit court of the District of Columbia, will interest many of our readers. If the proceeding is not retired from—important results may be expected from it.

\*To "regulate trade" was the leading point made by *Virginia*, in Jan. 1786, when proposing that commissioners should hold a convention, &c. which resulted in the present federal union.

VOL. XLIV—Siz. 91.

69—In anticipation of obtaining a copy of Mr. *Webster's* speech, delivered at Cincinnati, we have inserted what may be esteemed the preliminary matters.

MR. WHITE. There is good reason to hope that the report of the decease of this worthy gentleman, is not true. A New Orleans paper of the 15th ultimo still presents his name as a candidate for the gubernatorial chair of the state.

## THE CHOLERA.

*Maryland.* A few cases have appeared on the line of the Chesapeake and Ohio canal, above Williamsport.

*Pittsburg.* A few more solitary deaths had occurred in this city—our latest dates do not show an abatement of the disease; but afford no present cause to apprehend it will become epidemic.

A few cases have happened at Clayville.

*Kentucky.* The *Bardstow Herald* of the 29d ult. says, that no case of cholera had yet occurred in that town, though they had been very numerous in the neighborhood.

The *Mayfield Eagle* of the 27th says "the cholera still lingers amongst us, though in a greatly mitigated form."

At *Flemingsburg* the disease had not suffered any abatement. It was thought that one sixth of the population who remained in the town, had died. Among them the editor of the "*Intelligencer*;" and his two daughters.

It had appeared at *Paris* with almost unparalleled malignity. The town was literally deserted in 48 hours—but the flight of many was prevented by disease and death. In like manner it burst out at the *Lower Blue Licks*, a watering place thronged with visitors. The venerable major *Bedinger*, a relic of the revolution, lost every white member of his family, including a married daughter, and a son, a physician, who came to attend upon the family.

The cholera had not yet ceased at *Lexington*—but had so much abated, that the people were returning to their homes. The list of ascertained deaths in this city is awful, the population being regarded. There died, in 30 days—186 whites, 164 blacks, and 55 infants in the hospital—total 375.

One white person, 5 Indians and 5 blacks, have died of the cholera, at the *Choctaw college*, in *Scott county*.

A few deaths have happened at *Cynthiana*.

Many fatal cases have occurred in various parts of *Kentucky*. The disease seems suddenly to present itself, and then as suddenly retire without any known cause.

We had very alarming accounts of the breaking out of the cholera at *Louisville*—but it seems that up to the 25th only 10 or 12 deaths had happened, and these chiefly of persons who had been attacked on the river.

*Wheeling.* A letter signed by the physicians of this town (11 in number) addressed to the board of health on the 28th ult. says that no new cases of cholera had appeared in the last five days.

*Ohio.* Though a few cases still happened at *Cincinnati*, the disease had not at all assumed the character of an epidemic.

*Tennessee.* The cholera had ceased to prevail at *Nashville* on the 19th—but cases occurred in the adjacent county. It was bad at *Pulaski*.

From the 14th Dec. 1832, when the first case was reported, to the 20th June last, there died of the cholera at *Nashville*, 158 persons—of whom 65 were in the last 90 days of the period given.

*New Orleans.* A steambot had arrived at *Louisville* from *New Orleans*, which lost 17 of her passengers by the cholera.

There were only 23 internments at *New Orleans* on the 17th ult. and a strong hope was entertained that the disease was about to cease its ravages; but private letters inform us that it was still causing a great number of deaths on the plantations.

It is stated that the use of calomel, in cholera, has produced almost certain death in *Louisiana*, in the present season. Opium seems to be chiefly relied on, for a successful practice.

*Mississippi.* A. M. Scott, governor of this state, had died of the cholera.

*Missouri.* Cases are happening in some parts of this state. The cholera had been dreadful at *Palmira*. The whole population of the town was only 700—but, it is stated that 130 deaths occurred, from the 4th to the 22d June!

*Texas.* The cholera has appeared in this country, but had not yet been very destructive.

*Cuba.* There is reason to hope that the accounts of the cholera at *Havana* have been much exaggerated.

*Mexico.* An arrival at *New Orleans* from *Tampico*, and the "*Courier*" says—a letter dated *Tampico* the 7th, states that in the 14 days previous to the 6th, there had been 500 deaths from the disease, and on that day the deaths amounted to 130.

This fatality we believe is unprecedented in this country. The town of Tampico is estimated to contain 2,000 souls; by some there is said to be between 4 and 5,000 inhabitants. On the 8th (the day before the Emperor sailed) there was said to have been 163 deaths. We understand that it was generally confined to the lower classes, and but one foreign merchant had died of it.

A French barque, the name of which we did not learn, lost every person belonging to her with the exception of one man.

**THE REV. MR. AVERY.** There seems to be a foul disposition to persecute this man—though acquitted of the heinous offense with which he was charged, by a jury of his countrymen; and since then restrained in the performance of his clerical duties, by a conference of his own church, after a full and deliberate examination of all the points—even some, perhaps, which the law of the land could not have reached. And because that we thoughtlessly, or inadvertently, copied a brief paragraph which insinuated that the jury had acquitted him rather on the principle that it was better nearly guilty persons should escape than an innocent one suffer, than because of the strength of the testimony in his favor—it is proper to recur to the subject and say, that facts have transpired, since the trial, which go entirely to relieve Mr. Avery of certain parts of the testimony which seemed to be the most decided against him.

**THE AGRICULTURAL INTEREST.** Though equally friendly to every pursuit of the laboring people of the United States, we have naturally had the greater or more decided interest in the business of the agricultural class—for the good reason that it is, by far, the most numerous and important; and, in doing all that we could to excite manufactures of iron, and other metals, wool, cotton, leather, wood, earthen, &c. &c. the fact has always been present to our mind that a ton of iron or a bale of cloth, a pair of shoes or a ship, represented, (for each contains), a large proportion of its value in the products of the land, and of labor variously employed upon it. A bale of cloth, for an example, worth 400 dollars, made and consumed in the United States, as certainly represents an agricultural value of 300 dollars, as 60 barrels of flour exported, at 5 dollars per barrel—because of the wool contained in the cloth, and the bread and meat, &c. which have entered into its composition, through the subsistence of the makers of it. And, if the whole manufacture of woollen cloth in our country is worth \$40,000,000 a year, as has been supposed, it is fully equal to an export of thirty millions worth of flour, beef, pork, &c. &c. for it matters not how the value is gained. The demand at Boston, Providence and other eastern cities and towns, for the flour of New York, Pennsylvania, Maryland and Virginia, much exceeds the general foreign demand—and the wheat-grower can discover no sort of difference in five dollars paid him on account of a barrel of flour consumed at Lowell, or in five dollars received because that a barrel of his flour is consumed in London. But he has this great advantage, though all are not so sensible of it as they should be, that the market at Lowell is steady—at London capricious; the first may be depended on, but concerning the second no calculation can be made; and there are other equally important reasons why the home market should be preferred which have often been urged upon the consideration of our readers, and need not be repeated on the present occasion. If the gross value of all the manufactures of iron, wool, cotton and leather, in the United States, be 125 millions of dollars a year (which is pretty near the real amount), we have the representative, in these articles, of nearly one hundred millions worth of the products of the land, and labor, excited to render the mines and the forests—the grain fields, and hay fields, the pastures and ranges, profitable—even mines of gold, without labor, have no more value than mountains of granite. The anthracite coal fields of Pennsylvania might have been purchased, a few years ago, for a few cents per acre; but labor has been applied to the making of canals and roads, and the value of these fields is immense—far greater than the gold fields of the south, or southern America, or even the diamond districts of Golconda and Brazil. And so it is—that the land holding, or agricultural interest, has, directly or indirectly, an average of two-thirds or three-fourths of the value of all the leading articles manufactured in the United States. Every steam engine employed depends on this interest for its fuel—every wagon, used in transportations, relies upon it for the supply and subsistence of horses, as well as the support of the driver of them—whose food constitutes a large

part of his earnings. But if the driver were not so employed, he would probably be a producer of food; and, at least to the amount, or value, of his own consumption, interfere with the general market for food, and so depreciate its price. And what is price? It costs as much labor to make a bushel of wheat at 50 cents a bushel, as if at 90; and it is the manifest interest of the grain-grower—the farmer, to build up a market for his products. If all the people were farmers, there would be no market for grain. The foreign demand for bread-stuffs, including rice, is not equal to 2,000,000 barrels of flour a year—and what would be the price, per barrel, if every American citizen raised bread for his own family? Not one-third of what it is; for the small surpluses happening would do more than supply the whole foreign demand. And these surpluses would always exist—(times of scarcity excepted), because that the closest and best managing farmer must have some money, to be obtained through the sale of his productions; and hence the surpluses would always be pressing against one another, to reduce price. This must be clear to the understanding of every reflecting person, as well as that a money-price has only a certain relation to value. The annual subscription to the REGISTER is five dollars; but we can much better afford to send a copy of it to a new customer in exchange for a barrel of flour, than pay five dollars for the barrel of flour, in the usual course of business. The former would be the disposition of a surplus; but the latter bears directly upon the profit in possession. We have not time to carry out the points now made; nor is it necessary with respect to those who will take the trouble to think. It is the great interest of the American community that the money-price of the products of the land should be high, and the demand steady. We would rather that the ordinary price of flour was 9 dollars than six dollars, and of cotton 15 cents per lb. than ten. The circulation of money thereby to be caused, in extra profits earned, would enable us better to purchase three barrels of flour or three pounds of cotton-goods, at the high price, than one barrel or pound at the low one. And besides, every kind of labor would have its corresponding advance. Our doctrine will not lead to extremes. A glass of wine may be good for the "stomach's sake;" but a bottle may sicken the stomach. We would not force the money-price of the great necessities of life, but earnestly and steadily encourage the production of them, relying on competition as a balance-wheel to regulate all affairs between producers and consumers. We refer to the HOME TRADE. The intercourse with foreign countries must rest upon its own laws—restricted or free, as reciprocated by the parties; but the amount of it is small, compared with that of the internal commerce of a country. In the United States, the home trade is as from 15 to 20 to one, as compared with our foreign commerce.

These brief hints or remarks, have been caused by the reception of a letter from a plain farmer of Chenango county, New York—who, in remitting his dues for subscription, was kindly pleased to hold a little familiar chat with us—which we are always thankful to receive, though the peculiar circumstances in which we are placed, forbids a reciprocation of such courtesies, in most cases. He says—

"The advance on wool in Europe, has enabled the domestic manufacturer to give a fair price for wool this season—and, as my farm is almost wholly devoted to the raising of wool, I am enabled to enclose you—dollars. You are on the right track. It is the land and the labor on the land, that must be sacrificed by an abandonment of the protecting system. The woollen mill is precisely in the same situation to the grazier, as the flour mill to the tillage farmer. Neither could get on without the aid of the other. The flour mill will continue to grind if wheat is reduced to 50 cents per bushel—and the woollen mill will move if fine wool falls to 25 cents per lb. But to enable the farmer to furnish the wheat, he must reduce his rent and labor to one-half its present amount or cost—and the wool-grower must keep sheep at 50 cents per annum, instead of one dollar, the present presumed fair cost of them—but the wheat cannot be supplied at 50 cents, nor the wool at 25, without corresponding reductions in the value of land and labor.

\*Except on account of bad crops.

"As you are in the habit of using figures for proof, I send you the annexed calculations. I am informed that the Oriskany woolen factory will, in the current year, require 300,000 lbs. of wool. Their agents, (and others), have come into this county to lay in their stock. To supply this 300,000 lbs. of wool will require the whole clip of 80,000 sheep—2½ lbs. to the head. To support these sheep will require 530 grazing farms, 150 sheep to each, which is a large average for sheep-farmers. This is a great wool county—stimulated to possess, at this time, 280,000 sheep, mostly of the fine woolled kinds, which have been increased, in consequence of the manufacturing demand, from 60,000, or thereabouts. These sheep have taken the place of the cow-pastures, and have raised the price of butter from 6 and 8 cents to 12½ and 15, cash, in any quantity. If these 220,000 extra sheep were destroyed, and their place occupied by cattle, 36,000 cows might be supported—the food of one cow being equal to that of six sheep, and their product would be 36,000 firkins of butter—but at a much reduced price, perhaps. We cannot import more than we can pay for. I think that we have now the requisite skill, and that the manufacturing interest will be as valuable as any other—as the price of flour may decline from 5½ dollars to 3 dollars. The south will then have no other gratification than in raising the price of European labor, and reducing that of northern labor to the same standard. The present general prosperity of the farming interest in this county, is entirely owing to the protection given to manufactures. There can be no mistake.

"Moses and Joshua warned the Israelites that when they were well settled and grown fat on the promised land—not to rebel, and forget their Lord and Protector. But they did forget and did rebel, and their sufferings were great—until a new generation destroyed their idols, and returned to the true faith. We must suffer—before our eyes shall be opened.

"P. S. Where a single woolen mill gives employment to half the inhabitants of a county—nearly 40,000 free persons, can it be doubted who are protected by a protecting policy?"

The population of Chenango, in 1830, was 37,404. We see it stated that the sheep in this county require 1,860 farms. At 2½ lbs. each, they supply 700,000 lbs. wool—say at only 40 cents, equal to 280,000 dollars.—Wool is the "crop" and the profit of the farmers of Chenango, generally, and a very handsome one it is—at fair prices. But the county also, fully furnishes itself with bread and meat, &c. and has many manufacturers and mechanics who keep up a lively market, at home, for the other surplus productions of the agriculturists, and supply them with many things which they need—the surpluses of all these being likewise added to the general stock of wealth, in exchanges with other parts of the country.

The preceding letter was not written for publication—but we thought that the facts set forth ought not to be lost; and hope that its author will excuse its insertion.

**IMPORTANT FACTS.** We have adduced hundreds of instances, at different times, to shew that duties imposed on articles imported, are not, necessarily, taxes upon consumers; and that a reduced amount of domestic duties may only increase the profits of foreign producers. On this subject the "United States Gazette" says—"It is a fact well worth the attention of the honest opposers of a protection to American industry, that the principal articles of British manufacture which are admitted at a reduced duty under the altered tariff, have advanced in price in England, so as to cost the consumer here more than when they paid a higher rate. Stuff goods of every description, of which the consumption in this country is immense and increasing, have advanced full fifteen per cent. and coarse woollens generally from 10 to 12½ per cent.

"This result is no novelty to the merchant, nor by any means unexpected by him; as an individual, the change in no manner affects his interest injuriously. The price at which he sells an article bears a regular proportion to its cost of importation. To the country at large, it makes an important difference."

**THE WEST!** About forty-five years ago, "Red Stone Old Fort"—the location of which is not very far from the centre of Pennsylvania, was called the "Back Woods;" and the writer of this well remembers the departure of a respected family for that place, of whom leave was taken as of persons now proceeding to the "Rocky Mountains." Next Ohio became "the west," then Indiana and Illinois, and the left bank of the Mississippi was the "extreme west." But the "Father of Waters" was leaped at a bound, and what is now the state of Missouri became the west—then Boone's Lick, and where the city of Jefferson now stands; the west was next located on the Yellow Stone, some two thousand miles from the Mississippi, but has been removed over the Rocky Mountains, and will soon have its place at the mouth of the Columbia river, on the Pacific ocean. When that happens, "the west" will no longer be heard of. In the present journey to the west, pretty near three thousand miles are passed over in steamboats.

A COLORED CONVENTION has lately been held at Philadelphia. Its chief purpose seems to have been to foster and extend an opposition to the African colonization project, now in operation; as the following resolution will shew:

"Resolved, That this convention discourage, by every means in their power, the colonization of our people, anywhere beyond the limits of this CONTINENT; and those who may be obliged to exchange a cultivated region for a howling wilderness, we would recommend to retire back into the western wilds and fell the native forests of America, where the ploughshare of prejudice has as yet been unable to penetrate the soil—and where they can dwell in peaceful retirement, under their own vine and under their own fig-tree."

§§—It is in Africa or the West Indies, only, that the people of color can expect to possess the rights of self-government, in becoming a nation; and, without that, we regard it as morally impossible that they can obtain a much improved character or standing amongst men. The "ploughshare of prejudice" has forbidden it.

**LIBERIA.** From the "Liberia Herald"—"It is but a few months since we noticed the erection of two or three warehouses of good size, on our Water street, and among the improvements progressing in that part of our town, we perceive three other warehouses, belonging to Messrs. Nelson, Cheeseman and McGill, ready to receive their roofs. The great rise of property in this part of the town would astonish many across the Atlantic, who pretend to believe that land can be purchased for a mere trifle in this colony."

A "high school" was about to be established in Liberia, through the bounty of Henry Sheldon, of New York, who has given \$2,000 for that purpose. Common schools are abundant; and there is a free school for reconverted Africans.

The "Herald" notices the *suicide* of a famous slave trader, John Ormond, of Bangoland, Rio Pongas. It is supposed that he had shipped 2,000 slaves in the last four years. It does appear as if there was an especial Providence over the affairs of the dealers in human blood. In almost every case that we have heard of, these wicked men have had their punishment in this world; and often, like Ormond, been hurried into the next, by acts of violence, committed by themselves or others.

**STATISTICS.** The intelligent part of the community will be much gratified with the following announcement, in the "National Gazette":—

The hon. Timothy Pitkin is engaged on a continuation of his valuable "Statistics of the United States." He will use the best materials, and particularly exhibit the condition of our West India trade since Mr. McLane's agreement.

**HERL GATE, OR HELL GATE.** We learn from the Providence Journal, that the steamboat Providence met with an accident on the 24th ult. which, had she not been an excellent vessel, must have resulted in very serious consequences. "When about to enter Herl Gate, on her way to New York, very early in the morning, the weather suddenly became very thick and dark; and from

some cause she was driven from her course, and struck on the well known rock called the Hog's Back. She was under her common pressure of steam and struck the rock with tremendous force. Some idea of the force of the blow may be formed from the fact, that the best boiler chain cable, box and all, was driven with such violence against the railing, as to take the railing with it into the sea. The tables and chairs were overturned, and scattered in every direction—the crockery and glass were broken to pieces—the piano forte in the ladies' cabin had its legs broken off, and the passengers were thrown completely out of their berths. The scene is described as one of universal terror and confusion, but happily no person was seriously injured; indeed we have heard of no injury to any one, but capt. Thayer, and he was but slightly hurt. The boat soon proceeded on her way, and it is thought she has received little damage. No blame, we believe, is attributed to any one."

**NEW HAMPSHIRE BANKS.** Abstract of the report on the state of the banks, on the first Monday of May, last, presented to the legislature.

Banks	No.	29
Capital stock paid in	-	\$2,271,008
Real estate	-	79,124
Amount of debts due	-	3,390,826
Specie in the vaults	-	464,571
Bills of other banks	-	86,013
Deposits	-	361,860
Bills in circulation	-	1,238,643

**RED RIVER RAFT.** From the *Louisville Advertiser*. The Herculean task of removing this raft is in rapid progress. A letter dated 15th May, and written on the theatre of operations, states that thirty-eight sections, embracing fifty miles of the raft, had been removed. The portions detached have been disposed of by running them into the low bottoms or down the bayous that lead from the main channel of the river in the lakes on either side. The leaning timber on the margin of the river has been taken away, and the small islands have been "unmoored" and disposed of. There is no doubt, that after the work shall have been completed, the navigation will be as good through what is now termed the raft, as it has heretofore been below the raft. The rapidity of the current has been doubled below by the work already done. The superintendent expected to continue his labors until the 25th of June, by which time the funds appropriated would be exhausted; but he felt confident of going through the first great section of the raft, and thereby extending steamboat navigation about eighty miles up the river, cutting off two-thirds of the keel boat navigation round the raft.

The party had enjoyed perfect health. The land is said to be excellent and well adapted to the cultivation of cotton. Millions of acres will be greatly improved in value by the work in progress. We only regret that the appropriation was insufficient to enable the persevering and accomplished superintendent to demolish the raft in a single season. Though it was supposed the work would take years of labor and cost a million of dollars, he will effect two-thirds of it with an expenditure of less than \$22,000! The services of such an individual are invaluable.

**PARIS.** A table of the births and deaths in the twelve arrondissements of Paris, during the year 1832, which has lately been published, presents the following results: In the course of the year, there were 45,675 deaths, and 26,346 births; namely, 28,568 deaths, and 21,322 births in private houses; and 17,010 deaths and 4,992 births in the hospitals. Thus one-fifth of the population are born in the hospitals. Among the births in private houses there were 16,553 of legitimate children, and 4,769 of illegitimate. In the hospitals only 499 were legitimate, and 4,498 illegitimate. Thus of the total births above one-third were illegitimate children. The deaths exceed the births by 19,371; but by subtracting about 16,000 occasioned by the cholera, there remain nearly 25,000 deaths, which number corresponds with that of former years.

The 7th, 8th, 9th, 10th, 11th and 12th arrondissements lost in private houses in 1832, the 22d part of their popu-

lation, whilst the 1st, 2d, 3d, 4th, 5th and 6th, lost but one 34th. This disproportion becomes still greater, if, to the number of deaths in private houses we add those which took place in the hospitals, and which chiefly consisted of individuals belonging to the last six arrondissements of Paris. The arrondissements where the mortality was greatest, are the most unhealthy quarters of Paris, where the streets are narrow and the houses very lofty.

**ALGIERS.** The French editors are very vindictive at the idea which earl Grey conveyed in the British house of lords, of a relinquishment of Algiers by France. They say—

"It is a great fault to have opened negotiations on such a question. France is mistress at home, and has no more occasion to apply to the English for the investiture of Algiers, than they had to apply to France for the investiture of Ireland. We possess this territory by more liberal and just titles than England possesses Gibraltar, Malta and the Ionian Islands. Shall, then, France be the only country in Europe that has not her right engraven on her sword?"

**THE CIRCULATING MEDIUM** of England, for a period of paper bank and a period of specie bank, are thus estimated in the Times.

From 1810 to 1818 to be of bank of England and country bank paper	£45,829,000
Silver	4,500,000
Balance of individuals at the bank of England	1,679,603

In all	£51,401,603
And in 1830 and 1831, (and probably at the present time), £52,592,815, viz:	
Bank of England	£30,142,005
Country banks	7,000,000
Gold in circulation	12,000,000
Silver ditto	8,000,000
Private balance in the bank of England	5,281,810
	£52,592,815

**OPPIUM TRADE AT LINTIN,** in 1832. The editors of the *New York Mercantile Advertiser* have been favored with a statement of the opium trade at Lintin, in 1832, from which they annex an abstract of the monthly sales, and the aggregate for the year, amounting to the enormous sum of nearly fourteen millions of dollars, equal it is supposed, to the whole export of tea from China.

	Deliveries.	
January,	1,150 chests, valued at	\$916,818
February,	1,314 " "	885,053
March,	1,953 " "	1,023,344
April,	1,367 " "	1,069,301
May,	1,357 " "	961,342
June,	1,749 " "	1,213,651
July,	3,256 " "	1,682,531
August,	2,017 " "	1,115,180
September,	2,007 " "	1,136,071
October,	2,880 " "	1,687,660
November,	1,748 " "	1,370,828
December,	1,051 " "	861,667

Total, 21,069 chests, valued at \$13,917,426  
The largest stock on hand in any one month was in July, 11,563 chests—and the stock remaining on the 1st January, 1833, was 5,110 chests.

**SPEECH MAKING.** In the vacation of parliament, the editor of the Spectator, in the hope of assigning the speech making fever, has annexed himself in an affixing in the name of each member of the house of commons, the number of times each speaker addressed the house during the last session, and the columns occupied by the printed report of their speeches. Lord Althorp, we perceive, spoke 182 times, Cobden 65, Hume 98, O'Connell 134, Briston 46, Stanley 29, and sir Robert Peel 17. Lord Althorp occupied 59 columns, Cobden 44, Hume 55, O'Connell 107, Hume 7, Stanley 47, and Peel 30. The whole number of speeches made was 292, and the whole number of speeches made was 1,776 [N. Y. Com. Ad.]

**MRS. ANN ROYALL** gives us the following "taste of her quality" in a late number of her *Panl Pry*—

*Washington gentility.* In our last visit to the war department, we found from a dozen to twenty of the most shameless ruffians on earth in the pension office. The only tolerable clerk, was a negro, and he blackguarded us out of the office.

[Some one has proposed that Mrs. Royall shall be sent to England on a tour, to match Mrs. Trollope's account of the United States. It isn't worth the cost and time. But and if it were, we think that the English lady would

maintain her rank, unrivalled, in deliberate —; what we must not say of a "lady." ]

**CROWWELL'S ORATORY.** "Trust in the Lord, and rely on your pikes," was on one occasion Crowwell's address to his soldiers on going into battle. On another occasion his general address was, "Trust in the Lord, and keep your powder dry." Equally characteristic was his remark to his fatigued soldiers, when from the range of mountains called the Galtees he pointed to the fertile vales of South Munster, and said, "Soldiers of Israel! behold a country worth fighting for."

**OUTRAGE ON AN INDIAN.** A late number of the *Apalachicola Advertiser* states that three or four desperate ruffians attacked the house of col. Blunt, head chief of the Apalachicola Indians, at Iola or Bluntstown, in his absence, and having succeeded in breaking down the door with axes, plundered nearly all the personal apparel of himself and family, about \$150 worth of goods, and upwards of \$700 in cash. The money was a portion of the amount received by him last fall from the government, under the treaty concluded with colonel Gadsden, by which himself and Davy, the chief of Spawcatka, or Cochranstown, stipulated to remove with the people of their towns from Florida, this summer or fall. [Had such an act been committed by Indians—what then?]

#### FOREIGN NEWS.

London 18th—Paris 30th May.  
GREAT BRITAIN AND IRELAND.

In the house of commons a motion was made on the 16th of May, by Mr. Cobbett, that the name of sir Robert Peel be stricken from the list of members of the privy council, in consequence of his being the author of the bill to restrict the issue of bank notes to the sum of £100,000. It was lost, however, in a marvellously lean minority—only four votes being given in favor of the motion, and 375 against it.

Mr. Thomas Attwood, M. P. had left London to preside at a meeting of the people which he had called at Birmingham, to petition the king that he would discharge his bad ministers. It was thought that the meeting would not be allowed, because of the character of its getting-up, which was inflammatory; but if held, it was supposed that many vast assemblages of the people would follow it, for similar purposes.

The duke of Orleans was present at a grand review in Hyde Park. His visit has no connection with political movements.

A Paris paper says—It is not true that a duel has been fought in London between the duke of Orleans and Louis Napoleon Bonaparte. The duke of Orleans having made use of language at a ball, which being repeated to prince Bonaparte, was thought offensive by him, the latter demanded satisfaction. Colonel Marbot having replied, on the part of the duke, that being heir presumptive to the throne of France, he had more to risk in a duel than the exiles of the imperial family, it became a personal affair between M. Achille Murat and col. Marbot, who, by the by, is one of the individuals remembered by Bonaparte in his will, and who, after the death of the emperor, received, through the liberality of the great man, 100,000 francs. No meeting has as yet taken place between Messrs. Marbot and Murat, though at the departure of the post, matters were fast approaching to an appeal to arms.

The university of London is much involved in debt. Lord Life, who squandered one immense fortune, has, by the death of a school fellow, come into possession of another of 2 or £300,000, which he was distributing at Rotherhithe in splendid entertainments. His personal property was lately sold to pay his bill at an hotel.

#### FRANCE.

The Paris *Moniteur* contains the following [royal] documents: In the year 1833, May 10th, at half-past three in the morning, we, the undersigned, Thomas Robert Bugeaud, member of the chamber of deputies, major general, commandant of Blaye—Antoine Dubois, honorary professor of the faculty of medicine, at Paris—Charles Françoise Marchand Dubreuil, sub-prefect of the arrondissement of Blaye—Daniel Theotime Pastoureaux, president of the tribunal de premiere instance at Blaye—Pierre Nadaud, procureur du roi of the same tribunal—Guillaume Bellon, president of the tribunal of commerce, and deputy mayor of Blaye—Charles Bordes, commandant of the national guards of Blaye—Elic Descombres, rector of Blaye—Pierre Camille Delord, commandant of the garrison of Blaye—and Claude Olivier Dufresne, civil commissary at the citadel—witnesses called in by gen. Bugeaud, to be present at the delivery of her royal highness Marie Caroline, princess of the Two Sicilies, duchess of Berri—(M. Merlet, mayor of Bergerac, and Regnier, judge de Paix, who were also summoned, being in the country, could not arrive in time). We went into the citadel and entered the house inhabited by her royal highness, and were introduced into the room adjoining that in which the princess lay. Dr. Dubois, gen. Bugeaud and M. Delord were in the room when the pains first came on, and declared to the other witnesses that the duchess

of Berri had been delivered, at twenty minutes before three o'clock, after suffering but a very short time; that they saw her in labor, and receiving the assistance of Dr. Deneux and Dr. Meniere; Dr. Dubois remaining in the apartment till the delivery. Gen. Bugeaud then entered and asked the duchess whether she would receive the witnesses? She answered—"Yes, as soon as the child is washed and dressed."

A few minutes afterwards Madame d'Hautefort came out, by desire of the duchess, to request that the witness would enter, which we did immediately. We found the duchess lying in her bed, with a new-born child on her left side. At the foot of the bed were seated Madame d'Hautefort and Madame Hanster; Dr. Deneux and Dr. Meniere were standing at its head.

President Pastoureaux then approached the princess and addressed to her, in a loud voice, the following questions—"Is it to the duchess of Berri that I have the honor to speak?" "Yes." "You are positively the duchess of Berri?" "Yes, sir." "Is the new-born infant near you, yours?" "Yes, sir, this infant is mine." "What is its sex?" "It is of the female sex. Moreover, I have charged M. Deneux to make declaration thereof." And, instantly, Louis Charles Deneux, doctor in medicine, ex-professor of clinical midwifery of the faculty of Paris, titular member of the royal academy of medicine, made the following declaration: "I have just delivered the duchess of Berri, her present, wife by lawful marriage of count Hector Lucchesi Palli, one of the princes of Campo Franco, gentleman of the chamber of the king of the Two Sicilies, domiciliated at Palermo."

The count de Baisance, and the countess d'Hautefort being asked by us whether they would sign the relation of what they had witnessed, replied, that they had come here to attend the duchess of Berri as friends, and not to sign any act whatever.

Of all which we have drawn up the present *procès-verbal* in threefold, one of which has been deposited, in our presence, among the archives of the citadel, the two others have been delivered to general Bugeaud, governor, whom we have charged to send them to the government; and, after this had been read, he signed on the day, month and year mentioned above.

Signed—Deneux; A. Dubois; P. Meniere; D. M. P. Bugeaud; Descombres, rector of Blaye; Marchand Dubreuil; Pastoureaux; Nadaud; Bellon; Bordes; Delord; O. Dufresne.

[The duchess would be shipped for Palermo, as soon as fitted for the voyage, in a vessel of war.]

#### SPAIN.

Nothing important from Spain, except that the king was to review 35,000 men, and the reception of the protest of Carlos against the female succession—with the usual supply of robberies and assassinations.

#### PORTUGAL.

The war between the royal brothers remains as it was. Miguel's batteries had sunk two schooners laden with provisions which were entering Oporto.

#### POLAND.

The people, made mad by oppression, have again appealed to force, on the frontiers of Galicia, in large numbers—but they cannot hope to accomplish any good purpose. All that are able, and are willing to labor, should leave it.

Paris, 30th May. The grand council of Berne has proposals under consideration, the purport of which is, that permission shall be asked for the Poles to return to France who left that country on the news of the disturbances at Frankfort, and that, in the meantime, a specified sum shall be allowed for their support.

#### TURKEY AND EGYPT.

The accounts from Constantinople do not agree. While some say that the negotiations with Ibrahim had been broken off, because that, by order of his father, he insisted on the cession of Adana; others say that a treaty of peace had been actually signed between the sultan and Ibrahim, on which account great rejoicings had taken place at Alexandria; all the foreign ships in the harbor firing a salute of 21 guns. Yet this news is doubted.

The second corps of auxiliary Russians had arrived in the vicinity of Constantinople—another had landed on the Asiatic side of the Bosphorus, on the line between Ibrahim and the sultan.

#### (C) Later news—London papers of the 23d May.

**Great Britain and Ireland.** The question of the expediency of the corn laws has been again discussed in the house of commons; on which the London Courier says—

"It would appear from the observations of lord Althorp in the house of commons last night, that ministers are not agreed either as to the expediency of maintaining the protective corn duties to their present extent, or as to the mode of imposing duties on the importation of foreign corn. Earl Ripon, in the house of lords on Tuesday, distinctly declared his opinion in favor of a protective corn duty; and his declaration has been generally received throughout the country, as an intimation of the intention of the cabinet not to deprive the agricultural interest of the protection which the present system affords to them. Lord Althorp last night, expressed his doubts whether the present system of corn laws did afford any such great advantage to the landed interest. From the general tenor of his lordship's observations, it is impossible not to come to the conclusion that lord Althorp is inclined to a part of free trade in corn; and the principal reason for his opposition to any inquiry into the operation of the present system of corn laws, is, as his lordship stated, the *unfitness of the time for such an inquiry.*"

The cotton duties reduction bill, had passed both houses and received the royal assent.

On the subject of negro emancipation, a question being put in the house of commons, to ministers, lord Althorp said that he was glad of an opportunity to state, that ministers were determined to persevere with the question with all possible despatch. The accounts from Ireland represent the state of the public mind of that country as perfectly tranquil.

The ministers appear to have a large majority in the house of commons, in support of their project concerning the church in Ireland.

The great meeting of the political union of Birmingham, called by Mr. Attwood, last evening, was attended by a large number; Mr. O'Connell was present. Some strong resolutions were passed condemning the repeal of the legislative union with Ireland.

Kean, the actor, died at London on the 15th May.

At the late great meeting of the people at Spitalfields (London) some disturbances took place and a police man was killed. The following was the verdict of the coroner's jury in the case. "We find a verdict of justifiable homicide; on these grounds, that no riot act was read, nor any proclamation advising the people to disperse; that the government did not take the proper precautions to prevent the meeting from assembling, and that the conduct of the police was furious, brutal and unprovoked by the people; and we moreover express our anxious hope that the government will take better precautions to prevent the recurrence of such disgraceful transactions in the metropolis." (Loud cheering in the room.)

The coroner said—I do not know how you can say all these things on the evidence which you have heard. The only evidence which you have to show you how this man met his death was that young woman, who saw the stab given to a man, who was acting in a laudable and unoffending manner; and how any one of the jury can justify such an act, I don't understand. I hope gentlemen, you will reconsider your verdict. You are not here to try the conduct of other persons, whether in the government or police. This, in my opinion is no verdict. (cries of oh, oh.) Indeed it isn't. It was not justifiable homicide; it was either willful murder by some one you do know or some one you don't know. (Laughter, and oh, oh, which was suppressed by the officer in attendance.)

Foreman—We have patiently considered our verdict. There has been conflicting opinions amongst us; but we have all anxiously compared our opinions—and that is the conscientious verdict of us all, patiently and carefully formed with the most anxious deliberation.

Coroner—You are called upon to say how Robert Cully came by his death, and the only evidence you have to decide upon that is that of the young woman who saw him stabbed.

Several of the jury exclaimed "we do not believe her, no, not one of us."

Coroner—And why not?

A juror—Because she was contradicted by other witnesses. She said she was two minutes talking to the policeman, and it was proved by all the other witnesses that that was impossible. She was tutored.

Another juror—She was; she was tutored by the police. She acknowledged to having been with them ever since that day. Why ask us to give a verdict against our consciences?

Coroner—You say there were no precautions. I think there were plenty of measures.

A juror—There were an measures to prevent the meeting; and the means employed to disperse it were disgraceful.

Coroner—Well, gentlemen, your verdict, is, that Robert Cully was killed with justifiable homicide?

Jurors—We do.

Coroner, (to the foremen)—Well sir, I shall strike out all the rest. [The coroner here drew his pencil across all the words that followed "justifiable homicide."]

Foreman—I cannot agree to that, sir.

All the jury—Nay any of us.

Foreman—Before God and our country—on our solemn oaths—we have given the subject all the consideration in our power; and that paper which I have handed you, contains the judgment in which we have unanimously agreed. If you strike out any part of that, it is not our verdict.

Jury—Certainly not.

Foreman—We have told you our verdict; but we would not give an act of justifiable homicide standing by itself.

Coroner—Well, as you did your duty by giving in a verdict in say that a man is justified in stabbing an unoffending man.

Foreman—If proper measures had been taken, either by reading the riot act or proclamation, or any other means, we would not bring in a verdict to justify the homicide. Therefore to let that verdict go abroad alone, would be very dangerous, and it might be thought we justified the stabbing of a policeman who was legally employed to keep the peace.

Coroner—I think that is the fact.

Foreman—No, on the contrary, we wish to give the police every protection.

Coroner—What you call your verdict don't sound like it; I don't think that a fair verdict.

A juror—Nay, we will not give any other.

Coroner—It is not our verdict.

A juror—Well, if you will not take it, if you had better dismiss us, and call another jury.

A great deal more of the controversy between the coroner and the jury is given, but we have inserted enough of it to show the whole spirit of the proceeding. The first insisted on a recon-

deration of the verdict, saying that it introduced the police and the government—the jury dissented in such a degree, but would render no other verdict, &c. After the verdict was recorded—

The coroner said, "Gentlemen, I consider your verdict disgraceful to you; but I thank you for your great attention to the case."

The foreman bowing, said, "We thank you, sir."

Thereupon a number of persons in the court, which was crowded to excess, exclaimed, "Brave jurors! you have done your duty nobly, the country is indebted to you!" was followed by the most vociferous cheering in the room, re-echoed with prodigious vehemence by the crowd outside. As the jury withdrew, numbers of persons pressed forward and snook each of them eagerly by the hand. In the streets, as they passed, they were cheered by name, and the police were hooked.

The jury was occupied in this case from 10 o'clock, A. M. until 11, P. M.—and very much exhausted.

The stock of wool is small, and the price high, in England, though large quantities had been received from Australasia.

A bill for the better observance of Sunday, or the Sabbath, has been negatived in the house of commons—objections being made to its details.

The motion of Mr. Cobbet, respecting sir Robert Peel, (noted above) was supported from the journals of the house—295 to 5. The banquet was very severe on Cobbet, and the latter very disorderly. The reports of the speeches might amuse some of our readers, but the greater part would feel no interest in them.

On the 17th, Mr. Buckinsham gave notice that on Thursday, the 30th of May, he would move, as an amendment to the government plan for emancipating the slaves, the following resolutions:

"1. That every slave in his majesty's dominions has an inalienable right to emancipation, without delay, and without price.

"2. That from and after the 31st of August, 1834, the anniversary of his present majesty's birth-day, slavery shall cease to exist in every part of the British empire.

"3. That immediate measures be taken to ascertain the actual amount of pecuniary loss that may be sustained by the owners of colonial estates, by the substitution of free labor for slave labor on their several plantations; and to determine to what extent the national funds should be appropriated to compensate all those by whom such pecuniary loss may be actually sustained.

"4. That an adequate supply of preventive police, an independent and impartial magistracy, and teachers for infant and adult schools, be sent from the mother country to all our colonies in which slavery may be abolished, the expense to be borne out of the funds hitherto appropriated to the support of our military establishments in those parts, which, on the entire abolition of slavery, may be extensively and safely reduced."

Portugal. Pedro's prospect of success are said to be brightening.

East Indies. A scarcity of food is expected. A letter from Bombay, 29th November, says—

"We have had so little rain this year, especially in the Deccan, that grain and forage have risen in price greatly, so much so, that in Poona and other places, the native troops have plundered several of the principal grain dealers. These disturbances have occasioned considerable trouble. The natives (the poorer classes) wish government to fix a rate for grain, which probably will be done. A common laborer's pay, in the Deccan, is from three to four rupees a month—a sepooy is seven. Grain is now selling at 3½ rupees a maund, equal to about 28 lbs. English."

Holland and Belgium. The king of the former has agreed to an indefinite armistice, on which fresh speculations of peace are set afloat.

London, May 29. It is with the greatest satisfaction that we here announce that a preliminary treaty was signed yesterday by the plenipotentiaries of Great Britain, France and Holland. By this convention the English and French embargoes will be taken off Dutch vessels in the ports of England and France, and the interruption of their navigation, on the part of the Dutch government, will be removed. The services of the English and French united squadrons will thus likewise be dispensed with, and the intercourse between the respective parties and Holland placed on the same footing as before the French expedition in November last. The Dutcharrison of Antwerp, now prisoners in France, will, by the same arrangement, be sent home. The armistice between Holland and Belgium will be continued till the definite settlement of a permanent separation, and till that time the navigation of the Scheldt will remain free. This convention has been agreed upon with the Dutch plenipotentiary, and was sent off to Holland for ratification yesterday.

The Polish fugitives. The following is the answer of the Polish fugitives to the council of Bern, on the proposal that they petition the government of France to be readmitted into that country:

"Consider yourselves, gentlemen, whether it is possible that we can take this step without injuring the dignity of our nation—

"The rupee, for common use, may be valued at 50 cents—but its real commercial value does not average more than 47 cents. A common laborer's pay, in the East Indies, is from 150 to 300 cents per month—finding his own provisions! How does he live?

al character, whose guardians we are. When we left France, in order to withdraw ourselves from the oppression of that government, we did not do so with a view of returning under the same yoke, if we might obtain an asylum there. We could willingly spare the noble Swiss nation the burden which the presence of a corps of 50 persons imposes on it; but we cannot return to France with the sacrifice of our honor, and to induce us again to enter France, the inhabitants of which country sympathize with us, the law which makes exceptions to our advantage must be first repealed. This is our resolution, which I hope you will approve. Accept, &c. (The signatures.)

"Self-education, &c.," 1839.  
**Hamburg, July 17.** The Russian government in Poland has published an ordinance of the emperor, dated the 23d ult. by which persons accused of certain political offences including the publication of false news, are ordered to be tried before courts martial, the sentence of such courts to be carried into execution as soon as they have received the confirmation of the viceroy.

The Warsaw papers also contain an account of 25 individuals belonging to the late Polish army, who were concerned in a recent unsuccessful attempt at insurrection. Five of the party were taken by Cossacks on the frontier; one of them poisoned himself, but the other four were brought before a court martial and sentenced to death. The sentence was carried into execution on three of the surviving prisoners; with respect to the fourth, on account of his extreme youth, the sentence was mitigated into corporal punishment and hard labor.

**Turkey and Egypt.** There is no later news concerning the affairs of these countries.

—◆◆◆—  
**CITY OF PHILADELPHIA.**

As a proof of the prosperity of Philadelphia, the enterprise and spirit of her citizens, the public improvements in progress, and the anticipated internal advantages in our city, the *Commercial Herald* had recently two articles on the local statistics of the city, chiefly relative to the public buildings or works, recently completed or now in preparation. We extract the list, with the estimated cost of each building or work:

The Fairmount water works, cost	\$2,063,000
Bank of the United States	413,000
Bank of Pennsylvania	235,000
Girard bank	250,000
Philadelphia bank	50,000
Mint	175,000
Arcade	182,000
University, (new buildings only)	60,000
Chestnut street theatre	75,000
Arch street theatre	63,000
Franklin Institute	34,000
Schuylkill Permanent bridge	300,000
Upper Ferry bridge, Fairmount	110,000
Arsenal, on the Schuylkill, below South street	150,000
First Presbyterian church, Washington square	55,000
St. Andrew's church, Eighth above Spruce streets	65,000
City prison, corner of Broad and Arch streets	50,000
American Sunday School Union	49,000
Sixth Presbyterian church, Spruce street	30,000
Baptist church, Sanson street	33,000
Baptist church, Spruce street	25,000
Twelfth Presbyterian church, Twelfth and Walnut sts.	30,000
Custom house and stores	97,100
Farmers' and Mechanics' bank	30,000
Commercial bank	37,000

To those may be added the Pennsylvania Institution for the deaf and dumb, academy of fine arts, academy of national sciences, masonic hall, city library, orphan's asylum, widow's asylum, Walnut street theatre, Pennsylvania hospital, almshouse, hall of independence, and a long list of other public buildings, and upwards of one hundred churches, the cost of which we are unable to state.

The following public buildings are now in progress:  
 New exchange, to be completed next year, architect's estimate \$250,000

Naval asylum, to be completed this season	250,000
Penitentiary, to be completed this season	510,000
County prison	225,000
Will's hospital, for the lame and blind, to be completed this season	50,000
Almshouse, to be completed next year	7 to 800,000
Girard college, just commenced, architect's estimate	90,000
Central Presbyterian church, estimate	60,000
Rick-kneyer's hall	11,000
Moyamensing hall	13,000
South front of Girard's square, 16 houses, 4 stories high, with marble basements	250,000
North side of Girard's square, 22 houses	300,000
Rail road in Broad, from Vine to South streets	60,000
Public school, Front near Pine streets	10,000
Girard appropriation for improving the eastern front of the city	500,000

From this statement it will be seen that the cost of the public improvement in progress at this time amount to nearly four millions and a half of dollars.

And on the assessed value of real estate in the city and county of Philadelphia—excluding all the public buildings, all the

\*This must be short of the true amount—but it is so in the "copy" before us.

churches, the squares, burying grounds, &c. none of which are subject to taxation—the Herald has been able to ascertain the average value:

In the city and liberties	\$95,063,057 50
Peen township, Germantown, Robinson, Bristol, Oxford, Byberry, Murreland, Lower Dublin, Blockley and Klugessaug	11,872,350 00
Total	\$106,935,407 50

**THE LATE MR. TURNBULL.**

We copy the following notice—"Charleston Mercury" of the 29d ult. just as we find it—as a matter of record.

"INTERESTING DOCUMENT.

"At the late public meeting, in the course of a feeling and eloquent tribute to Mr. Turnbull's memory—after bearing testimony to the genuine kindness and warmth of heart which all, who know him intimately, acknowledged and loved—to the pure disinterestedness of his patriotism, his freedom from all personal rancor; and the lofty purity and generous chivalry of his motives, gov. Hayne produced and read a letter, which he had received from his deceased companion, immediately after the appearance of the president's proclamation—a time when it was expected that those who were the friends of Carolina would have to seal their fidelity with their blood. The letter is as characteristic as it is honorable, and will remain among the records of the state a proud memorial of the deceased. We have been permitted to take a copy which we subjoin:

"John's Island, 23d December, 1832.

"Sis—The state having called upon her patriotic sons, to support her in her present arduous and unequal conflict with the federal government, I beg of your excellency to order my name to be enrolled, as a private, amongst the volunteers—to emier upon any service, to which your excellency may be pleased to appoint me.

"I however submit to your excellency, that my untiring zeal in a cause, than which ancient or modern history records none so mighty to save the liberties of a people, entitles me to belong to that corps to which you may assign the post of the greatest difficulty, danger and honor.

"I have the honor to be, with the highest consideration and respect, your excellency's most obedient servant.

"ROBERT J. TURNBULL.

"His excellency Robert Y. Hayne, gov. of S. Carolina.

"The reading of this letter, so full of the spirit of the Carolina Brutus, was received by the meeting with much emotion. The governor stated, that, knowing full well that this was no empty bravado, but a sincere offering, he accordingly assigned Mr. Turnbull to a corps, which had been chosen to form a rallying point and forlorn-hope, in case of alarm; that Mr. T. immediately came to the city, armed himself and regularly attended the drills of his corps; and he added, that he was very sure that, had a bloody conflict with our oppressors followed, and our liberties been cloven down, Robert J. Turnbull would not have survived to mourn their loss. None can doubt that he saw how the spirit of the deceased rose as the storm thickened, and who heard his tone of proud defiance and animated confidence, when the frown of tyranny was darkest."

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**THE CHOLERA AT LEXINGTON.**

Extract of a letter to the editor of the *National Gazette*, dated Lexington, Kentucky, June 16.

"On Sunday, the 2d instant, that awful scourge of God, the cholera, broke out in Lexington, and its ravages have been dreadful and desolating, beyond example—not excepting even New Orleans. It is the opinion of the best informed, that not far short of 400 have fallen victims in about 14 days—and this too with a greatly reduced population. More than one-half, probably two-thirds, fled soon after its commencement. Not the intemperate, not the dissolute, not the wretched and poverty-stricken alone have fallen, but many of our best citizens—men of wealth, of character, of sobriety, of religion. No less than ten or twelve communicants in our church, and a proportional number in all the rest. Many of our most worthy and respectable ladies also—among them Mrs. Scott, relict of the late governor Scott. Thus the pestilence has seemed to take a more elevated range than it has usually done in other places. It is true, that many of the lower classes have fallen. It has been very severe upon the blacks, especially upon those who were free. They had nobody to care for them, and money would not command attendants. But, after all, no more than upon others, in proportion to their numbers.

"The progress of the disease has been frightfully rapid. Many have gone to their beds well, and have been in their graves before the next noon. The public has been deceived, and the more so as it was wholly unexpected. All that could fly, fled. The city authorities disappeared—no hospital for the poor provided—no board of health formed—no medical reports made or required—and now, no mode of ascertaining our exact loss. We can only guess at it by the numbers of the missing. Stores have been shut—hotels and taverns shut—public houses, printing offices, &c. all shut; and, in short, nothing open but grave yards and their cemeteries—pothecaries' shops. Even butchers and bakers suspended their functions, and country people ceased to supply our market. In short, the general cry seemed to be that of Napoleon's shattered troops, at the battle of Waterloo—"Save us! Save us! Our physicians are either dead or on their knees. We are down! We are down! Our physicians are either dead or on their knees. We are down! I believe has stood it through, and is still on the alert.

Ed. Rec.

Some others are trying to follow his example, *a la distance*. Dr. Cooke, a host in such a case, has been unfortunately put *hors de combat* by a fall. But, alas!—the most they have done is by way of *prevention*. The *zool cholera* has been cured but in a few cases. They try, in addition, what it will be to medicine, if taken in season. But it is understood, before the disease fairly sets in. They can cure up to the premonitory symptoms; and this, I think, is about the whole amount. If the disease be under the control of medicine, why, with some of the ablest physicians, as I believe, in the United States, have we lost 4000 citizens? If the disease be, truly within the scope of medicine, why have not those who have devoted themselves, day and night, to the sick, an awful responsibility resting on them still *unscathed*? But I have no doubt all has been done that was possible, in a state of society so completely disorganised. The general suffering has been great, and individual suffering beyond description. No paper has been printed, or handbill issued, because there was nobody to do it. All was consternation and dismay. Some, who fled, were soon brought back on the pier—others were buried in the country. Graves could not be dug, nor coffins made, so fast as they were wanted. A number of coffins, or boxes, were sometimes put in one hole. Ten or a dozen bodies have been left in the grave yard, unburied till their turn came the next day. When we returned, at night, we could not expect, and hardly dared to hope, to meet again well. Such, sir, has been the cholera in Lexington.

"I said our city authorities had disappeared. This is true of them as a body. The mayor and col. Combs have been active. But individuals have generously, and I may add, with a godlike zeal, devoted themselves to *sovereign good* to the mitigation of suffering. First and foremost, on this list, is bishop Smith, of the Episcopal church, who, in body, is but the skeleton of a man, but in heart and soul, a giant in every good word and work. His whole time, day and night, rain and shine, has been devoted to the consolation of the dying, or the funeral services of the dead. From early in the morning till late at night, we could see him, or on his knees; and to me, it seems a miracle, that he is still on duty, as bright as ever! What other ergymen here have done—I have not heard. David Sayre, too, has devoted himself, body and soul, and purse, to the alleviation of misery, and deserves from the friends of humanity a brighter meed, than ever graced the brow of a monarch. Many other names follow—let me give an example. Several gentlemen too in the country have contributed generously to our relief, by sending in aid distributing, gratuitously, beef and other necessaries. Among these I need not name the patriot farmer of Ashland.

"But we trust, that the agony is nearly over. The cloud of pestilence, which has hovered over our city and burst upon it with all its fury, is beginning to recede. Only 10 or 12 deaths last night, and but few new cases. The weather is now fine, and we cannot but hope, that Providence, in his infinite mercy, will say to the torrent of desolation which has been deluging our city—*thus far and no farther*. But Lexington has received a shock, from which it cannot speedily recover."

#### WYOMING MASSACRE.

Correspondence of the *United States Gazette*.

New Troy, Pa. June 5, 1853.

This little village was yesterday made the scene of an exhibition of most unusual and thrilling interest. The remains of those who were sacrificed at the Wyoming massacre on the 3d of July, 1778, were disinterred preparatory to the erection of a monument commemorative to that disastrous event. On the beautiful plain where now stands the cheerful village of New Troy on the west bank of the Susquehanna, and a short distance above Wilkesbarre, was recently discovered the sepulchre where the dead had been hastily interred by the surviving settlers. The bodies had evidently been promiscuously thrown into one common grave, and as a stone had been placed to mark the spot, it had long since been lost sight of. Different individuals residing in the neighborhood, some of whom were children of the sufferers, had made repeated attempts to discover the grave, but the progress of cultivation had so effectually obliterated all traces, that every search had heretofore proved fruitless. The grave is situated in a lot adjoining the road, and is slightly elevated above the surrounding country. The Susquehanna is within a short distance and adds to the picturesque beauty of the scenery, which from every point of view possesses uncommon interest. About twelve hundred dollars had been already subscribed towards defraying the expense of a monument. The workmen are now engaged in preparing a vault in which the remains are to be deposited, and it is expected that the monument will be erected on the 3d of the ensuing month, it being the anniversary of the battle.

The remains are now lying in boxes placed in an adjoining building under the care of a neighbor, Erastus Hill, and are certainly objects of great interest, as well as of great value. They are displayed to the contemplation of the spectator and the light of day, after having for more than half a century reposed beneath the soil on which the merciless savage left their slaughtered bodies. The limbs and skulls are variously marked. Some bones are perforated by balls, and the skulls almost invariably broken by the tomahawk; in some instances the pole of the tomahawk has apparently alone performed the work of death, while in others the edge has clove through the skull in a manner that shows the enemy to have been proficient in the use of his weapon. In every instance the marks of the scalping knife are distinctly visible. On removing one particular skull, a bullet was found, al-

most imbedded in the bone, a little above the left ear and back of the temple. The lead is partially dissolved, apparently battered by the force of the concussion, and at this moment is preserved in its original position from which it is removed without difficulty for the inspection of the curious.

Among the relics was found small portions of a garment, made of wool, on which the color, a "bottle" green, is distinctly visible.

#### DREADFUL SLAUGHTER—SUMATRA.

The Singapore Chronicle of the 24th of December, contains the following account of the massacre of no less than three thousand Dutch troops and natives of the interior of Sumatra, whither, it appears, they had penetrated with the view of making reprisals upon the native princes:

"Intelligence of such importance has reached this settlement from Siam; relative to the Dutch expedition, which we mention on the authority of some native traders late arrived from Campar, as having reached Gunung Berapi in the Menangkub country. The intelligence we allude to is of such a nature, and involves statements of such disastrous occurrences, that, on being made acquainted with it, we deemed it highly necessary to make minute inquiries as to its truth or probability, before we gave publicity to it. The result of our investigations among the several Siac people who arrived during the week, is such as to leave little doubt on our minds, of the entire probability of the statements. Our principal informants, on whose account reliance can be placed most, is the *rajuhad* of a Siac prow, and son of one of the rajah of Siam's chief men. This person states, previous to his leaving Siam, some 10 or 15 days ago, a confidential person arrived there from Menangkub, (a distance of about 15 days journey overland, according to some, and 10 or 12 days only, according to others) who informed the rajah in the presence of this *rajuhad*, that the Dutch troops had been cut off by an immense number of the natives, who assembled at night and slaughtered them in a desperate attack. The troops are said to have been stationed at three different places, Paya, Kumbok and Along Pangsang, in the divisions of Agam and Kowa beyond Gunung Berapi. It is stated that the Dutch, having gained over the rajah of Pageruyong as an auxiliary, came into easy possession of most parts of the country; for through the influence of this rajah, the natives submitted to the Dutch, and allowed them to proceed so far inland as they desired with little or no opposition. It appears, however, that the Dutch too confident of their political strength, abused the power so easily obtained, and treated the natives with such severity and oppression, by raising levies and contributions, that the latter became desperate, and having formed an extensive combination, attacked the troops at the three places named, slain the Dutch, (in great numbers, at a junctura) and slaughtered them with their native weapons, it is believed, to a man. The number of their victims, we are told was not less than three thousand."

#### ACCELERATED MOVEMENT UPON CANALS.

On Saturday afternoon a trial was made, upon the Paddington canal of the new canal boat. The object of the trial was, to show that a boat built in a different form, and constructed of other materials than the ordinary canal boat, might, by using superior horses, be drawn along the water at the rate of ten miles or more in an hour, instead of two miles an hour, the pace of the boats now in use. The day was remarkably fine. The portion of the canal more particularly appropriated to the experiment was from the third to the seventh mile from Paddington. The boat was constructed of sheet iron, riveted hot. It was 70 feet long, by 5½ feet wide, and painted green and white. The boat was provided with an awning made of white twisted cotton cloth, which had been rendered semi-transparent with oil. The awning was so set up that the top was extended over light wooden arches which rested upon a thin upright frame of rod iron; and the sides, in the form of curtains, were made to slide at pleasure upon parallel rods placed at the upper and lower ends of the curtains. The rudder was of a single sheet of iron, of about a yard in length, and it was moved by a tiller made of about two yards of stout rod iron. Two steady heading horses, each mounted by a lad, and the shafts harnesses in a towing rod of about 150 feet in length, constituted the moving power. The number of persons on board the boat was 48, including the crew, the gentlemen making the experiment, some of the principal members of the Grand Junction company, and the visitors, amongst whom were Mr. Telford, Mr. Babage, captain Basil Hall, Mr. Heiliger and Mr. Gill; a lady also made one of the party on this interesting occasion. Certain distances were measured on the canal bank, and marks set up at the ends of them. At each of these places, also, a man was stationed with a gauged rod in his hand, which he so held as that, upon the boat's passing, he might instantly read off the height of the water caused by the disturbance of the water. When all things were ready on this interesting occasion, the boat was put in motion. The speed from one station to another, was by seconds watches, showed, for some time, a progress at the rate of thirteen miles an hour. The horses, however, soon began to tire, and the speed fell to eleven, and ultimately, in returning for the third time, to ten and a quarter miles in the hour. The experiment, as far as it goes, is considered with complete success. The motion is the easiest imaginable. The water runs along the water so smoothly and noiselessly, that its progress is all but imperceptible to those on board whose attention is not extended to external objects. A relay of horses will be required



at the end of every four or five miles. The banks of the canal will have to be edged for nine or ten inches above the ordinary level of the water with hard materials, and the towing path to be slightly sloped outwards. Improvements, no doubt, will also be made to facilitate the passing of locks, and in the mode of attaching the horses to the boat, so that the animals may exert their power upon the boat, disencumbered of the awkwardness of the direction in which, under the present form of towing, they are made to put forth their strength. [London *Albion*.

#### SOUTH CAROLINA RAIL ROAD.

The Charleston Patriot of the 13th ult. contains a report of the financial affairs of the South Carolina rail road company, including a general statement of all the receipts and expenditures of the company since its organization, classed under their several heads. We gather from it the following particulars:

All the means of the company, including capital stock, loans and receipts for tolls, &c. have amounted to \$531,499 92, and the expenditures of all kinds to \$531,265 87. This sum includes the cost of all the material (except iron) for the road, for six passenger cars, and all the tenders, freight cars, &c. used on the road, negroes, horses, &c.—amounting altogether to nearly \$100,000. To finish the contracts and complete the road finally, with all the engines and cars estimated to be necessary, a further sum of \$73,044 08 is required; giving the sum of \$604,540 07 as the gross cost of the road, including all the material and contingencies. The round sum of \$800,000 is for the actual cost for the construction of the road and the materials. It exceeds the highest estimated cost at the commencement of the work—the first estimate being \$405,000 and the second \$627,000. The excess is accounted for by the adoption of a more expensive style of work than was at first contemplated.

The current expenses of the company, for a chief engineer, commissioner, resident engineer, and two assistant residents, woodmen, &c.—is \$14,240 per annum. With the exception of a superintendent, this expense will cease within the next two months.

The report proposes an increase of the capital stock of the company to \$1,000,000, with a view of circulating all existing debt for loans, &c. and providing the funds for completing the work. Four new locomotive engines have been ordered from England, and three contracted for in Charleston, making a force of fourteen locomotive engines already in operation or in preparation. The report recommends a further increase of this power to the extent of ordering two engines monthly, until they amount to a number to be decided on in the meeting of stockholders.

A statement is made, by way of appendix, of the amount of business calculated upon, and the force necessary to transport it. The amount of cotton received at Hamburg and Augusta, each year, is from 160,000 to 180,000 bales, of which from one-fourth to one fifth is now stored to be shipped to the river and coastwise—a circuitous and tedious route. The committee think that at least three-fourths will pass by the rail road, but they take as a moderate estimate only one-half, or 85,000 bales, \$7,500,000 lbs.—the freight of which would amount to \$128,500.

The return freight being taken at an equal amount, and the income from passengers—the aggregate income for the year is assumed to be very low at \$449,540. Large allowances are then made for locomotive power, cost of conveyance, wear and tear, and interest, repairs, agencies, &c. and the whole expenses are put down at \$167,400. The net annual income is thus stated at \$282,140, or upwards of twenty nine per cent. on a capital of \$1,000,000. Various other estimates and allowances are made, but the smallest possible income—on the supposition that the business fall short one-third—is put at fourteen per cent. The prospects of the road are thus considered highly favorable. It is a valuable monument of southern enterprise and perseverance. [Balt. *Am*.

#### UNITED STATES DRY DOCKS.

From the *United States Gazette*.

MR. CHAMBLER—At this juncture it may be interesting to your readers, to peruse a correct and minute account of the great granite dry dock, at Gosport, which last week received within its bosom, the Delaware ship of the line. This magnificent national work, corresponds in every respect with the dry dock at Charleston. It is now about to embrace old Ironsides, the successful battle ship in the late war.

A trip in Norfolk in the spring of the last year, afforded the writer many an interesting excursion across Elizabeth river to the navy yard, to witness the progress of improvements at this extensive naval depot. The most novel, expensive and important undertaking, was the dry dock, then nearly completed, and built as well as the other works under the superintendence of our countryman, Col. Baldwin, architect and engineer.

The cost of this stupendous work, at Gosport, was estimated at about 7 to 800,000 dollars.

It is worth millions to the naval service of the country.

United States dry dock at the Norfolk station.

The excavation for the dry dock was finished at the depth of about 34 feet below ordinary high water.

The foundation of the dock is formed of piles driven into hard stiff blue clay, at the distance of three feet from each other from centre to centre. More than 4,000 of these piles were driven. They vary in length from 15 to 30 feet, and were driven with rams weighing about 2,000 lbs. each, falling from a height of 25

or 30 feet. The piles are capped with timbers of a foot square, and laid in a direction at right angles to the axis of the dock. The spaces between the caps are filled with stones, and the whole is levelled to receive the first floor, which is of plank, and is three inches thick. On this floor, and directly over the caps of the piles, are laid timbers sixteen inches by twelve, the spaces between which are filled with brick laid in cement. Upon this, the second plank floor is laid similar to the first. This floor is about 341 feet in length and 100 in breadth, and upon it rests the masonry of the dock. The stow work of the dock rises to the height of 36 feet above the plank floor, and 5 feet above high water mark. The mouth or entrance of the dock is 60 feet wide, and at high tide will admit a man-of-war or line of battle—ship drawing 25 feet of water. The floor here is 6 feet thick, and is composed of 3 courses of hammered stone. The chamber of the dock, or that part in which the ship rests, is 228 feet long at the bottom and 249 feet at top, and is 30 feet wide at bottom and 26 at top. The sides and upper end of the chamber are formed of sets of stairs as steps, which, as they rise, recede from each other, and the dock thus forming level walks around the chamber for the convenience of workmen and for placing shores to support the ship. The stone floor of the chamber is an inclined plane, and the masonry is 4 feet thick at the lower, and 5 feet 3 inches at the upper end, sloping 15 inches in a distance of 200 feet, and is composed of two courses of hammered stone.

The gates of the dock which secure and close the entrance, consist of a pair of turning gates, made in a manner similar to the gates of canal locks, and a floating gate or boat which last will be placed near the entrance. The boat when placed, will present a broad side to the river, and the keel will be formed so as to fit exactly a groove cut in the bottom and sides of the inverted arch, which forms the entrance. The turning gates are placed in recesses between the floating gate and the chamber of the dock. Each gate is supported by a pintle and two rollers, which move upon iron rails laid in the stone floor of the recess. Each gate is computed to weigh from 50 to 60 tons. To move the immense weight, two capstans, with gearing, are placed on each side of the dock, within the chamber, with chains attached to the gates to open or shut them at pleasure. The mitre sill or that part of the stone flooring against which the gates shut, is composed of blocks of stone, weighing from 5 to 12 tons each. To drain off the water from the dock, there are culverts formed on each side commencing at the lower part of the chamber, and terminating in a large reservoir built in the masonry across the head of the dock. This reservoir is a large chamber, of 7 feet in width, 11 feet high, and about 86 feet long, and by means of a tunnel, communicates with two large wells, sunk within the engine house. The tunnel is of an oval form, built of brick, laid in cement, and is 165 feet long, 4 feet high, and 2½ feet wide in each of the great ends of the tunnel, and 3½ feet diameter, and 30 feet long, and 4 chain pumps, of a sectional area of one square foot each. These pumps, worked by a high pressure steam engine of 130 horse power, it is thought will be sufficient to discharge all the water from the dock in about two hours.

The process for docking a ship is conducted as follows: The reservoir, wells and tunnel are drained of their water, and the communication with the chamber cut off, by means of composition sluice gates, placed at the heads of the culverts. The great gates being open, the ship is warped into the chamber by means of capstans placed in convenient situations, when the gates are shut, and the small sluice gates opened, which discharge the water slowly into the reservoir and wells, till the ship's keel touches the blocks upon the floor of the chamber. Shores are then placed to keep the ship in an upright position, and the steam engine put in operation, which soon frees the dock from water and leaves the ship perfectly dry, when her repairs may be commenced.

When the repairs are finished, and the ship is to be taken out of the dock, the chamber must be filled with water, before the great gates can be opened. The chamber is filled by means of culverts, through which water is allowed to pass from the river. During the time the ship is in dock, these culverts remain closed by composition sluice gates. When the chamber of the dock is filled, the pressure on both sides of the great gates being the same, they may then be opened and the ship discharged. M.

#### EXCURSION TO LOWELL.

From the *Salem (Mass.) Register*.

Last Thursday we took a ride to Lowell, by the direct route through Danvers, Reading, Wilmington and Tewksbury. The face of the country on this route, after leaving Danvers, is generally sandy and sterile, and affords but few objects worthy of notice. The raker worm has spread devastation over this whole tract of country, and nearly all the apple trees between Danvers and Lowell are scorched and dried up. We passed a few fields of barley, of a scanty and meagre growth, and here and there a hop yard bristling up like quills upon the fretful porcupine. One object, however, was peculiarly interesting, it was a solitary cross sitting upon a rock in the midst of a sandy cornfield, long and flatly on the level, and surrounded by a few young corn, just struggling above the yellow and rocky soil. The houses, and fences, and out buildings were in admirable keeping with the rest of the scenery—they are part and parcel of the same picture. Farming, indeed, along here, is considered a poor business; accordingly, whenever we got to a cluster of houses we found the inhabitants had broken themselves to the

manufacture of shoes, in which they are proficient, and have even rivalled their neighbors of Lynn. Now and then we passed a cluster of neat houses, painted white, and looking very prettily as they glided through the dark masses of foliage which here and there broke the continuity of the forest. We stopped at a shoemaker's shop where the road branched off, to inquire the way to Lowell, and the man, mistaking our question, and being filled with admiration at the sight of three great white meeting-houses on a hill belonging to his village, and which stood in view, answered us, very readily, "You are orthodox, one is Unitarian, and the other two are Baptist." We informed him, that he had misunderstood our question, and that we had inquired the way to Lowell, on this he pointed to the road before us, and we drove on. The road was now more and more sandy, till at last, rising a hill, we descended Lowell spreading out on all sides, half hid behind the trees, and half open to our view, with its huge factories, its numerous church towers and its white dwelling houses. We soon came to the beautiful village called Belvidere, situated on a gentle slope of land on this side of the Concord river. This village is separated from the town of Lowell, but in fact forms a part of the settlements which have grown up with the establishment of the factories. On the right hand, beyond the Merrimack which is seen winding its way through the hills, white and blue, we see the hills rise gently and spread around, forming the outlines of a grand amphitheatre; in the centre of which Lowell is situated. These hills have been selected for the sites of villas, and several elegant dwellings have been erected, and more are going up. A bridge has lately been thrown over Concord river, connecting Belvidere with the main body of the settlements on the other side. The Concord river meets the Merrimack at right angles, and the point of land included between the two rivers has been chosen for the site of Lowell. Here, then, is a great city, teeming with an industrious population, built up within six or eight years, as if by princely power, and whose interest and prosperity are founded upon an imperishable basis; already become the second town in the Commonwealth, in population and wealth, and rapidly increasing into greater importance. We shall not enumerate the factories, churches, houses, printing offices, hotels, taverns, stores, shops, &c. this has been often done, and need not be repeated.

We arrived at Lowell about noon, and put up at the American Hotel, a spacious and convenient house, fitted up in good style, and furnished with every convenience for the accommodation of travellers. We took dinner and set out on our tour of observation. We found a friend who acted as our conductor, and we were led through the factories and shewn many other things of great interest and curiosity. We continued our rambles, sometimes in the city, sometimes on the falls of the Merrimack, and then about the scenery around the Concord river, till after the evening bell rang for the first time, we returned to our quarters, as seemed to be uniformly the habit; and the inhabitants have good reason for doing so; for at three o'clock, the next morning, even before day light, our factory bell rang a merry peal, and as soon as the last pulsation struck upon the ear, the whirring and clanking of the machinery was heard. We looked out of the window and saw the dark factory enclosure and separate itself over the east, and right opposite a factory lighted up and all alive and in motion. At 5 o'clock the great bell rang for a general turn out, and a simultaneous movement in all the factories. The girls warmed on from all the streets and avenues which led from their boarding houses, and directed their steps towards a single point, where they became concentrated in a dense mass, at the bridge leading to the entrance of a range of factories, standing on a line on the opposite side of a straight canal which supplies the water power to each of the factories included in the entire establishment. The canal is bordered on the side next the factories, with stores for receiving the raw cotton, and on the bank next the street with rows of elm or other ornamental trees, which are enclosed and separated from the main street by a handsome fence. At 7 o'clock the bell rang for breakfast—that the great wheels were stopped again, and all became silent; the girls, men and boys poured forth from the gates, and crossing the bridge, diverged and radiated off towards the boarding houses. In half an hour the great bell is again heard, the wheels commence their gyrations, the streets are again full of people. The same ceremonies and the same arrangements take place at the dinner hour, which is half past twelve, and at half past one the bells ring again, and the afternoon operations commence. The wheels go round, the spindles twirl, the looms jerk in the thread so quick that the eye can only catch a glance of them as they cut through the warps, while the tissue is plainly perceived the weaving and winding it up on the extinguishers. We took a glance at the whole establishment, from a cotton mill, from the opening of a bale of raw cotton to its being drawn out into a thread, and from that to its warping, sizing, weaving, folding, packing, and finally its loading and carrying in wagons drawn by six stout horses, through the heavy sands on the Tewksbury road, down to Boston.

The ringing of the bell at Lowell, either at three or five o'clock in the morning is certainly to some purpose. It is no play-thing to call idlers from their beds, or to disturb those who had better be asleep. How silly it is for people to be talking of morning walks, and boasting of taking exercise before breakfast, and then coming home tired out, and scarcely able to werry through the streets. There is no such fancy as this in Lowell. It is quite another thing to hear the bell ring at three o'clock. It starts up from their beds ten thousand people in the

prime of life, in the full enjoyment of health, ready and able to handle and direct the rolling and twining and unwinding and turning which is going on every where around on the right and on the left, before and behind. These do not, we repeat, induce the girls to leave their factories, but to assist the industry. All are at liberty to come and go whenever they please. The girls come to Lowell when, and stay as long as it pleases them; and as they work by the piece, or job, the piece for which are placed upon the door of all the factories, the attendance is voluntary, and the will to earn the utmost in the shortest time, induces them to work a close application to business. They come from all quarters of the country, and the stage coaches, drawn by six horses, are continually occupied in bringing to and carrying out loads of well dressed, rich country girls. We noticed groups of these factory girls, as they were in attendance upon the looms and spinning frames. They were in the freshness and bloom of life, generally of about 20 years of age. Sometimes, when half a dozen in a neighbourhood had put their houses in order, they would leave them to their own exact and rapid notions, and assemble in little squads at some favorite place of resort, where there was a looking glass, at which they arranged their curls or adjusted their combs, talked all the gossip, and found out who was what, and what was what. This is their leisure time; but after a short stay, they would get up and go to work, they dress up for the evening, and the well lighted streets and the brilliantly illuminated stores were full of them. There was not a dry goods store nor a milliner's shop in which there were not to be seen groups of these fair purchasers. The workmen at the various factories, the builders, masons, carpenters, &c. of which Lowell is full, were also on the go. The hotels were filled or thronged about the piazzas, and in two places we observed auctioneers mounted on a stand and bawling as usual, while their ivory balls were flourishing about and glancing in the rays of the torch light, as the presiding genius of the gaping crowd. All, however, was every where orderly and respectful. There was no noise, no rudeness, no assembling at the corners, no jostling—nor did we see any cross-roads talking to and fro with their poles, to keep the pace. At the ringing of the 9 o'clock bell the multitude retired from the streets. We ought not to forget, that as we walked about the place, we noticed the refinements of social life, in its being to the piano, accompanied by the flute, and were quite delighted at the high degree of taste and execution of two amateur performers. We witnessed one of the crowd of list-ners, and were informed, that the performers were some of the hand workmen of one of the factories. Indeed we found that music was a favorite amusement, and a taste for that elegant accomplishment is established in the place. We saw in a church, spacious and beautifully finished within, a large and elegant organ, lately bought by the excellent organ builder, Messrs. Hook, of Boston. We were struck at the openness of its open disposition, and the majestic power of its sub base. The church and organ cost the proprietors 28,000 dollars. We believe there are not less than fifteen churches in Lowell, all of modern architecture, and most of them built either of brick or stone, several of which are furnished with organs.

But, after all, it is not so much what Lowell is, as what it is continually fast to become one city, and it is in this respect that its population and importance. The immense extent of the factories already established, and the magnificent works now in the progress of erection, will lay a foundation for the industry and prosperity of a population of one hundred thousand souls. There is already a theatre in building, of wood, very spacious, and will contain an auditory not less than can be accommodated in the Tremont itself. Among the conveniences of the place, we visited a bathing house, fitted up with much taste and elegance. It contains apartments for ladies in one division, and for gentlemen in another. The rooms were carpeted and furnished with chairs, tables, glasses, and all the accompaniments of the toilette. Below the bathing room, there are apartments for bathing in the river, and a fine cold bath, to none in the State for population and importance. The immense extent of the factories already established, and the magnificent works now in the progress of erection, will lay a foundation for the industry and prosperity of a population of one hundred thousand souls. There is already a theatre in building, of wood, very spacious, and will contain an auditory not less than can be accommodated in the Tremont itself. Among the conveniences of the place, we visited a bathing house, fitted up with much taste and elegance. It contains apartments for ladies in one division, and for gentlemen in another. The rooms were carpeted and furnished with chairs, tables, glasses, and all the accompaniments of the toilette. Below the bathing room, there are apartments for bathing in the river, and a fine cold bath, to none in the State for population and importance.

We saw the carpet establishment, where they were weaving Kidderminster and Brussels carpeting, rugs, &c. This is done by complicate looms not easily described. There appeared to be about twenty looms at work, each one having a different pattern, which comes out without the care or thought of an operator. The looms were carpeted with water in the loom altogether different from the Kidderminster, and required the aid of a boy to move some of the machinery. The operation is slow and tedious, and requires great care. The heath rugs were of two kinds, one having on it some fanciful figures, and the other with a thick nap of variegated colors.

Building were going up all over the immense extent of ground around the city, in the form of stone or brick buildings of all descriptions of stone, brick and wood, were ascending, and some most extensive factories, with all their accompaniments of dwellings and out-houses, were erecting in that quarter of the town bordering on the Merrimack, towards the falls. There is one very large and beautiful brick factory near the outlet of Concord river, seven or eight stories high, just finished, but not yet in operation, destined for the manufacture of broadcloths.

The great number of stores is quite surprising. They stand in rows in all the principal streets, and are of every description—dry goods stores, apothecaries, furniture warehouses, shoe stores, milliners, tailors, grocers, confectioners, &c. &c. They are spacious and beautiful, particularly those, but not yet in operation, destined for the manufacture of broadcloths. The extra front is thrown open, and the

whole interior of the shop displayed to the passengers as they proceed along the brick side walls.

We walked over the base part of the city, (as we cannot help calling it) to look at the Herculean labors of a gang of men, cutting a deep excavation through a solid mass of granite, to make an opening for the entrance of the railway which is now building between this place and the capital. They have a pretty tough job in hand. It is no less than to cut through a solid rock about forty feet in depth for the distance, at a given rate, of one-fifth of a mile. Upon amounting to the top of the smooth bald head of the granite mass, we saw beyond, in the line of the road, another gang of men, working their way in an opposite direction, to meet those at this end. As many teams were kept employed, carting and dragging away the fragments of rock, as could get to the front of the excavation, and as many groups of men as could stand to work, some drifting, some tumbling down the loose fragments of the rock, some loading, and some guiding the oxen away with their loads. Ever and anon, the workmen would clear out and hide themselves behind trees or among the rocks, when an explosion would take place, and the whole air would be filled with smoke and stones and great rocks flying out in all directions. Then all the gang would return and resume their work again.

LOWELL COTTON AND WOOLLEN GOODS.

A late number of the Lowell Journal has the following interesting article:

The whole amount of capital at present invested is 6,150,000 dollars. The number of large mills in actual operation is 19. These mills are each about 157 feet in length and 45 feet in breadth—of brick, five stories high, each averaging from ten to thirteen feet high, thus giving opportunity for a free circulation of air. The aggregate number of spindles used is 84,000—looms 3,000. The whole number of operatives employed is about 3,000, of which 1,200 are males, 2,800 are females. The quantity of cotton put in these mills per annum, exceeds 7,000,000 lbs. or 20,000 bales. The number of yards of cotton goods of various qualities manufactured annually is about 27,000,000. Were the different pieces united, they would reach to the distance of 15,300 miles! In this estimate is included about 2,000,000 yards of coarse mixed cotton and woollen negro clothing, in the manufacture of which about 80,000 pounds of wool are used per annum.

The quantity of wool manufactured annually into cassimere is about 150,000 lbs. making about 150,000 yards.

The Lowell carpet manufactory is in itself a curiosity—68 looms are kept in operation by hand labor, viz: 50 for ingrain or Kidderminster carpeting, 10 for Brussels, and 8 for rugs of various kinds. 140,000 lbs. of wool in the course of a year, are manufactured into rich and beautiful carpets, the colors of which will vie with any imported. The number of yards of carpeting made per annum is upwards of 120,000, besides rugs. The operatives at present employed in all these mills receive for their labor about \$1,200,000 per annum.

The Lawrence company has now but one mill in operation. One other is erected, and will be in operation in about three months. The foundation of two others are laid which will be ready to go into operation, one in 9 months, the other in 12. These mills will contain about 16,500 additional spindles for cotton, and 550 looms, and will use 2,500,000 lbs. of raw cotton annually, furnishing employment for 700 operatives. These three mills will probably be the means of adding at least 1,500 to the population of Lowell.

The Middlesex company has lately erected another mill for the manufacture of cassimere and broadcloths, which is said to be one of the first manufacturing edifices in the U. States. It is 153 feet in length, by 46, and six stories high. Nearly 1,000,000 of bricks have been used in its construction. It will go into operation in about two months, and will contain 2,800 spindles, and 61 looms for cassimere, and 40 for broadcloths. It will work up about 300,000 pounds of wool annually, and employ about 225 operatives.

The edifice, in which all the machinery employed in the mills is manufactured, is a sort of a magazine—being built on the locks and canal company, and is probably the largest "shop" in the country, being built of brick, four stories high, 220 feet in length and 45 feet in width. About 200 machinists, some of them the most skillful and ingenious workmen in the United States, or in the world, are constantly employed. About 600 tons of cast and wrought iron, two-thirds of which at least are of American production, are annually converted into machinery, besides a large quantity of imported steel.

It is computed that upwards of 5,000 tons of anthracite coal are annually consumed in the Lowell manufacturing establishments and machine shop, besides immense quantities of charcoal and pine and hard wood fuel.

THE PRESIDENT—AT BUNKER'S HILL.

Address of Mr. Edward Everett, to the president of the United States, on Bunker Hill, with the president's reply.

Mr. President: I have been directed, by the committee of arrangements, on behalf of themselves, of their fellow citizens and of the vast multitude here assembled, to bid you welcome to the ancient town of Charlestown, and its famous heights. The inhabitants of a wide and fruitful community, we cannot, like our brethren of the metropolis and of the other great cities, through which you have passed, receive you in splendid mansions and halls of state; but here, sir, upon the precious soil

once moistened with the best blood of New England; with no other abode save but the arch of heaven, we tender you the united, respectful and cordial salutations of our ancient town.

There are many interesting historical recollections connected with this immediate neighbourhood, which I will not take up your time in recounting. I will only say that on yonder gentle elevation, the first company of the settlers of this commonwealth, a little more than two centuries ago, laid the foundations of the such in colony of Massachusetts; and upon the hill on which we now stand, the first historical revolution was fought; we stand—on the 17th of June, 1775—beneath the thunder of the batteries from the opposite heights of Boston, from the vessels of war on the bay beneath us, and from the head of the columns of the advancing army of five thousand chosen British troops—while the entire town of Charlestown was wrapped in flames, and every steep, roof and hill top of the surrounding country was crowded with anxious spectators of the dreadful drama—Prescott, Putnam, Stark and their gallant associates bravely fought, and Warren, with his heroic comrades, nobly fell, in the cause of American independence. You, Mr. Secretary Cass, may well cherish the memory of that day, for your father bore his share in its perils and its glory. Stark's regiment, where he fought, was stationed not very far from the spot where you stand.

We bid you, Mr. President, who like those our fathers, have exposed your life in the cause of your country, and more favored than they, have been permitted to enjoy the fruit of your toils and danger—we bid you welcome to the precious spot. Most of those who have preceded you in the chief magistracy—Washington, Adams, Monroe and your immediate predecessor, have trod it before you—and but a few years since, the nation's guest, the great and good Lafayette, made his pilgrimage also to the same venerable locality. To you, sir, who, under Providence, conducted the banners of the country to victory, in the last great struggle of the American arms, it must be peculiarly grateful to stand upon the spot immortalized as this scene of the first momentous conflict.

We have thought it might not be unwelcome to you to possess some joint memorial of these two eventful days, and such a one I now hold in my hands—a grape shot dug up from the bed beneath our feet, and a cannon ball from the battle field of New Orleans, brought from the enclosure within which your head quarters were established. They are preserved in our casket; and on behalf of the citizens of Charlestown, I now present them to you, in the hope that they will perpetuate in your mind an acceptable association of the 17th of June, 1775, and the 8th of January, 1815—the dates of the first and last great battles in the history of the American republic.

To designate in all coming times the place of the first of these eventful contests, the gratitude of this generation is rearing a majestic monument; on the sacred spot. We invite you, sir, to ascend it, and to behold from its elevation a lovely scene of town and country—a specimen not unfavorable of this portion of the great republic, whose interests have been confided in your care, as chief magistrate of the United States. We rejoice that you have taken an opportunity of acquiring a personal knowledge of its character. Less fertile than some other portions of the union, its wealth is in its population, its institutions, its pursuits—its schools and its churches. We doubt not you will find, in your extensive journey, that the great springs of its prosperity are in its commerce, its interests and welfare of every other part of our common country.

The spot on which we are gathered is not the place for adulation. Standing over the ashes of men who died for liberty, we can speak no language but that of freedom. In an address to the chief magistrate of the United States, there is no room for one word of compliment or flattery. But with genuine remembrance of one so eminent a citizen, and with our respect for your station, the most exalted on earth—and with unanimous approbation of the firm, resolute and patriotic stand which you assumed, in the late alarming crisis of affairs, in order to preserve that happy union under one constitutional head—the establishment of which these streets were wrapped in fire, and the bid you welcome in BUNKER HILL.

To the foregoing address the president made the following reply:

Sir: For the kind reception you have given me, in behalf of the citizens of Charlestown, and for the friendly sentiments expressed on this occasion, I return you my sincere thanks. It is one of the most gratifying incidents of my life to meet my fellow citizens upon Bunker Hill, at the base of that monument which their patriotism is erecting; and upon the sacred spot hallowed by so many interesting recollections—a rich spot in the various national objects which it presents to view; and vicer still in the associations, moral and historical which belong to it.

The earlier incidents of the revolution—the high toned patriotic declarations—the stern determination to meet the coming events, and the vigorous preparations to resist them successfully—the great battle which opened the revolutionary contest, whose full results upon human institutions are yet to be disclosed, and in which, if your sacred memory be not lost, and if your personal services be not consumed, long and noble glory was acquired—the services, the sacrifices and the sufferings of this generous and enlightened state, and the memory of the renowned men she has furnished for the field and the cabinet; all these recollections

lectiona crowd upon the mind, and render this one of the high places, where the American citizen will ever repair, to contemplate the past and indulge in the anticipation of the future.

And when to all these are added your moral, social, literary and religious institutions—your happy equality of condition—your charitable establishments—your foundations for education—the general diffusion of knowledge—your industry and enterprise—and when we reflect that most of this is common to the New England states, you may well be proud of your native land, and our country may well be proud of New England.

I have seen much to admire and emulate—nothing to excite regret; and if my journey be attended with no other result to myself, I shall be amply repaid by witnessing this fair prospect of human comfort; and be finding, that, however high I had rated the moral and intellectual character of the eastern portion of the union, I had yet to learn that I had not done it justice. I do not speak of the personal kindness I have met with: I cannot. But the impression is on my heart; it will only leave me when life departs.

In acceptance, with gratitude, the interesting relics you have presented to me. I am sure I speak the sentiments of my fellow soldiers upon the plains of New Orleans, when I say, that to be associated with the memory of that band of patriots, who fought with Warren, when he sealed his principles with his life, is the highest merit of praise which our country could bestow. I am sensible that we owe it to our partial estimate of our country. It was my good fortune, on that eventful day, to lead an army composed of American citizens, appreciating the value of the prize they contended for, and determined upon exertions proportioned to its magnitude; and it was theirs to expel a superior force, and to preserve an important section of the union.

Accept, sir, for yourself, my acknowledgments for your personal kindness.

The following inscription was engraved on a silver plate on the box containing the cannon balls, presented to president Jackson, at Bunker Hill, on Wednesday:

"These now harmless memorials of the 17th June, 1775, and the 8th of January, 1815, were presented to General Andrew Jackson, president of the United States, by the citizens of Chelstetown, on the 24th June, 1833, on his visit to Bunker Hill."

#### THE PRESIDENT AT LOWELL.

Boston, June 29. A gentleman of this city, who was at Lowell on Thursday, states that the parade in honor of the president's arrival, exceeded all anticipation. The president approached the place about 3 o'clock. The military escort was composed of a company of artillery, a company of riflemen, several companies of light infantry, and a procession of young females employed in the factories. The number of women in this procession was from three to four thousand. All were neatly dressed in white, with sashes of different colors to designate the different manufacturing establishments, to which each respectively belonged. They were formed four deep. The length of the procession gave occasion to a spectator to remark that there was a mile of girls. After the president and suite had arrived at the Merrimack hotel, the whole procession passed in review before him.

The manufacturing works had all been suspended during the day, and, at the request of the president, one of the mills was put in operation, that he might witness the ingenuity of the machinery, and the immense power of the water-wheels. He appeared to be much engaged, and made such inquiries as evinced that he felt a deep interest in the establishments and the progress of our manufactures. He afterwards attended a public dinner at the Merrimack hotel, where it was his intention to pass the night and proceed to Concord, N. H. the next day. He appeared to be in better health than for several days previous.

We are unwilling to let this account pass from our hands, without a few words of comment. What sentiments the scene inspired in the minds of the president and the gentlemen high in office and expectation, who attended him, we know not; but we hope that the evidences of personal, as well as national prosperity—of a high standard of moral and intellectual, as well as pecuniary independence—there exhibited, were not lost, nor the reflections, to which such an exhibition would naturally lead, like water thrown upon the ground, which cannot be gathered up again. There were from three to four thousand females in the procession—probably every one of them under thirty years of age. Not the oppressed, miserable, half-starved females of an European manufacturing city, but well educated, well dressed females, perfectly independent of any control from the proprietors, and able to secure to their work-would the factory should close, or to leave it and seek any other employment that may produce more money, or please the fancy better. Is such a population to be trifled with by the legislators and rulers of this country? Does not the spectacle present, in a delightful aspect, the operation and effect of our truly republican institutions? These females are not destined, like those of Europe, who labor for a subsistence to labor forever in the same vacancy. They are to be the wives of virtuous, high minded, independent citizens—the mothers of our future law-givers, our legislators, our judges, our presidents, our instructors and our protectors. And, with this view, what should be the policy of our government? Clearly to give permanence and stability to whatever system of political economy will raise the

price of labor, and augment the value and quantity of agricultural and manufacturing products. The pitiful consideration of a cent in the price of a yard of cloth should never enter into competition, in the minds of enlightened statesmen, with the welfare and prosperity, the industry and the independence of the laboring classes.

The governor's aids, who attended the president to the line between this state and New Hampshire, returned last evening, having left him in tolerable health and excellent spirits.

(Courier.)

The Daily Advertiser says—The president seemed much interested with what he saw and heard, [at Lowell] and made many inquiries respecting the number of people employed, and the average wages, the amount of cotton worked up daily, of cloth turned out, &c. showing by his remarks that the subject of domestic manufactures had previously engaged his attentive observation. In order to show more distinctly the effect produced by the introduction of the power loom and extension of the cotton business for the last twenty years, a gentleman exhibited to him a piece of British cotton as it was sold at a merchant's sale of prize goods in the autumn of 1813, at eighty-five cents per yard, cash, (Boston money or specie) and also a piece of American manufacture, of superior fabric, which now sells for fourteen cents per yard, which is considerably less than one-half what he then paid for the bare weaving of the same article by hand. The president seemed very much interested, and ascertained himself as to the comparative qualities of the two pieces. At his desire, (all the works having been suspended in consequence of his visit) one of the Merrimack mills was put in operation. He visited the mill and the print works, and carefully examined the machinery and the process of manufacturing.

During his visit to the Merrimack mills and print works, the apparatus for extinguishing fires (which is probably more effective than any other similar establishment in the country) was put in motion, and the immense power of the water wheels to which they were attached was truly astonishing, covering the different buildings with water in a few minutes, by various pipes manned by the different engines.

For the following "killing" remark we are indebted to the Boston Advocate, speaking of the slew of girls at Lowell—

"Such a regiment of beautiful soldiers was never before seen on parade, and though they carried light arms, and no artillery but their eyes, they presented a more killing force than ever Bonaparte mustered."

#### MR. WEBSTER AT BUFFALO.

On his recent visit to Buffalo, Mr. Webster was invited by the citizens of that place to attend a public dinner, which his engagements, and the necessity of an early departure, compelled him to decline. He accepted, however, an invitation to be present at the launching of a steamboat, to which the proprietors had given the name of Daniel Webster, and in reply to an address of one of them, made the following remarks—

I avail myself gladly of this opportunity of paying my acknowledgments to the proprietors of this vessel, for the honor conferred upon me by allowing her to bear my name. Such a token of regard, had it proceeded from my immediate friends and neighbors, could not but have excited feelings of grateful respect; and it is more calculated to awaken these sentiments, when coming from gentlemen of character and worth, with whom I have not had the pleasure of personal acquaintance, and whose motive, I may flatter myself, is to be found in an indulgent opinion towards well intentioned services in a public situation.

It gives me great pleasure, also, on the occasion of so large an assembly of the city of Buffalo, to express to them my thanks for the kindness and hospitality with which I have been received in this young but growing and interesting city. The launching of another vessel on these inland seas, is but a fresh occasion of congratulation on the rapid growth, the great active prosperity, and the exciting future of the city. So many circumstances, years ago, fellow citizens, I enjoyed the pleasure of a short visit to this place. There was then but one steamboat on Lake Erie; it made its passage once in 10 or 15 days only; and I remember that persons in my own vicinity, intending to travel to the far west by that conveyance, wrote to friends to learn the day of the commencement of the contemplated voyage. I understand that there are now 18 steamboats plying on the lake, all finding full employment; and that a boat leaves Buffalo twice every day for Detroit and the ports in Ohio. The population of Buffalo, now four times as large as it was then, has kept pace with the augmentation of its commercial business. This fast progress is a sample, but certainly is not to be regarded as the measure, of the commencement of the present festival of the city. So many circumstances incline to favor that advancement, that it is difficult to estimate the rate by which it may hereafter proceed. It will probably not be long before the products of the fisheries of the east, the importations of the Atlantic frontier, the productions, mineral and vegetable, of all the north-western states, and the sugars of Louisiana, will find their way hither by inland water communication. Much of the interest, has already taken place, and is of daily occurrence. Many who remember the competition between Buffalo and Black Rock, for the site of the city, will doubtless live to see the city spread over both. This singular prosperity, fellow citizens, so gratifying for the present, and accompanied with such high hopes for the future, you owe to your own industry and enterprise, your favored position, and to the

fourishing condition of the internal commerce of the country; and the blessings and the riches of that internal commerce, be it ever remembered, are the fruits of a united government, and one general common commercial system.

It is not only the trade of New York, of Ohio, of New England, or Indiana, or Michigan, but it is a part of the great aggregate of the trade of all the states, in which you so largely and so successfully partake. Who does not see that the advantages here enjoyed, springing from a general government, and a uniform code? Who does not see, that if those states had remained severed, and each had existed with a system of imposts and commercial regulations of its own, all excluding and repelling, rather than inviting the intercourse of the rest, the place could hardly hope to have been more than a respectable frontier post? Or can any man look to the sea and to the other side of this beautiful lake and river, and see in their different conditions the plain and manifest results of different political institutions, and commercial regulations.

It would be pleasant, fellow citizens, to dwell on these topics, so worthy at all times of regard and reflection; and especially so fit to engage attention at the present moment; but this is not the proper moment to pursue them, and tending to you once more to my thoughts and good wishes, I take my leave of you by expressing my hope for the continued success of that great interest so essential to your happiness—THE COMMERCE OF THE LAKES, A NEW DISCOVERED SOURCE OF NATIONAL PROSPERITY, AND A NEW BOND OF NATIONAL UNION.

An address was also made to Mr. Webster in behalf of the mechanics and manufacturers of Buffalo, to which he returned the following reply:

I need hardly say, Mr. Chairman and gentlemen, that it gives me much satisfaction to receive this mark of appreciation of my public conduct, from the manufacturers and mechanics of Buffalo. Those who are so immediately affected by any measures of the government, are naturally the earliest to perceive their operation, and to foresee their final results. Allow me to say, gentlemen, that the confidence, you express in my continuance in the general course which I have pursued, must rest, and may rest safely, I trust, on the history of the past. Deciding always to avoid extremes, and to observe a prudent moderation in regard to the protective system, I yet hold steadfastness and perseverance in maintaining what has been established, to be essential to the public prosperity. Nothing can be worse than that which concerns the daily labor, and the daily bread of whole classes of the people should be subject to frequent and violent changes. It was far better not to move at all than to move forward and then fall back again.

My sentiments, gentlemen, on the tariff question, are generally known. In my opinion, a just and a leading object in the whole system is the encouragement and protection of American manual labor. I confess, that every day's experience convinces me more and more of the high propriety of regarding this object. Our government is made for all, not for a few. Its object is, to promote the greatest good of the whole; and this ought to be kept constantly in view in its administration. The far greater number of those who maintain the government belong to what may be called the industrious or productive classes of the community. With us labor is not depressed, ignorant and uneducated. On the contrary, it is active, spirited, enterprising, seeking its own reward, and laying up for its own competence and its own support. The motive to labor, is the great stimulus to our whole society; and no system is wise or just, which does not afford this stimulus, as far as it may. The protection of American labor against the injurious competition of foreign labor, so far at least as respects general handicraft productions, is known historically to have been one end designed to be obtained by establishing the constitution; and this object and the constitutional power to accomplish it, ought never to be surrendered or compromised in any degree.

Our political institutions, gentlemen, place power in the hands of all the people; and to make the exercise of this power, in such hands, salutary; it is indispensable that all the people should enjoy, first, the means of education, and second, the reasonable certainty of procuring a competent livelihood by industry and labor. These institutions are neither designed for nor suited to a nation of ignorant paupers. To disseminate knowledge, then, universally, and to secure to labor and industry their just rewards, is the duty both of the general and state governments, each in the exercise of its appropriate powers. To be free, the people must be intelligently free; to be substantially independent, they must be able to secure themselves against want, by sobriety and industry; to be safe depositories of political power, they must be able to comprehend and understand the general interests of the community, and must have a stake themselves, in the welfare of that community. The late rest of labor, therefore, has an importance in our system, beyond what belongs to it as a mere question of political economy. It is connected with our forms of government, and our whole social system. The activity and prosperity, which at present prevail among us, as every one must notice, are produced by the excitement of compensating prices to labor; and it is fervently to be hoped that no unexpected circumstances, and no unwise policy may counteract this efficient cause of general competency and public happiness.

I pray you, Mr. Chairman and gentlemen, to receive, personally, my thanks for the manner in which you have communicated the sentiments of the meeting which you represent.

IN OHIO.

Cincinnati, (Ohio), June 17. On Saturday afternoon a meeting took place at the exchange, for the purpose of making such arrangements as should be deemed proper, to express the sense of this community in relation to the public and patriotic services of the honorable Daniel Webster, who is now on a visit to this city, when Morgan Neville, esq. was called to the chair, and Bellamy Storer appointed secretary. After some appropriate and pertinent remarks from Robert T. Lytle, esq. the following resolutions were submitted by him, and unanimously adopted by the meeting:

Resolved, That it is a source of much gratification to the citizens of Cincinnati, to learn of the arrival in this city of the honorable DANIEL WEBSTER, upon his first visit to the western country; that the high qualifications, long and eminent public services, and well directed industry of that gentleman in his private and public career, for the advancement and prosperity of our common country, entitle him to the respect and admiration of his fellow citizens.

Resolved, That as friends of the union, we appreciate, with gratitude, his efficient and zealous co-operation, during the last session of congress, in explaining and sustaining the principles of the federal constitution; and the devotion which he displayed for the stability of the union, and the perpetuity of our free institutions.

Resolved, That aside from all party and political considerations, we are happy to recognise in this distinguished stranger, the most elevated properties of the gentleman and the scholar, the jurist and the statesman; and, that as such, he merits our regard, and is entitled to our hospitalities.

Resolved, That a committee of thirty be appointed by the chairman, to wait on Mr. Webster, and invite him to partake of a public dinner, on Wednesday next, the 19th instant.

— Saturday, 15th June, 1853.

Sir: The citizens of Cincinnati, anxious to tender to you some evidence of the high estimation in which they hold your character and public services, have appointed the undersigned to invite you, in their names, to a public dinner.

In obedience to their wishes, we have the honor of requesting your company, on Wednesday, at P. M. at the commercial exchange.

MORGAN NEVILLE, chairman.

Hon. D. Webster.

The following gentlemen were appointed the committee to carry into effect the resolutions of the citizens:

Gen. James Findlay,	Jacob Burnet,
Joseph Pierce,	B. P. Disney,
Robert Buchanan,	William C. Anderson,
Judge Torrance,	James Goodnow,
Bellamy Storer,	Daniel Drake,
Josiah Lawrence,	Ebenezer Hulse,
Robert T. Lytle,	General Edward King,
Morgan Neville,	Dr. L. Reeves,
Judges William Miller,	John P. Francis Carr,
General Samuel Borden,	William Tift,
James Goodloe,	William R. Foster,
Jacob Resor,	John H. Groesbeck,
Alison Owen,	Dr. J. Caswell,
Peyton S. Rymer,	E. S. Thomas,
Archibald Irvine,	

MORGAN NEVILLE, chairman.

Bellamy Storer, secretary.

— Saturday, June 15, 1853.

Sir: I have the honor to acknowledge the receipt of your letter, as chairman of a committee appointed by the citizens of Cincinnati, inviting me to a public dinner on Wednesday. In this my first visit to the west, it has been my object to see the country, as extensively as I could, and to enjoy an intercourse with the people, free from the restraints and inconveniences attendant on public manifestations of regard and kindness. On the present occasion, however, it seems to be thought, that what is so kindly proposed may afford an opportunity of exchanging that intercourse, and of exchanging salutations with the citizens of Cincinnati, more favorable than may otherwise be presented. With these impressions, I accept with pleasure the invitation which is given to me. I am with much true regard, your obliged fellow citizen,

DANIEL WEBSTER.

Morgan Neville, esq.

Accordingly on the 19th June the dinner was given, of which the Cincinnati Gazette of the 21st says—"The dinner to Mr. Webster, on Wednesday, was what, in the language of truth, might be called a brilliant affair. Every thing passed off well. The company was full to overflowing, and no unpassionate incident occurred to mar the general hilarity. The mayor presided; the rev. Wm. Burke made an invocation to the throne of grace at the commencement of the festivities. The dinner was a good one—abundant—well prepared—the wines—but in them I have no skill. Mr. Webster was called out for a speech at the 6th toast. It was well conceived and happy—natural in all its aspects—little flattering to the whetstone—a little more so to Cincinnati in particular—and yet, perhaps, nothing short of the whole truth. He has promised to furnish a sketch of it for publication, and we will not anticipate that sketch, by giving one from mere memory."

Mr. Barry declined joining in the festivities, in consequence of the visitations of the cholera among his friends at Lexington

very properly considering that these ought to preclude him from being one of a festive board.

*Regular toasts.*

1. The president of the United States.
2. The heads of department.
3. The federal judiciary.
4. The army and navy of the United States.
5. The memory of Washington.
6. Our distinguished guest, Hon. Daniel Webster—The profound expounder of the constitution, the eloquent supporter of the federal union, and the uniform friend and advocate of the western country.
7. The patriots of the revolution.
8. The defenders of our country during the late war.
9. Our friend, fellow citizen and guest Gen. Wm. Henry Harrison—identified with the constitution, the eloquent supporter of the federal union, and the laurels which he wears have been well won, and are cheerfully accorded.
10. The press—When conducted by learning and patriotism, a national blessing; but in its levities, a curse to all mankind.
11. Common schools—In our England has taught us their value, in the fruits she has produced from her nurseries of science.
12. The union—"It must be preserved."
13. The state of Ohio—May the devotion of her sons to the institutions of the country, keep pace with the improvement of her soil, the increase of her population, and the enterprise of her citizens.
14. The fair—While they are for union, we defy the world.

*Volunteers.*

By Daniel Webster. *The city of Cincinnati*—A beautiful illustration of the co-operation between nature and art. May the prosperity of her citizens be commensurate with their hospitality and enterprise.

By Wm. H. Harrison. *Daniel Webster*—The true representative of the character and manners of his country. Skilled in all the labors of a farmer, (his original profession), he is able to instruct the chief justice of England in the principles of the law which are common to both countries, and to compete with Lord Chancellor Brougham, or any other lord, for the palm of eloquence, and in explaining the principles of "good old English liberty."

Scud by a lady. *Daniel Webster*—

"Westward the eastern star has bent his way,  
May more than empire bless its countless rays."

By T. Walker, esq. *Daniel Webster*—The Daniel of his age. He may be cast among *Roses*, as many as you please; but even they will not disdain the master spirit.

By Marcus Smith. *The constitution of the United States*—Ambiguous and obscure only to the ambitious and corrupt; when assailed by such, may there ever be found among the people a DANIEL who can interpret the writing.

By Samuel Findlay. To him who yesterday came among a community of strangers, and to-morrow leaves a community of friends.

THE DREAMS OF THE POET REALIZED.

The following remarkable prediction by *Barlow*, in his *Vision of Columbus*, first published at Hartford, in 1787, must have been regarded by the generation of that day as the most conception of a visionary enthusiast. How wonderfully has it been fulfilled by the completion of those magnificent undertakings, the *Erie* and *Ohio canals*!

"He saw, as widely spreads the unchained flood plain,  
Where inland realms for ages bloom'd in vain,  
CANALS, long winding, ope a watery flight,  
And distant streams, and seas, and lakes unite.  
From far ALBANIA, tow'rd the inland sun,  
Back through the midland lengthening channels run,  
Meet the far lakes, their beauteous towns that lave,  
And HUDSON joined to broad OHIO'S wave."  
Vis. Col. Ed. 1787—p. 346.

CASE OF JOHN H. PLEASANTS.

From the *Richmond Whig*, of June 27.

ATTACHMENT FOR CONTENT, AGAINST THE SENIOR EDITOR OF THIS PAPER.

As we promised some days ago, we avail ourselves of the first leisure, to lay before the readers of this paper, the answer of John H. Pleasants, (drawn by gen. Walter Jones), showing cause why he should not be attached for an alleged contempt of the circuit court of the District of Columbia, for the county of Alexandria, in disobeying a summons of said court, to attend it as a witness. We respectfully solicit an attentive perusal of that answer, by gentlemen of the bar, and by the public at large, believing as we do, that grave principles of constitutional and municipal law, are involved in the case.

We beg leave here to annex extracts from a letter from gen. Jones, which will contribute to enable the reader to form the answer, to form a just opinion of the legality of the course pursued by the court at Alexandria—a court for whose members, as individuals, we entertain every respect.

"The attachment is made returnable in some day in August, when the entire parade of another special meeting of the court and grand jury is desired, for the sole purpose of dealing with your refractory body, if they can get hold of it. But this, I am

The P. M. general, who happened to be at Cincinnati.

well satisfied, they can never do unless you voluntarily submit, as a native citizen and settled inhabitant of our old commonwealth, to be dragged from the protection of domestic laws and institutions, into a foreign jurisdiction, to which you never were subject, and against which you are charged with no offence, but that of declining upon your native soil, the extra territorial jurisdiction of a foreign tribunal over your person and liberty. You may, certainly, if you please, submit to be thus dragged away—You may voluntarily submit to the jurisdiction of the tribunals, within the limited sphere of whose power, without that their own compulsion had brought you; to whose jurisdiction you are a stranger; and from the possible abuses, or from the arbitrary principles and tendencies of which, no matter how penal they may operate on your person or fortune, the laws and tribunals of your own state, could give you no relief—No, no!—I confess, that the identical act, with the commission or omission of which you are charged, was committed or omitted, whilst you were abiding in the heart of your own state, and entitled to the protection, or subject to the censure, of the constitution, laws and tribunals of that state alone. No invidious comparison is here intended between the actual administration of the laws, or the principles on which liberty and property are secured by existing institutions in the District of Columbia and in the state of Virginia; they may be all equally excellent in theory and practice. But as no stranger can assume parental authority over a child, without the consent of the parent, so no state can exercise jurisdiction over a citizen of another state, within the territory of his own state, without some conventional arrangement between the states to that effect. And no stranger can be justified in renouncing her citizens to the cognizance of a foreign jurisdiction, in the institution of whose government and laws, those citizens could have had no voice, nor the state herself any control over any possible vices or abuses, either in the laws themselves, or in the administration of the laws. If any such concession may ever be deemed consistent with the dignity or the duties of a sovereign state, it must be under some very peculiar circumstances of manifest and urgent necessity; and then the concession should be strictly guarded, by positive regulations and well defined limitations, insisted, or dutifully approved and confirmed, by the laws of the state making the concession. I have looked in vain, after an anxious and diligent search, for any law of congress that even asserts for the tribunals of this district any such authority over the citizens of Virginia; and if any such law of congress could be found, I should still challenge, with more undoubting confidence in the triumphant maintenance of my challenge, a reference to any one law, or any one act, of Virginia, whereby she has, either by express convention or any other implication, made any concession to congress of the power to extend the jurisdiction of the local tribunals of the District of Columbia over the territory of Virginia, or her citizens abiding in their own state. Indeed, a state rights question of portentous import arises; and one of far more interest than many that have made more noise in the country. For a little remarkable, that hitherto the states have exerted all their vigilance and jealousy to vindicate their separate rights against supposed encroachments of the general government in the exercise of its highest powers; but now, an inferior court, completely local in its institution and jurisdiction, and no otherwise distinguished from other local tribunals, but that it happened to be created by congress for the local administration of justice in a small district under the exclusive legislation of congress, and absolutely excluded, in virtue of that exclusive legislation, from the community of states, both in their federal relations, and in their separate capacities as sovereign states, this same local and inferior tribunal claims an extended jurisdiction in the states, qualifying it not only to summon, but to attach and bring to its bar by force of its own process, citizens of the states residing in the body of the states, and as completely clear of its jurisdiction, as citizenship and residence can make them.

"The decisions of chief justice Marshall and judge Barbour against the power to arrest Mr. Randolph himself in Virginia, for the assault committed by him in the District of Columbia, are conclusive against the power of attachment, to summon and attach you as a witness in the same or any similar case, and every reason that operated against the arrest in the first instance, concludes a fortiori against the summons and attachment in the other; besides other and more conclusive reasons applicable to the latter in particular."

"So far gen. Jones. We doubt not that every lawyer and every citizen who has just views of our federal institutions, and of the rights of the citizen, will agree with him; and with this argument in hand, we shall, as we feel it our imperative duty, apply for a writ of *habeas corpus*, in perfect confidence that the power assumed by the court at Alexandria, will be judicially vetoed.

Circuit court of the District of Columbia for the county of Alexandria.

June 4, 1853.

A summons was issued from the clerk's office of the county of Alexandria, in the District of Columbia, directed to the marshal of the eastern district of Virginia, and commanding him to summon John H. Pleasants to appear before the honorable the U. States Judges of the circuit court of the District of Columbia for the county of Alexandria, at the town of Alexandria, immediately, to testify and the truth to each behalf of the United States before the grand jury of the said county of Alexandria.

June 8, 1853.

Thomas Woodward, deputy marshal of the District of Columbia (who was sent express from Washington to Richmond, there to serve a summons directed to the marshal of the eastern district of Virginia) made oath in open court that he had served the summons on the said Pleasants in the city of Richmond in Virginia, on the 13th June; and that said Pleasants said "he should not attend." Thereupon the district attorney moved the court for an attachment against said Pleasants; and being required by the court to state what evidence he expected said Pleasants could give to the grand jury for Alexandria county, the said attorney made an affidavit to the following effect:

"That he had been informed and believed that said Pleasants is the editor of a newspaper published in the city of Richmond, called 'Daily Richmond Whig and Public Advertiser;' that he hath seen in said paper a letter published, purporting to bear date 7th May, from some person in Alexandria to some person in Richmond; which newspaper is produced and annexed to the affidavit as exhibit C; that the grand jury have now before them for consideration, a bill of indictment charging R. B. Randolph and sundry other persons as having conspired and confederated together to commit an assault on the president of the U. States in the county of Alexandria; that he expects the said Pleasants can prove who was the writer of said letter; that he considers the facts and circumstances stated in said letter as tending to prove, in connection with other facts and circumstances which he has reason to believe have been proved or may be proved before the grand jury, that there was such a conspiracy. He further states that he considers the facts and circumstances stated in said letter as tending to prove, if not such a conspiracy, yet, in connection with other facts and circumstances of which he believes evidence has been taken before the grand jury, an illegal and improper combination to prevent the arrest of said Randolph who is stated in said letter to have committed an assault on the president of the United States, and which assault hath been prevented by the grand jury; and by preventing such arrest to obstruct the administration of justice. He further states, that it appears from the said letter that the writer thereof was acquainted with and aware of said Randolph, both before and after the same was committed; and that, for the reasons above stated, he hath considered it his official duty to have the said witness subpoenaed to give evidence, as to the writer of the said letter, to the grand jury."

Upon the strength of this affidavit (presuming, as we must, that its contents were true), the court instantly issued a rule on J. H. Pleasants to show cause in court, on Monday the 17th June, why an attachment should not issue against him for not attending agreeably to the former summons.

This rule was, on the 11th June, served on said Pleasants, by the same deputy marshal Woodward, who was a second time despatched from Washington to Richmond on this most important errand.

Deputy marshal Woodward, of the District of Columbia, at the same time, served a second summons upon said Pleasants, directed as before to the marshal of the eastern district of Virginia, and commanding that marshal, in the same vague terms as before, to summon said Pleasants to appear, &c. and "to testify and the truth to say on behalf of the United States, before the grand jury of said county of Alexandria;" but with the following addition to what was required by the former summons: "and to bring with him the original of a letter, dated, Alexandria, May 7, published in a newspaper called Daily Richmond Whig and Public Advertiser, of the 5th of May, 1853, under the head, 'the Alexandria case.'"

To the judges of the circuit court of the District of Columbia, for the county of Alexandria.

John H. Pleasants of the city of Richmond, in the Commonwealth of Virginia, by way of showing cause against an attachment for a supposed non-attendance, in obedience to a certain summons mentioned in the rule of your court granted at the instance of the United States attorney for the District of Columbia—says, that if, in contemplation of law he has done or omitted to do any act, the commission or omission of which may amount to a technical contempt of the authority of your court, he is guilty of such contempt, in design and intention; but that if the said summons had been issued by the order or with the privity of the court, and if its authority to issue such process had been less questionable than it is, he conceives that its circumstances afforded a sufficient excuse for his failure to attend pursuant to the tenor of the summons;—and though he was and is sincerely impressed with the solemn and well-founded belief of the advice of eminent counsel and by a recent judicial decision of high and imposing authority to the point, that the summons was impudently issued and void of all authority and obligation in law, and therefore he presumed that it had been issued by the ministerial officers of the court, without the direct sanction of its order or privity; or if with such order or privity, that the court, in the event, by its chance or caprice, or suggestions, would be upon further movement and mature consideration, quash the procedure as transcending the limits of its power and jurisdiction and as being in itself irregular and unreasonable in other respects; yet from his real respect for the character both personal and official, of the court, he does leave to submit to the court in the first instance, the circumstances which he believes would be constituting a just and reasonable excuse for his failure to attend the court or the grand jury, pur-

suant to the tenor of the summons in question, even if a regular summons might lawfully run, in any case, from the District of Columbia into this Commonwealth.

[The 1st row refers to domestic matters.]

2. This respondent has no personal knowledge of any crime or offence committed in the District of Columbia, or any wise cognizable by your court or by the grand jury of Alexandria county; nor was there any circumstance from which the law officers of the United States could reasonably have presumed his possession of any such knowledge; but every known fact, and every legitimate supposition of facts, connected with his relative situation and circumstances, tend to confirm the way to raise a directly opposite presumption; namely, that he was an utter stranger to any transaction that could then have been the subject of investigation before the grand jury; and that, of the great mass of persons within the same distance from the scene of action, there was not one to whom any personal knowledge of the matter might not have been imputed with as much reason and probability as to himself.

3. The summons imports not that there was any prosecution, or other cause, actually pending before the court or the grand jury, wherein he was required to testify as a witness; names no party against whom, nor any existing litigation wherein he was so required to testify. The letter which he was required to produce, was a simple relation of the assault said to have been committed by Robert Randolph on Andrew Jackson, and the attendant circumstances, without the remotest allusion to any other offence committed by him or any other person; and the facts, or some of the facts stated in the letter, would of course be the subject of proof on the trial of Mr. Randolph for that act; but the indictment against him for that act, had possibly been passed upon and found by a jury, and by no possibility could it be presumed that such act was any longer the subject of investigation before the grand jury, nor was the respondent summoned to attend as a witness in that case, but only to testify vaguely upon some undetermined and indefinite subject before the grand jury. Whereas this respondent was, and is well advised, that, according to the positive law of the land, and the established practice of criminal jurisprudence, as well in the county of Alexandria as in the Commonwealth of Virginia, no witness can be lawfully summoned by any public or private prosecutor, to testify before the grand jury, but in case of a definite charge, preferred in the solemn form of an indictment, or information, for some specific offence charged against some individual or individuals by name; and that the summons for witnesses in such case, should identify the case and the parties by name.

4. Neither the summons itself, nor any subsequent disclosure of its object or purposes, imports that either the letter itself or any evidence of this respondent could possibly be in fact, or could reasonably be presumed by the law officers of the United States, even competent, for less material evidence, of any one fact or circumstance tending to prove the commission of any crime or offence whatever, by any person or persons whatever, in the county of Alexandria or elsewhere.

1st. Because the letter itself is not pretended to be the ground of any prosecution against the writer thereof, for any libellous, or other criminal matter therein contained, but the contrary appears both on the showing of the district attorney, and on the face of the letter itself, where the entire innocency both of the writing and of the publication thereof, stands manifest.

2d. Because that the summons calls for the production of the letter, not as a letter written by any party to any prosecution pending before the court or the grand jury, or by any named or described individual in particular, but as a letter simply described and identified by its date, &c. no matter by whom written—no matter whether the facts related in it were derived from the personal knowledge of the writer or from hearsay.

3d. Because from the after-showing of the district attorney, in his said affidavit, it does not appear that the letter is charged, or even suspected to be written by any party in the prosecution mentioned in such affidavit; but that the production of the letter is demanded, not as evidence, in relation to either what circumstances or upon what information ever written.

4th. Because the district attorney when he undertakes to specify the use intended to be made of the letter itself, and of the testimony of this respondent, pretends not that either the one or the other is competent, for less material evidence of any fact or circumstance tending to prove the guilt or innocence of any party to the alleged prosecution, or of any other individual in particular; but merely suggests, or rather conjectures some possible application of the evidence, to one or other of two cases, either the one now said to be pending before the grand jury for conspiracy, &c. or is the other already passed upon by the grand jury for actual assault and battery; and an illegitimate application of the evidence is supposed in one or other of these different aspects of the case, alternately presented, as first considering the facts and circumstances stated in the letter, in connection with certain other facts and circumstances as tending to prove a conspiracy to commit an assault upon the president of the U. States; or if not that, yet an illegal and improper combination in preventing the arrest of said Randolph or his said assault; without pretending that the required evidence was at all competent, or had any tendency to fix the supposed guilt of such combination upon any party in the supposed offence, or upon any other individual or individuals in particular, but to prove indefinitely the mere existence of such a combination among unnamed individuals, which he hopes would be constituting a just and reasonable excuse for his failure to attend the court or the grand jury, pur-



many material and important circumstances connected with the said offence of said Randolph, [that is his assault on the president of the United States], both before and after it was committed," and the district attorney "expects the said Pleasants, [this respondent], can prove who was the writer of the letter;" in which last aspect of the required evidence, "is clear that neither the testimony of this respondent, nor the letter itself is expected to be either sufficient or competent to establish, by its own specific credit or force, any one fact or circumstance whatever, but to be used as the mere means of discovering some new source of evidence that may by possibility turn out to be competent and material; but what is a still more remarkable anomaly, this indirect object is professedly sought to be accomplished by means of a subpoena issued in connection with the collateral purposes of the prosecutor in another case, by means of a summons issued in the first case of an indictment for conspiracy not yet passed or found by the grand jury, to seek a discovery of possible evidence for the trial of an indictment for an actual assault already passed on and found by the grand jury; and that the respondent is summoned to attend in person, and to produce the letter in question upon a pending inquiry before the grand jury, whether one offence has been committed, for the mere purpose of the possible discovery of new sources of evidence operating on another case for a different offence, hereafter to be tried.

Silly. Because the utter groundlessness of the pretence on which the summons is professed to have been issued is demonstrative from the contents of the letter published, and from the showing of the district attorney in his said affidavit since it is deemed quite evident and clear, that if the writer of the letter upon being discovered and produced as a witness, were to prove every fact and circumstance stated by him in the letter, there is not one that has the remotest tendency to prove the existence of any such conspiracy, or combination, as is pretended to be the sole ground of the only indictment, yet pending before the grand jury; but that the only case wherein any matter stated in the letter could be at all material, is that of the indictment for the actual assault; and that is the precise case in which the summons was not issued, and in which it is not to be deemed the proper office of a summons to compel the discovery by one witness of another witness either in the same or in a different case, it is not pretended that any such indirect method of getting at evidence finds any apology, either in the wilful suppression, or in any indirect defect of patent evidence to prove the fact of the actual assault, because it is notorious that the prosecutor relies on the evidence of eye witnesses in abundance to prove the fact incontestably.

The real object, the true end and aim of the summons could be inferred from the tenor of the summons itself, and from the known tendency of the evidence required by it, to be no other than a wide searching inquisition into the authorship of a published letter, and into the name of the printer or publisher of the same, or of the unknown writer, when discovered, or of fishing for a new witness to facts which it was well known this respondent was no witness to prove, and whereof it was equally notorious the letter itself could not be competent evidence: and this respondent is well advised that it is no office of a summons, nor at all warranted or necessary, to drag a citizen from his home, and set on foot an odious inquisition into his private correspondence, for the mere chance of the discovery of other witnesses, who may possibly prove what the witness summoned cannot prove; and that the issuing of a summons for any such purpose is a manifest abuse of the process of the court.

6th. "It is the common right of the citizen to write either in the confidence of private correspondence with his friends and acquaintance, or of anonymous communications through the press to the public, any statements or opinions on public or private transactions, freely and without danger of being personally drawn in question, either before the public, or at the bar of any legal tribunal so as such writings be not libellous, or do not otherwise transgress any private rights or public duty; and it is a manifest and gross invasion of such common right, and the most perilous abuse of legal process, to institute any official and public inquisition, to discover the contents of the parties to such private correspondence, or the name of any anonymous author of a published piece. If there be any exception to this general immunity conceded to the authors of innocent and honest writings, the exceptions must be distinctly made out by the party who seeks it up, in all its circumstances; he must clearly make out a case where the absolute necessities of judicial justice require the production of the writing; a case impossible to be made out, when it is not made clearly to appear in law that the writing if produced would be competent evidence in the cause; whereas in the present instance, there is not only the absence of any such suggestion, but every presumption to the contrary.

7th. But whatever might have been the effect of the summons if it had been in the power of this respondent to comply with its requisitions, he avers that it was not in his power to produce the original of the letter mentioned or referred to in the body of said subpoena; because, he says the said letter was not written or addressed to himself, but to another person, the correspondent of the writer, who showed it to this respondent, and permitted him to take an extract from it; which extract he published in his said newspaper; that upon taking such extract, he returned the letter to the owner thereof, and had it in his possession, power or control at the time of being served with

such summons or at any time since. And this respondent is not competent from any personal knowledge or of acquaintance with the hand writing of the person by whom the said letter purported to have been written, to identify on his oath as a witness, the hand writing of said letter as that of the person by whom it purported to have been written; even if he could have been required, in the absence of the letter itself to speak of its contents and to prove the hand writing.

So far this respondent has submitted the facts and the reasons upon which he conceives that he ought to be, and would have been excused for his failure to comply with the requisitions of said summons, even if a summons otherwise unexceptionable in its terms and circumstances, might lawfully run from the District of Columbia into the commonwealth, and if your court had jurisdiction to coerce the attendance of witnesses from this commonwealth. But he respectfully submits that your court possesses no such jurisdiction; and the point is now judicially decided by the two judges composing the circuit court of the United States for the eastern district of Virginia; to wit: the chief justice of the United States, and the district judge; to each of whom, application was made to arrest the said Randolph, under the 33d section of the original judiciary act of the United States, for the assault which he is charged to have committed on Andrew Jackson, in the county of Alexandria; and by both of whom the writ was refused, for reasons and upon grounds identical in principle with the question of your court's power to issue a subpoena into this commonwealth for witnesses there residing. To the decisions of the said judges, (evidence of which, and their opinions at large, are as he understands, in the possession of the attorney of the United States for the District of Columbia,) and to the reason now law in the case, he respectfully refers.

JNO. H. PLEASANTS.

#### City of Richmond:

The above named John H. Pleasants, this day made oath before me, the subscriber, one of the aldermen for said city, that the facts which he has above alleged, as matters within his own personal knowledge, are true, as above stated; leaving the matters of inference from the summons itself, and the affidavit of the district attorney, above mentioned, and the reasons of law and right above advanced, to stand in their own intrinsic force. Given under my hand and seal, this 18th day of June, 1833.

A copy.

Signed,

JNO. L. TATE.

The "National Intelligencer" having published the preceding statement, on the following day, said—

We are requested to correct and explain a mistake in that part of the statement of the attachment case, republished in our paper of yesterday from the Richmond Whig, which, quoting from the National Intelligencer, states that the attachment was made returned to a special session of the court appointed for some day in August. Such, indeed, seemed to be the understanding when he left the court some time before its adjournment on the 17th June; and the counsel, not doubting the result from what passed while he was present, so informed his clients. But we understand, the court afterwards determined on an adjournment over to the regular term in October; of which he was not aware.

The "Whig" of the 1st inst. speaking of the "attachment" says—

"Virginia is a sovereign state. What is the District of Columbia? An anomaly in the condition of nations—a dependency merely, not even possessed of the right of self government. Can any or all the courts of Virginia, send their officers into that District to execute process? No. The sovereign then attempts not to exercise, lays not even a claim to a power which is a county court of the dependency boldly assumes and exercises in respect to her citizens? The county court of Alexandria (for with all its high sounding titles it is neither more nor less) can bring every man and woman of the state into the stocks, imprison, and imprison and fine them for disobedience, but the great commonwealth of Virginia cannot coerce the presence in any one of her courts, of the humblest individual in Alexandria or Washington! A fine state of things truly.

"What should be thought of the presumption of the court at Alexandria, in sending their officers into the state, to drag its citizens to their bar? The federal judges (Marshall and Barbour) declined, for want of power, to issue warrants for the apprehension of the offender, Mr. Randolph; but the county court of Alexandria, with a full knowledge of this decision, despatch their officers into this state, to bring its citizens prisoners to their bar as witnesses, in a case growing out of the very transaction! It is hard to imagine conduct more oppressive, or more at war with the ordinary rules of judicial conduct."

And in another place observes, of the judges—"We have viewed their high placed measures in sending a deputy marshal of the District of Columbia, to serve process in Virginia, and their determination to imprison the editor of this paper for disobeying that process, no more obligatory on him than a mandate of the court of king's bench."

(C) The crawling proceedings had in this case will recoil on the heads of the devoted. "Where are you going, Sawney," said a gentleman when he discovered a fellow crawling through his hedge to plunder his orchard—"Back again, sir," was the reply.



# NILES' WEEKLY REGISTER.

FOURTH SERIES. No. 20.—VOL. VIII.] BALTIMORE, JULY 13, 1833. [VOL. XLIV. WHOLE No. 1,138.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

☞—The president is said to have recovered from the fatigue of his journey, and to enjoy a pretty good state of health.

☞—Mr. Webster having arrived at Pittsburg on the 4th inst. was waited upon by hundreds of persons, and invited to a public dinner, which he declined; but consented to accept a cold collation, which was given in a grove on the 8th—about two thousand persons being present. After he had been addressed by the mayor, he made a reply of considerable length, which was listened to with the deepest attention, and received with bursts of applause. It is expected that this speech will be published.

It is stated "that, in consequence probably of the terrible ravages of the cholera at Lexington, it is not likely that Mr. Clay will visit the north, this summer, as he had intended; which will be as great a disappointment to his friends in that quarter, as Mr. Webster's rapid movement homewards has been to the people of all parts of Ohio, who were anxious to see him, and much disappointed that they had not an opportunity."

☞—A writer in the National Intelligencer, speaking of currency, says—

"Mr. William M. Gouge, whose work on banks is full of information, states, from the writings of two able political economists, that our capitals amount to 12,000,000,000, and its productive industry at 600,000,000. Mr. Lee, of Boston, estimates capitals at 10,000,000,000, and our national income at 700 or 800 millions. Mr. Niles values our capitals at 1,066,000,000."

We quote the paragraph for the purpose of correcting a mistake. It was our opinion, in 1827, that the income, (not the "capital") of the people of the United States, was 1,066,000,000 dollars, at the then money-value of their various productions. We should now estimate the income at more than 1,200,000,000. This will allow less than 100 dollars per head, for the subsistence and clothing, and all other acquisitions of necessities or comforts, or new values annually created or obtained.

The estimated income, (1,066 millions, in 1827), had reference only to the products of labor—that is, that so much value was needful to the supply, shelter and comfort of the people of the United States—and was annually created or obtained, in the product of lands, mines, workshops and factories, in the building and repair of houses and ships, roads and canals and bridges—and the thousand other laborious occupations of men and women, whether aided by scientific or animal power, or resting on manual labor, alone.

The table prepared and published by us in 1827, was made up after much reflection and a long and close examination of all the facts which were then accessible to us; and we have since collected a great deal of information with the design of attempting a detailed statement, in which, however, no more than an approximation to the truth can be expected; but the weather must become cooler, and the editor's health a little stronger, before this design can be carried in effect. It will require many hundred references to facts, and laborious calculations—and, if satisfactorily finished, may gratify a laudable curiosity, and, perhaps, also be useful; for there is a great lack of statistical knowledge, and few are willing to seek it for themselves—though most persons are pleased in possessing it.

☞—We have given more than the usual space to our selection of foreign articles, because of certain documents and papers which ought to be preserved for reference. No very important result is mentioned, unless in respect to Turkey and Egypt, between whom there is peace—but there are strong indications of momentous results; and especially, that the British government will abolish negro slavery, in their West India colonies—no matter at what hazard or cost.

☞—There are some curious matters stated in one of the following pages concerning the "wonders of the deep." A belief in the existence of sea-serpents, and of their appearance off the eastern coast of the United States, in the summer season, is almost forced upon us by the "testimony of many witnesses."

It is hardly possible that so many persons can be deceived—and now there is a whole family of serpents! Where is the home of these monstrous strangers?—why do they show themselves only in one neighborhood? Have they always existed, and just now offered themselves to the view of some of those who inhabit the "crust of the earth?" "Brother Jonathan," we think, will soon grapple one of them—for he fears nothing that swims.

☞—The "York Republican" is doing a good service in publishing a complete list of all the foreigners who hold stocks of the state of Pennsylvania. We shall copy this list, as well because it is a curiosity, as in proof of those who have based so much on the stock of foreigners in the bank of the United States. "Thou hypocrite—thou seest the mote in thy neighbor's eye, but discernest not the beam in thine own eye."

## THE CHOLERA.

**New York.** Five deaths had occurred at the quarantining ground. Pittsburg. A few solitary cases have happened since our last—but the disease did not seem likely to extend. There were 9 deaths on the 7th, but no new case, no death, on the 8th inst. Maryland. Cases still happened near Williamsport on the canal. Many of the laboring people had fled, and the disease had abated, as well as assumed a milder form.

**Baltimore.** A wild report was published in a New York paper of the presence of the cholera in this city. We do not believe that one case has yet happened. The city, indeed, is unusually healthy, for the season.

**Virginia.** Two fatal cases occurred 10 or 12 days ago in Richmond—but they were the first and the last.

One case only at Fredericksburg—about 30 days ago. A good many cases of the cholera have appeared on the Kanawha. Whole number of deaths at Wheeling, from the 16th May to 23d June—153; a fifth of the population in some parts of the town! In other parts no case happened! The disease has ceased.

**Kentucky.** The cholera was thought to have nearly subsided at Maysville on the 4th inst. up to which time there had been 53 deaths—but has since returned.

There were a few cases yet at Lexington on the 3d inst. with fatal terminations. The disease, however, had lost its terrors, and a healthy state was speedily expected. Among those recently deceased, was Mrs. Smith, lady of the P. E. bishop of Kentucky, with other highly respected persons.

Deaths by cholera, at the latest dates, were happening at Georgetown, Shelbyville, Simpsonville, Danville, Richmond, Louisville, Lynchburg, in the Green River country, generally, Paris, Flemingsburg; Lower Blue Licks, Lancaster, Springfield, Augusta, in Mason county, Harrodsburg, Winchester, Burdettown, Frankfort, Danville, Maysville.

The cases at Louisville were chiefly in strangers. The city, in general, was healthy.

At the places marked in static the disease was bad, at the latest accounts—at some of them awful. Not a few of the most worthy and valued people of Kentucky have left us—"to be seen of men no more."

**Ohio.** A few fatal cases at Chillicothe. Some still occurred in Cincinnati.

**Tennessee.** The disease was abating at Pulaski. Indiana. From 20 to 30 deaths at Salem, and some at Charleston.

**Illinois.** There had been 10 or 12 deaths at Alton.

**Missouri.** At Palmyra the disease was dreadful—106 deaths, an unexampled mortality. Solitary cases still happened in St. Louis—but the latest papers do not notice any deaths.

**Mississippi.** The cholera had abated at Natchez, but not yet disappeared.

**New Orleans.** On the 25th ult. there were 20 deaths. From the 1st to the 24th June inclusive, there were 1,022 interments—to wit: 794 in the Catholic, and 268 in the Protestant burying ground.

Extract of a letter from a medical gentleman in New Orleans, dated June 18—"The cholera has completely subsided. No new cases have been reported during the last four and twenty hours. During its prevalence I have been actively engaged. Many dreadful and soul-piercing scenes have I witnessed, but the consolation and humanity achieved by this fell enemy of human existence, transcends almost any in the annals of affliction. I have seen the industrious mechanic expire in the arms of his heart-broken spouse, and torn from his innocent offspring in the course of a single night; and before his remains could be assigned to a cemetery, I have witnessed his wife and several of his infants struck down by the terrific destroyer. My heart has sickened at the contemplation of such scenes, and I have be-

widened my intellect in the attempt to divine the object of the insidious of such misdeeds.

The latest accounts give us reason to hope that the visit of the cholera was nearly at a present termination.

**Louisiana, generally.** The disease was fearfully destructive at St. Martinville and its vicinity. The town had been nearly abandoned, by all who could leave it. At Rapides the mortality had been great among the blacks. A few cases at Natchitoches.

**Alabama.** Several deaths have taken place at Mobile Point. On Amelia Island a few deaths have taken place.

**Cuba.** Letters from Matanzas, published in the New York Journal of Commerce, give the most distressing accounts of the progress of the cholera in Cuba. One of these letters, dated 16th June says: "We are standing upon a volcano. 800,000 would not supply the loss of slaves, valuing them at \$200 each. Moreover, who shall calculate the number of orphans left destitute, or nearly so? Where is our guarantee that the disease is not permanently located in the island? How is confidence—utterly lost and ruined—to be restored?"

A letter of later date, however, the 21th, states that the cholera had disappeared from the city, but was spreading on several estates in the country.

An official report of the deaths by cholera in Havana and its suburbs, has been published, in which the whole number is put down 8,355—of whom 2,365 were white, and 5,970 colored population. Of the whole number there were 1,450 white males and 1,020 white females; 925 male free mulattoes, and 311 females do. 30 male mulatto slaves, and 35 female do. 983 male free negroes, 1,196 female do, 1,281 male negro slaves, 909 female do. Total—males 4,609, females 3,480.

**Mexico.** A letter from Vera Cruz, under date of 15th June, states that the yellow fever had carried off one eighth of the population of that place within forty days.

Tampico lost 900 persons, in 17 days; but the disease had there suddenly stopped.

The awful suddenness of the appearance of the cholera and its fatal effects, and its quick retirement, are equally mysterious, in many instances.

A letter from Wheeling says—"Another circumstance which I consider a singular one, never having seen it mentioned as having taken place anywhere else, is that the martins, and even the domestic pigeons, left us during the prevalence of the disease—[cholera] they are now [4th ult.] returning, which I take to be a good omen. Was this instinct, or what other cause induced them to abandon their friends?"

"We are truly gratified to learn, says the Charleston Courier, that our fellow townsman, Dr. Thomas Hunt, has been eminently successful in his practice on Col. Proctor's plantation, in the vicinity of New Orleans. Eight physicians had been successively employed, previous to Dr. Hunt's engagement, and had abandoned the place in despair, as doomed to destruction. Col. Proctor's gang consisted of 900 negroes, 85 of whom had perished before Dr. Hunt, prompt in obeying the call of humanity, reached the scene of desolation; and although every negro on the place was several times attacked by the disease, he grappled with and subdued it, with the loss of but a single patient—a triumph of professional skill perhaps without a parallel."

"THE TIMES CHANGE, AND WE CHANGE WITH THEM." A little while ago—hardly two weeks since, it was proclaimed as the bitterness and falsehood of party, and, by some, accounted a sort of high treason, to "imagine" that the president of the United States was not in robust health; and, because of statements concerning his indisposition at Boston, that patent "democratic" newspaper, the "*Albany Argus*," thus reproved and dissipated all that had been said about it:

From the *Albany Argus* of July 2.—The health of president Jackson has been a fruitful theme of misrepresentation with a certain class of newspapers since his first election. It seems this has become a too firmly fixed with the *Evening Journal*, to be laid aside since no possible or supposed benefit can result to the cause it advocates from the belief of gen. J's illness. The Journal of yesterday afternoon says, "The last accounts left the president indisposed at Salem." The last accounts, published in the *Argus* of yesterday morning, left him on the road from Salem to Andover and Lowell, having been "abroad at an early hour," visiting the Peabody museum, riding through the streets, and receiving the visits of a large number of the citizens of Salem.

From the same of July 2.—It will be perceived, by our extracts from the Boston papers, that the president arrived at Lowell on Thursday afternoon, that he visited the extensive manufacturing establishments, mills and print works, with very little appearance of fatigue—and that he passed the New Hampshire line, on his route to Concord, early on Friday morning. His health seems to have been re-established.

But on the 4th of July, the same paper was compelled to announce the sudden return of the president, and his rapid journey direct to Washington, as if for the preservation of his life, (and, perhaps, it was), because of the fatigue that he had undergone, and the ill health which beset him! What other result was to have been expected? Many predicted that he would not live through his pro-

posed tour, and some few were even wicked enough to suppose that such a hope was entertained by a certain portion of his most loudly professing friends—and all reflecting men were sensible of the fatigue that he would have to undergo in the journey intended, because of the almost constant pressure of crowds of people upon him, and the continual presentation of new and exciting objects, at different places. In some, he was humoured round about by exclusive partisans, and held like a prisoner in bonds—and, if we ever knew Andrew Jackson, he must, in his heart, have felt disgusted with a good many impudently and rule proceeding which happened in several cities, forbidding the approach of some of the most virtuous or venerable persons in the United States, and casting him into scenes of a senseless noise and unreflecting obtuseness. Besides, the accident at Castle Garden bridge, in New York, by which many persons (including some of his suite), were cast into the water, amidst the rubbish of the bridge, from which he himself hardly escaped—the running away of the horses in his carriage in New Hampshire, and the dreadful mangling of three persons engaged in firing salutes in honor of him—must have added not a little to the burthen he was

\* These "exclusives," in very numerous instances, were persons who had been the bitterest and most resolute of all his "enemies"—and who hoisted, and hurried under the "Jackson flag," only because they could not raise up one of their own. Influence and office they would have—and they obtained one or the other by supporting, as a blessing and a *putio*, him whom they had regarded as a "curse," and denounced as a "murderer."

Though in the presidential election of 1824, we took no other part than that of simply placing a ballot in the box, except to cast it for the man who had conspired to force his candidature into the seat of the chief magistrate, against the manifest wishes of a vast majority of the people of the United States—we were not unobservant of what was going on, nor have we forgotten some things that happened, well remembering certain actors in them!—and we query if there is more than two persons in the first or second grade of our political offices at Washington, who were not, at that time, most decided, if not violent, opponents of general Jackson. The "originals" have been set aside, to make room for such as we have just alluded to. The "spoils of victory" have not been divided amongst those who bore the burthen and the heat of the day—the "112 hour men" have monopolized every thing. It is very nothing to complain of a *rot* for, in this matter—which is mentioned only to say, "*tempora mutantur!*"

We have spoken of the "exclusives" who made the president a prisoner. The "Yankees," in their chartered respect for the chief magistrate, had, no doubt, touched the best feelings of Andrew Jackson, and he saw and knew the difference between the fawnings of office-holders and office-hunters and the wild outcries of a crowd, and the sober, yet kind and generous doings of intelligent persons, who could lay aside every selfish feeling in rendering attentions to a distinguished stranger and honored guest. It is ever freely said that the committee from Portsmouth, N. H. having shown a disposition to make a *king* of the president to be approached only by those whom they pleased, were dismissed, with a warm left-handed blessing from the general—and that this impertinent act had no lacustriferous influence over his prompt return. He might, perhaps, have anticipated what would happen at ALBANY—where we saw "the republican party" in all its glory, in August, 1824, at the extra session of the legislature; and, for the first time, fully understood what was the "monster party spirit," which general Jackson spoke of in his letters to president Monroe, or understood clearly that the only sure way of serving "the republican party," was to prevent the people from voting for their president!—and at that time, and in the republican party, "the president" of Mr. Jackson to the presidency were treated with sovereign "democratic" contempt.

There is reason to believe that the eyes of the "old chief" have been opened by his tour. He saw, or must have known, that at Baltimore, Philadelphia and New York, Black Hawk and his suite, attracted the same excited and happy crowd, surrounded himself and his suite, and have been made well acquainted with the fact, that persons were on the stretch to use him to keep up the "mooner party spirit," and promote their own mean purposes.

Another thing probably annoyed the president, in the contests of individuals to get possession of his person, and direct his movements! We have heard of things which happened, and believe that they occurred, between rival chiefs for this command, at which one might laugh heartily, if not disgusted with the presumption and rudeness of individuals concerned.

The Portland Evening Advertiser of the 9th inst. contains the following:

A letter was received this morning from Mr. Woodbury, of which the following is an extract: Concord, 20th June, 1853.

Dear sir.—I regret to inform you that the ill health of the president is such, connected with other causes, as to induce him to return directly to Washington.

compelled to bear; for the president is an aged man, and has encountered many and very severe trials of his constitution—which must, indeed, have been an excellent one. But the human machine, like all other machines, will wear out—and if it be admitted for the sake of argument, that his *mind* is as sound as ever it was—surely, it need not be pretended that his *body* is capable of supporting that pressure under which it would not have bowed itself twenty or twenty-five years ago. It is only those who have passed through a stream of anxious people, that can form a just idea of the labor and exhaustion which attended the president on his journey. We, indeed, expected that his tour would have terminated sooner than it did—because of events that had happened, but do not apprehend that we were guilty of *treason* on that account; for certainly, under the new character of important “things as they are,” and the prospect of things as *they may be*, we are not willing to “imagine” the illness or decease of general JACKSON during the time for which he has been recently elected. We wish that he may live to return to “the Hermitage” in 1836—and there end his life, when God so wills it, in *perfect* peace.

A few years ago, one of the universities conferred the honorary degree of LL. D. on HENRY CLAY—whose knowledge of the civil law was unanimously admitted, whose capacity, as a statesman, had been universally acknowledged for a long period of years, whose tact and talent had so often called him to preside over the house of representatives—and who might, perhaps, even against the power of party, be now elected to that place if a member of the body, because of his extraordinary fitness for the honorable and arduous station—whose rank as an orator is in the first line—if he is not, “take him all in all,” the ablest and most eloquent public speaker of the present times, whether in the United States, or elsewhere—and Dr. Clay, Doctor Clay, was said and sung a million of times, by noisy fools who affected much pride in remembering Doctor Franklin as one of their countrymen—and who obtained his title in the same way that it was conferred on Mr. Clay, and on the same principles. Well!—this degree has been bestowed on ANASIAS JACKSON, and it is pretty near a “reason” to call him Doctor! as a few have called him in reprobation of the act; because that the modesty of general Jackson’s pretensions to a knowledge of the *civil law* were highly creditable to him in times past, for he retired both from the bench and the senate for the reason that the duties of a judge or of a senator were insupportable to the bent of his inclination, and when a second time sent to the senate in 1822, he freely stated that the “business of legislation was not in his line.” But why not Doctor JACKSON as well as Doctor FRANKLIN? Is it disrespectful to the former to place him in the rank of the latter? We should think not. But if so—the fault was in *accepting* the complimentary degree. When Mr. Ritchie refers to his own remarks on the legal knowledge of gen. Jackson, because of his opinion expressed concerning the “second section,” we wonder what that venerable Obsta Principii will say about this LL. D. “*Nous verrons!*” Let the veteran make a new pen, and nib it sharply.

With respect to this *doctoring* of the president various opinions are entertained, and some have pretty severely reproved the faculty of the university on account of it. But the compliment had been paid to every president of the United States who ever visited Boston, and to have omitted a tender of this courtesy, on the present occasion, would have subjected the faculty to much reprobation; and it would have charged upon Mr. Quincy, who is at the head of the faculty, as the result of his old *federal* feelings, &c. Besides, general Jackson had just been re-elected by a large majority of the American people—and an individual thus preferred, in due regard to our own republican institutions, should be, and must be, accepted, as possessing of some eminent qualifications for the most honorable office in the world. It is the right of every man to question the propriety of every measure proposed or carried out by the president, and his duty to place himself in opposition to every proceeding which he thinks inimical to the general welfare; but it is also, and equally, his duty to render respect to the choice of the people, in his public character, and yield obedience to the laws of the land, enacted by the legal authority.

Without the former, our government would, in fact, be a monarchy; and without the latter, “nullification” would be made perfect. Under such circumstances and views of the subject, we easily arrive at the conclusion—that the university of Cambridge was altogether correct in tendering the highest compliment which it could bestow on the president—and that if there was any wrong in this matter, it was in general JACKSON’s presenting himself at the university that he might receive it; and, therefore, his friends ought not to be offended with the application of a title to him which he voluntarily placed himself in the way to receive—which he might have easily declined, if it had pleased him, on any account, to have avoided. Those, however, who complain of the use of “Doctor JACKSON,” when speaking of the president, would “feel a little red,” if blushing were not out of fashion, when recollecting what they said about “Doctor CLAY”—on whom all men will agree that that particular compliment was rightfully conferred, because of his knowledge of the civil law. The contests of political parties have had no effect on that knowledge, unless to increase it; and besides, Mr. CLAY did not present himself to receive the degree, as general JACKSON did.

In the contest for the presidency, between the friends of Mr. Adams and general Jackson, in 1828, one of the leading objects of the latter (*as stated by them*), was to produce “reform,” by *rotation in office*, and limit the presidency to a single term—and they broadly and unanimously asserted, and on high authority too, that general JACKSON, if elected, would certainly retire at the end of four years. We shall not recapitulate the strange things which occurred to do away the “commitment” that had been made—but, a long time before the expiration of the four years, it was regarded as settled, that president JACKSON would be a candidate for re-election—things not being then ripe for the succession. If they had, we have many good reasons to believe that he would not have been preferred by the party.\* And even now, because that the succession is not clearly discerned, some think that he ought to resign immediately after opening the next session of congress, and others suppose that he should be elected a *third* time!

There is all the difference in the world between the *outs* and *ins*! The first always wish “rotation in office” and “reforms”—the second firmly believe that “very well should be let alone.” And it must be admitted, that it is a “snag” thing to have an office, worth more than two or three thousand dollars a year (including the “candle-ends and cheese-parings”), without any necessity of being present to perform its duties ten times in a year, except to sign some *official* paper, which “Uncle Sam” pays a clerk to make out—and about which the signer “knows no more than a horse does of algebra,” except that he has signed a paper, and to be for this or that purpose—a monthly return or charge for *extra* services! There are sanely places so held. Who does not desire such a “situation”? It is *otium cum dignitate*, in the most beautiful style!

During the excitement of the last presidential election, we saw a brisk altercation, which nearly resulted in a fight, because a person offered a large bet that president JACKSON would not serve out his second term—if elected. The *why* and *wherefore* such an opinion was entertained, was impudently demanded—but firmly refused. And now, many persons, and perhaps, the very gentleman who was so “insufficient” on the occasion referred to, throw out the idea that the president will pretty soon resign the reins of the government to Mr. Van Buren, and retire to Tennessee—because of ill health, or for some other reason that may be assigned.

NAVY OF THE UNITED STATES. Vessels belonging to foreign stations—  
Mediterranean. Frigates—United States, Brandywine and Constitution. Sloop—John Adams.  
West Indies. Sloops—Vandalia and St. Louis. Schooners—Grampus, Shark, and Porpoise.  
Coast of Brazil and India. Sloops—Warren, Lexington, Peacock and Natchez. Schooners—Enterprise and Boxer.

\*This fact is not slightly suggested.  
(Just arrived at New York.)

**Pacific Frigate Potomac.** Buoys—Falmouth and Fairfield. Schooner—Delphin.

*Navy Department, June 29, 1853.*

**SHIP BUILDING.** A very large number of first class of ships have been built at Baltimore within the last 12 or 18 months—some of them for eastern merchants, and intended for packets, whale ships, &c. One of 500 tons, owned at New York and Sag Harbour, and called the *Daniel Webster*, was launched last week.

**THREE STEAMBOATS BURNED.** The "Louisville Advertiser" of the 23d June, received this morning, contains the following: *Fire.*—About ten o'clock last evening, the steamer Sentinel took fire while at the wharf in front of this city. The flames spread with such rapidity that in less than ten minutes the Delphin, above, and the Rambler, below, were also on fire, and the three boats were burned in about an hour to the water's edge. The Sentinel had a full freight for N. Orleans, the Rambler had on board several barrels of whiskey, and the Delphine had just received about twenty tons freight from New Orleans for Cincinnati.

The engines, greatly damaged, will be saved. The cargoes have been entirely lost. Passengers had barely time to make their escape, leaving baggage, clothing and money on board. There were about twelve steamboats lying in port at the time, and it was with difficulty those on fire were separated from the others.

**GIRARD COLLEGE.** The corner stone of this splendid establishment about to be erected for the education of orphans, according to the magnificent endowment, and pursuant to the will of the late Stephen Girard—(who set aside two millions of dollars for that purpose), was laid on the 4th of July, in the presence of a great assembly of persons, with appropriate ceremonies, and an eloquent address by Nicholas Bidde, ex-chairman of the board of trustees.

**A GOOD SIGN.** The Charleston Courier of the 9th ult. says: "Yesterday being the anniversary of the battle of fort Moultrie, was celebrated by the firing of a national salute at day light, from the citadel, and by a detachment from the regiment of artillery. Another national salute was fired, at meridian, from fort Moultrie. The *Ster Spangford Benner* was seen waving over a narquee in front of the citadel. We hail it as a favorable augury, as an evidence of returning patriotism."

**STOCK CRASHES.** There have been large operations in the stock of the bank of the United States at New York, within a few days past, supposed to amount to a million of dollars—and there was a great pressure on the money market. Among other things, it was said that the president's hasty return to Washington had some connexion with a speedy removal of the United States' deposits. These are not large enough (even if removed), to have any material effect on the business or state of the bank—at present!

In consequence of the demand for money, the stock fell one per cent. on the 3d inst. at the shops of the jobbers in New York.

**THE U. S. BANK,** declared, on the 1st, a dividend upon its stock, for six months ending on that day, of three and a half per cent.

**WOOL.** From the Hampshire Gazette, of July 3—published at Northampton, Massachusetts—

Agents from the manufacturers of Webster and other towns have recently visited this county and Berkshire, and purchased large quantities of wool in Worthington, Peru, Hinsdale, Windsor, &c. Many loads of wool passed through this place last week. We are informed that the prices given range from 47 to 70 cents, and the quality of the wool, from half blood to full blood and Saxony breeds. We have heard of only two lots that brought 70 cents. What is called full blood merino brought from 55 to 65 cents; much of it was sold from 58 to 60 cents. Such is the information we have received; it may not be entirely correct.

**A NOVEL CASE.** Cheng and Fong, the Siamese twins, have been tried in Trumbull county, Ohio, for an assault and battery committed on an old and respectable citizen. The defendants plead guilty, and were each fined five dollars and costs.

**WATER.** The following interesting article is from the New York Gazette:

*Mr. Ho's.* This enterprising individual, having for the last six months experienced in his mammoth house, all that he could wish by way of patronage, is now likely to realize his wishes in procuring a supply of pure water, not only for his own establishment, but for the lower part of the city. Late on Saturday afternoon, his drill, having passed through 310 feet of rock, the surface of which was 120 feet below the ground, (making a total depth of 640 feet), sunk suddenly into a depth of water of 3 feet. If he proceeds no farther all his wishes and expectations will be satisfied.

**NELLIFICATION.** A meeting of the state rights party was recently held in Charleston, S. C. on the occasion of the death of

a distinguished member, the late R. I. Turnbull. The hon. C. J. Coleca, after paying a tribute to regard to the memory of his friend, concluded with the following remarks:

"Let me seize on this occasion to say to you that another contest is at hand, and your opponents in full array; you will soon be again called to the field—and all that you have achieved must be done again. The war against the liberties of man is becoming more and more desperate and furious—and the friends of freedom must exert themselves, or we sink forever into the gloom of despotism."

[With this flourish about the "liberties of man," &c. we hope that Mr. C. does not allude to the dark colored matter about which some seem so anxious to "kick up a fight!"]

**Messrs. Rives and Gilmer.** Because of the public character of these gentlemen, perhaps, we ought briefly to notice an unhappy incident which took place at Charlottesville, Virginia, a few days ago. Mr. Senator Rives and Thomas W. Gilmer, esq. had been old friends—they differed about nullification, and the principles of the president's proclamation—Mr. Rives supporting, and Mr. Gilmer opposing the latter. They unfortunately met, and, after some conversation, Mr. Gilmer inflicted "the lieutenant Randolph outrage"—or seized the nose of Mr. Rives, and afterwards struck him. The latter promptly made battle, but had rather the worst of it, being the weaker man.

**GOOD NATURED REMARK AND REPLY!** The "Pennsylvaniaian" says—"The New Hampshire Patriot persists in asserting that we are corrupted by the United States bank. Is the Patriot a fool or a sinner?"

The "New Hampshire Patriot" replies—"We have never said the editor of the Pennsylvaniaian was corrupted by the United States bank, and we much doubt whether that editor's political principles are not past the process of corruption."

**WOOD-CROPPING SENATORS.** Speaking of Mr. Webster, the Cincinnati Gazette says—"This gentleman proceeded from Chillicothe to Circleville on Monday, June 24, and from there to Lancaster on Tuesday. We subjoin an anecdote of the journey from Chillicothe to Circleville, as related in the Circleville Herald.

As Messrs. Webster and Ewing were wending their way to Circleville, when about seven miles from the town, their passage was intercepted by a tree, which had recently fallen across the road, and which an honest yeoman was leisurely cutting out. They surveyed the premises, to see how the difficulty might be overcome. Our knight of the age, not knowing either of the distinguished senators consulted himself on the timely arrival of two such hale and able bodied men to his assistance; and very frankly advised them, as the best means of escaping the difficulty, to get down from their carriage, and aid him in the removal of the obstruction. Pleased with the republican plainness of the suggestion, and finding the man's strength inadequate to the task in hand, they followed his advice. Mr. Ewing first took the axe, and wielded it with effect as he done his arguments in the senate and at the bar. He was relieved by Mr. Webster, who was less familiar with chopping logs from the road, than with removing the obstructions of chop logic from the wheels of government. His efforts were so labored and ineffectual, as to attract the notice of the woodman, who declared to him, "you are not doing your best bow, sir—you must be playing the possum! You don't bend your back enough, sir." The tree cut off and the way cleared, our travellers resumed their journey—and left the countryman blessing his stars that they had been directed that way, (which was off the main road,) at that propitious hour.

**LIVERPOOL AND MANCHESTER RAIL ROAD.** Results.—170 passengers per day has been the average.

It has not been out of use a single day.

Only one fatal accident has occurred in 19 months.

The fare by coaches used to be double of what it is by rail road cars.

The time of going between the towns reduced from 4 to 1 1/2 hours.

A regiment of soldiers has been taken over the road in two hours.

The locomotives travel safely in the dark!

Goods average about 10s. per ton for carriage. On the canals they pay 1s.

The Manchester cotton manufacturers save \$100,000 per annum, in the carriage of cotton alone.

A great deal of land along the line has been let for gardens, at increased rents.

There is much way-travel.

The mails are carried at two-thirds of the old prices.

**"A MIGHTY FLOOD."** The late advices from Arkansas (says the National Intelligencer) bring distressing accounts of a flood in the river of that name, the river having risen three feet higher than ever before remembered. The consequence is, that the plantations are deluged all along the river, and not only the entire crops swept off, but even the land itself, in some instances, washed away. The roads were flooded on all the levels, and traveling consequently entirely suspended. Many lives, also, it was feared, had been lost. One or two bodies were said to have been discovered in the torrent of the river, passing Little

**Rock.** The following particular incident gives one a fearful glimpse of the awful reality of the disaster:

*Little Rock, June 19.*

The steambark *Arkansas*, in coming up on Friday last, was becalmed by a *fennel*, which appeared to be about ten feet from the shore, about 30 miles below this place. The current being very strong, it was some time before the boat could be rounded to with safety, during which the woman was lost sight of; and when they again came in sight of the place where she stood, she had disappeared. It is supposed she was drowned, as the banks appeared to be too much inundated for her to have retreated into the woods. [Gazette.]

**RAIL ROAD ACCIDENT.—at Brussels.** On the rail road between Philadelphia and Charleroi a serious accident has occurred in consequence of a train of carriages, containing upwards of 50 passengers, having been imprudently detached from the locomotive engine employed in towing them up a considerable acclivity. A stone had been placed behind the wheel of one of the carriages of the train for the purpose of impeding their descent, and this stone having by some accident been removed, the whole train was set suddenly in motion, and by the force of its own gravity was carried over a precipice eight or nine yards in depth. Three of the passengers were killed on the spot, and a great many others were wounded more or less dangerously. No fault, however, is ascribable either to the engineer, M. Cochin, or his machinery, which is said to do great credit to the inventor, and to be such as is likely to accelerate the arrangements for the proposed rail road, which, when completed, is to establish an easy and rapid communication between the Scheldt and the Rhine.

**RAILWAY EXPERIMENT.** An experiment of very great importance to railways has been tried with much success upon the railway of the Lowe, the construction of which was under the direction of Messrs. Mellett & Henry. A locomotive engine, manufactured by Messrs. Murray and Jackson, of Leeds, employed upon this railway for the transport of goods, has travelled with a weight of 15,000 kilograms, or fourteen tons nearly, including the weight of the engine, tender, water and fuel, and has surmounted an inclined plane of a rise of  $\frac{1}{4}$  in 190, with a velocity the more surprising, as the pressure of the steam did not amount to more than 28 pounds upon the square inch. The inclined plane is 2,184 yards nearly in length, and the engine ascended it in six minutes, and descended it immediately with great ease and in perfect security by regulating the velocity of the descent. The power of the engine was only applied in one pair of wheels, and they did not slip round in the lead. This experiment has far surpassed an experiment we came to our knowledge, and which has been made up to this day; for the experiment attended with the best results which have been tried in England, is that upon the inclined plane in the tunnel at Liverpool, the rise of which is only one in fifty, that is to say, four ninths of the rise of the inclined plane at Bernard, where the trial took place. Up to the present time it has been thought that the maximum rise of an inclined plane upon which an engine could possibly travel ought to be ten millimetres in one metre, that is, one in one hundred, or at most fourteen millimetres in one metre, that is, one in seventy-eight! The above trial, however, increases much this maximum. The inconveniences arising from the employment of stationary engines will be completely done away with, should they give place to locomotive engines, since the train of diligences can, through the mechanical agency of the latter, overcome the inclined planes. [From *Le Nouveau Journal de Paris et des Departemens.*]

**CANADIAN CANALS.** *Welland canal.* The first vessel entered the Welland canal, at Port Colborne, on lake Erie, on the 20th May, and in the afternoon the collector of duties thirty-eight schooners having passed through the new route without impediment. The canal is in full and effectual operation, and much more business doing upon it than was anticipated by its best friends. The American steambark *Perseverance* runs daily from Buffalo to the Chippewa, and on Friday afternoon entered the canal by the locks at Port Robinson, proceeded across the aqueduct over the Chippewa, and through the new route over the Gravelly Bay, (Port Colborne) and thence shot across to Buffalo! The harbor at Port Colborne is pronounced by all the masters of schooners, as the very best on lake Erie, and the steambark will, in future land all passengers and light goods at Port Colborne, to be brought to the packet boats to Port Robinson (11 miles) and there by canoes to the falls (6 miles) or to St. Catharines or Niagara, saving thereby 30 miles in lieu of coming round by Fort Erie. [Kingston Chronicle.]

**Rideau canal.** We have at last the pleasure to announce the opening of this important line of communication. The new steambark *Enterprise*, built at Perth, after passing through the Trye canal into the Rideau, reached this port yesterday, where she awaits the arrival, from Orvego, of her engine—manufactured at Syracuse. We had this interesting evidence of the resources of a region of country, but a few years ago a pathless wilderness.

**BRITISH DUTY ON COTTON—official, from the Globe.** The following bill, communicated to the government by the charge d'affaires of the United States in Great Britain, received the royal assent on the 17th May last, and has accordingly become a law of the realm.

*A bill to reduce the duty payable on cotton wool imported into the United Kingdom.*

Whereas an act was passed in the first and second year of the reign of his present majesty, entitled "an act to discontinue or alter the duties of customs upon coals, slates, cotton wool, barilin and wax;" And whereas, it is expedient to reduce the duty on cotton wool hereby imposed, be it therefore enacted by the king's most excellent majesty, by and with the advice and consent of the lords spiritual and temporal, and commons, in this present parliament assembled, and by the authority of the same, that from and after the first day of June, one thousand eight hundred and thirty three, there shall be raised, levied, collected and paid, for and upon every hundred weight of cotton wool, the produce of any foreign country, or imported from any foreign country, a duty of two shillings and eleven pence, in lieu of the duty of five shillings and ten pence imposed by the said act.

And be it further enacted, That the said duty shall be raised, levied, collected, paid and appropriated, in like manner as if the same had been imposed by an act passed in the sixth year of the reign of his late majesty, king George the fourth, entitled, "an act for granting duties on customs."

And be it further enacted, That this act may be amended, altered or repealed by any act to be passed in the present session of parliament.

**BOSTON.** *Fires during the last six months*—It will be seen by the annexed statement of fires in the city and vicinity, during the last six months, that the fire department have had a busy season, whatever others may think to the contrary. In the city the number of fires during the six months ending June 30, 1855, was 42; and out of the city, at which the Boston fire department turned out 19; false alarms 91—making in all, 75 turns out. The loss in the city was \$40,650, of which \$21,760 was insured; the loss out of the city, was \$30,700, of which only \$3,900, was insured. Loss in all \$70,750; insurance \$23,760. During the twelve months of 1854, there were only 50 fires in the city; 18 out of which the department turned out; and 60 false alarms. Loss in the city, \$61,863 34, of which \$34,678 34 was insured; out of the city, \$25,650, of which \$19,300 was insured. Loss in all \$87,513 34; insurance \$53,978 34. From this it appears that there were only 14 more actual fires in 1855, than in half of the present year; and that the amount of damage was only \$16,763 more in 1855 than in half the present year. [Patrist.]

**SEA SERPENT AGAIN.** The *schir*, Charles, of Provincetown, Jacob Cook, master, James M. Needham, mate, arrived here this morning, reports that yesterday, between 11 and 12 o'clock, when about one and a half miles east of Nahant, he heard a tremendous rush of water, and on looking out, saw about 300 yards distance, an immense serpent, lying in the shape of a hoop. The circle was large enough for his schooner to lie in. It suddenly stretched itself out and appeared to be 60 or 70 feet in length, resembling a string of corks. All hands had a distinct view of it for "nearly an hour." Capt. Cook had a good glass, and could plainly distinguish the line of the serpent, with its "humps and hollows."

Captain Cook has always been an unbeliever in the serpent story. He has followed the sea for twenty years—been a number of whaling voyages, and never saw any thing similar before. He says that had he been fitted for a whaling voyage, he would not have hesitated to have got out his boats and harpooned him. He was within gun shot, but unfortunately had no fire arms on board. [Boston Transcript.]

It would seem that not one, but three or four veritable sea serpents have made their appearance off Nahant. The following account of them is from the Portland Advertiser of the 6th instant. The steambark will now doubtless make her trips with crowded decks:

*The sea serpents and the steam boat.* The steamer Connecticut arrived this morning later than usual, having been employed for about six hours in chasing a shoal of sea serpents. About six o'clock last evening, a schooner off Nahant, hailed the Connecticut, and told captain Porter that if he would look out, he might see the sea serpent, for "the best east of Nahant." The Connecticut steered accordingly, and very soon, not one sea serpent alone, but three, some say four, appeared in sight. All the passengers saw these monsters of the deep with their own eyes, distinctly and clearly.

One of the passengers also had a good view, says, that one of the serpents was one hundred feet in length—with a head partly in the form of a snake, and partly in the form of a pickle-herb. Some say this largest serpent, was yet longer. Another of the serpents was judged to be about 90 feet long. One of these serpents had its head out of water about 50 feet in a spiral undulatory motion, which formed at times upon a calm sea, a beautiful dark arch. During a portion of this time, one of the serpents was thought to be distant about 20 rods. And before and after his near approach, they could be seen for some distance with a glass. The serpents seemed to enjoy the sport and played around the boat for some time, perhaps they took it for another "serpent" in or on the deep—and were seeking an introduction.

Of all these facts, we are informed by many persons, verbally by one, upon whom we can rely—and who has hitherto been credulous enough. We do not, we cannot doubt the testimony

of so many persons, in a steamboat upon a quiet sea—with the power of stopping and following the objects of their curiosity whithersoever they pleased.

From the Boston Post of Monday.

The sea serpent, in verity. Extract of a letter to a gentleman in this city:

"Dear sir—I arrived in safety this morning, at 8, having passed an hour or more yesterday afternoon along a shoal of sea serpents, three of which, measuring from 80 or 90 to 120 or 130 feet, I distinctly saw with the naked eye, and afterwards carefully examined through a pair of opera-glasses. They were lying on the water, occasionally lifting their heads to five feet above the surface and showing twenty or thirty bunches, or snake-like undulations, at a time. Their heads bore a resemblance to the pickerel's, and the crease of their mouths, marking the division of the jaws, was like that of a common snake. The engine of the boat was stopped, and for three quarters of an hour we had a cool and deliberate view of these monsters. Such ill looking objects I never beheld."

"Since the above was received, we have conversed with several people who came up in the Connecticut yesterday, and they all state that they saw, about 10 o'clock yesterday morning, a little below Nahant, three or four of the serpents, one of which was certainly 100 feet in length."

RHODE ISLAND. It appears by the Providence Journal that the Rhode Island legislature in acting upon an anti-masonic memorial praying that "the masonic corporations should be cited to appear and show cause why their charters should not be declared void," have passed a resolution calling upon masonic bodies—not to show cause why their charters should not be declared void, as has been erroneously stated in some of the Boston papers but—"to appear at the next session and show cause why the prayer of the petitioners should not be granted; or, in other words, to show cause why they should not be called upon to defend their charters."

EXTENSIVE LEASE. Gen. Leonard P. Cray, of Buffalo, has taken the lease of a lot of land 94 feet front and 118 deep, immediately south of the Eagle Tavern on Main street, in that town, for a period of 99 years, at a yearly rent of \$500. It is the condition of the lease that a block of brick buildings is to be erected covering the front, of at least three stories high. Gen. Cray has been offered \$1,200 for his bargain. We mention this as an estimate of the value of real estate in the business parts of the city.

[Buffalo Jour.]  
[At the commencement of the war in 1812-22 years ago—Buffalo was a spot in the wilderness, and seemingly almost without the pale of civilized life. The lease of the lot above mentioned will show what it is now, and what it is expected to be. It must become a great city. Its location is one of the most commanding in the United States. It is at the foot of the open navigation of our inland seas, and the terminating point of the great Erie canal.]

Mr. BERRIES. A public dinner was given to this gentleman at Forsyth, Georgia, on the 20th ult. at which from 500 to 600 persons were present. On being toasted, he addressed the meeting—but we have not seen a report of his speech. He concluded by offering the following sentiment:

The perpetuation of the union and the sovereignty of the states of the confederacy—the one perfect, according to the spirit of the constitution—the other efficient to resist every violation of it. Save us from anarchists, consolidationists and office hunters; and the problem which reconciles federal union with state sovereignty, though difficult of solution, may yet be solved.

The following were among the regular toasts, and the character and spirit of the dinner party may be gathered from them.

The federal constitution—a covenant of union between free and sovereign states, each of which in virtue of its sovereignty, is possessed of the right of preventing, within its limits, all exercises of power not stipulated by that covenant; and each of which ceases to be free in precise proportion as it succumbs to federal arrogation of undelimited power.

The right of state interposition against federal encroachments—it is the great paramount conservative right, without which all the other rights of the states are merely precarious, and held at the will of the federal head. In proportion to its transcendent importance, ought we to be at once firm in maintaining it, and discreet in putting it in exercise.

The force bill—an act of legislation by which our confederate government has assumed to put the sovereign states composing the confederacy on the same footing, subject to be dealt with in the same manner, as bands of insurgents and outlaws. An outrage which, unless rebuked and repaired by the avowed indignation of a free people, must end, in the long run, in consigning the country to consolidation and ruin.

THE COAL TRADE. The western part of Philadelphia, bordering on the Schuylkill, now has a considerable population, and much business. It is probable that the value of lands and lots has been increased several millions of dollars, in western Philadelphia, by the coal trade; and the basins which it causes may be partly estimated from what follows:

The floating bridge at Gray's ferry, [over the Schuylkill] was opened in the year 1816 six hundred times in the whole year. In the month of June, 1855, it was opened three thousand two hundred times! Surely it is true that the river was free—that the bridge was bought by the state, and that a steamboat was kept for passenger, as in the Delaware. Many hundred of eastern vessels now come direct to the river Schuylkill, laden with lumber, with plaster of Paris, and with fish, whence they depart with cargoes of anthracite coal.

[Three thousand two hundred times in a month, against six hundred times in a year!—and this increased trade on the Schuylkill has not diminished that on the Delaware front, but added to it—as any new creations of business must needs do.]

FLORIDA. The bank of Florida has, we understand, (says the Apalachicola Advertiser), been purchased by the Central bank of Florida. The business of both is now blended, and will be hereafter conducted by the last named institution, at the banking house of the former, in Tallahassee.

Col. White is re-elected to congress, beating gen. Call by a considerable majority.

THE CAPE DE VERD ISLANDS. The inhabitants are still suffering for the want of food—and many more have died. It is estimated that more than thirty thousand have perished by famine. The "mother country" affords no relief.

THEIR "GRACIOUS MAJESTIES!" A foreign journal relates the following strange story, at the same time vouching for its authenticity: "A short time ago, the king of Naples requested the young queen (a daughter of the late king of Sardinia) to sit down to the piano, at a little court soiree. The queen at first declined, but at the king's urgent solicitation, she at length consented. Just as she was about to seat herself at the instrument, the king drew back her chair, and the queen fell. On rising she reproached his majesty for this ill-mannered joke, observing that she thought she had married a king, but that she had only married a lazzarone. The king's response was conveyed in two smart sonnets. In consequence of this conjugal misunderstanding, an exchange of couriers has taken place between the courts of Naples and Sardinia. The result has not yet transpired."

A DEEL was lately fought with muskets, near New Orleans—a result of which is thus given:  
The one to whom it proved fatal (and who was the challenged, and, it would seem, the aggrieved party) was a highly respectable young gentleman, formerly a resident of New York. The letter adds that the other party was informed by the surgeons that he must submit to amputation in both limbs as the only chance of recovery; but that choosing death in preference, he had been attacked with lockjaw, and was expected to survive but a few hours.

CHURCH COVERTRY. The following communication addressed to the Boston Atlas, has been sent to us with an implied request for its republication. If the rebuke is without foundation, the anagram will be useful.

"The occupiers of pew No. 58, (middle aisle), in the rev. Dr. Lyell's church, Anthony st. are informed, that if they ever go to Christ church, in the city of Savannah, Georgia, and take seats in No. 58, they will not be turned out thereof, as myself and family were on the morning of the 9th ult."

Mr. Editor:—The above notice is taken from the New York Enquirer. If the fact be, as above stated, (and I have no doubt of it, having experienced a little of the same politeness), it deserves a public notice, and I wish to add the following: If any gentleman occupying the pews in the middle aisle of St. Thomas's church, Broadway, New York, from the entrance to the twelfth row, ever enters St. Paul's church, Boston, he will find no locks on the pew doors; and further, he will find that we do not allow strangers, with ladies, to stand in the aisles more than ten minutes, and that we do not suffer them to leave the church without offering them seats, particularly when the pews are but half filled. [Com. Jdc.]

GALLAPAGOS ISLANDS. An establishment has lately been made on Charles island, one of the Gallapagos group, under authority of the government of Ecuador, which whole ships and others will be furnished with supplies. The colony consists of about 200 persons—and Joseph Villamil, a native of New Orleans, though long resident abroad, is the governor. The establishment is called Florida.

FRENCH ROUVING. Dr. Franklin, in one of his familiar letters, dated in 1767, said—"As soon as we left Abbeville, the awariness returned. I speak generally; for there are some fair women at Paris, who, I think, are not whitened by air. As to rouge, they don't pretend to imitate nature in laying it on. There is no gradual diminution of the colour, from the full bloom in the middle of the cheek to the faint tint near the sides, nor does

it show itself differently in different faces. I have not had the honor of being at any lady's toilette to see how it is laid on, but I fancy I can tell you how it is or may be done. Cut a hole of three inches in diameter in a piece of paper; place it on the side of your face in such a manner as that the top of the hole may be just under the eye; then, with a brush dipped in the color, paint face and paper together; so when the paper is taken off, there will remain a round patch of red exactly the form of the hole. This is the mode, from the actresses on the stage upwards through all ranks of ladies, to the princesses of the blood."

**THE TRAITOR ARNOID.** At the close of the revolutionary war, Arnold, the traitor, accompanied the royal army to England. The comment that followed him through life, says an elegant writer, is illustrated by the speech of Lauderdale, who, perceiving Arnold on the right hand of the king and near his person, as he addressed his parliament, declared on his return to the commons, that however graceful the language he had heard of as befitting as he had done, his majesty expected by a traitor. And on another occasion, lord Surry, rising to speak in the house of commons, and perceiving Arnold in the gallery, sat down with precipitation, exclaiming, "I will not speak while that man," pointing to him "is in the house." This interesting out-cast died in London, June 13, 1801. [Boston Atlas.

**COTTON SEED OIL.** A correspondent of the New York Courier gives the following account of this oil: It is as limpid as water, I have seen it burn, and no one can discover a difference between it and the best hard winter strained oil; for machinery, it cannot but be superior to olive oil, being perfectly free from glutinous particles; as a paint oil it has properties beyond the common linseed, the oil cake is more nutritious for cattle than linseed oil cake, and the sediment makes the best of printing ink.

**FLOUR INSPECTIONS.** The "Alexandria Gazette" gives us the following account of the operations in flour, in that city, during the past year:

Stock of flour remaining on hand July 1st, 1852,	Mds.	4,341
Quantity inspected during the year ending		
June 30th, 1853,		137,006
		141,347
Exported during the year:		
Coastwise	65,692	116,407
Foreign	59,715	
Baked in town and consumed in town and the neighborhood,	16,340	
		134,747
Estimated stock remaining on hand June 30th, 1853,		6,500

**SLAVES IN THE BRITISH WEST INDIES.** From the Kingston (Jamaica) Courier. Let us just suppose that the omnipotence of parliament is to be brought into play, and that a bill will pass the imperial legislature, declaring our slaves free—how are its enactments to be carried into effect in the W. Indies? We would say the thing is impossible, and the effect might be most disastrous. The West India merchants, we are satisfied, would visit their stores, the planters their mill houses, and the business of the country would be at a stand, and the slaves themselves left, at a moment's warning, without the means of existence, and all this to gratify the feelings of a few fanatics in the mother country. It is not necessary for us to point out what would be the consequences of such measures. The West India merchants, whose property has been embarked in the soil, on the security of slaves, will be terrified, and English nations will be involved in the general ruin. As we shall have no crops to ship, we shall not require, neither shall we be able to afford, the means of existence to the artisans of Birmingham, Sheffield, Manchester, or Glasgow. We shall require no supplies of manaburghs from Dundee, or pennions from Halifax; and, in every view we can take of the case, we see nothing but ruin staring the mother country and colonies in the face; and were to be to the former when the British islands of the West India Archipelago, are severed from the parent state.

**BRIEF NOTICES.**

At the silver mine of Konigsberg, a wonderful gallery has been pierced through the side of the mountain at the depth of 600 feet, through which the ore is now transported, instead of being hoisted to the top. Its length is 6,000 feet, and it occupied 25 years in its completion. The process was most tedious, being entirely by calcination and hammering, which brought the rock off in flakes. Only two men could work at a time; it was commenced both internally and externally, and it is much to their credit that upon meeting there were only two or three feet difference in the level, and none in the direction. It is from six to seven feet wide, and from ten to fifteen high.

\*30,000 is usually estimated for the consumption; the reduction we attribute to the effects of the cholera last fall.

A coachman in England was lately kissing his favorite horse, when the animal, wishing to return his fondness tenfold, bit off his nose and swallowed it—kissing goes by favor.

Prince Czartoryski, a Polish exile in London, is reported to have once had an income of £70,000 per annum, all of which he lost in defence of his country—his wife died of grief, and his children had been shot one by one in battle.

Among the recent deaths at Boston, we notice that of Mr. Richard Taylor, of Yarmouth, at the age of 92. While at dinner, in a hotel, he took a piece of meat in his mouth, which in the attempt to swallow choked him, and he died in 10 minutes.

There is a mother and four of her daughters resident in the town of Northampton, Mass. who have been collectively married seventeen times. The mother and one of the daughters, each four times—the three other daughters three times each.

It may be mentioned as a rarity, that several highway robberies have been lately committed on the Cove mountain, near McConnellstown, Pennsylvania. Many persons had turned out to scour the country, but the rogues were not yet caught.

The British government has established an agency at Liverpool to give gratuitous assistance to persons repairing to that port with the design of emigrating.

About 140 emigrants have arrived at Little Rock, Arkansas, direct from Germany. They are accompanied by baron de Coentge and count Grolman, who appear to be their leaders.

A rattlesnake was lately killed near Fort Smith, Arkansas, whose circular dimensions equalled those of a man's thigh—his length is not stated. He carried fifty-four rattles, and a button (the terminating rattle) measuring 12 inches in length.

Figs, of the first quality, are grown at Mobile.

Com. Chauncy, transferred from the navy yard at Brooklyn to the board of survey commissioners at Washington, was complimented with a public dinner by the officers on the Brooklyn station.

The Delaware 74, being new coppered, &c. was taken out of the dry dock, at Gosport, on the 1st instant. Every thing has "worked" admirably.

A steamboat is now plying on Lake Winnepiscosee, and making regular trips between Alton Bay and Centre Harbor. This beautiful lake is in New Hampshire, at a medium length of 90, and breadth of 8 miles, but very irregular in its form, and abounding with islands.

A few tons of Toga (bituminous) coal have been brought to New York. The coal fields are inexhaustible, and large supplies are soon expected via the Chemung and Erie canals.

More than one hundred thousand tons of coal have already descended the Schuylkill and arrived at Philadelphia, in the present season, in 2,316 boats!

The "Camden and Ausby rail road and transportation and the Delaware and Raritan canal companies," paid to the treasurer of New Jersey, a few days ago, the sum of \$15,000 for the first 6 months running passenger, &c. via said rail road, being the half yearly payment of the \$30,000 stipulated by said companies to be paid to the state of New Jersey, for privileges granted. [Emp.]

It is stated in the Doylstown Democrat, that one day last week, ninety six boats passed through one of the locks of the Delaware canal, in that county.

The late statement of the Moravian brethren makes the whole number of their sect, dispersed over the globe, to consist of no more than 16,000 members. Notwithstanding this, they maintain 127 missions for conversion of the heathen, at an annual expense of 60,000 dollars.

Some days ago a haul was made in Great Egg Harbour bay, near Bardsley's point, Cape May, at which 218 drum fish were caught, their entire weight being from 8 to 9,000 pounds. This is said to be the largest haul of this description of fish ever made in that bay.

A stout, good looking black fellow, recently took passage, at Baltimore, in the steamboat Kentucky, for this city. Before the boat reached Chesapeake Bay, it was discovered that he belonged to a gentleman of Maryland, and was endeavoring to make his escape from the bonds of slavery. An effort was made by the captain to place him in confinement, but the slave with one bound sprang into the water, and swam vigorously towards the shore. A boat was lowered in pursuit, but before it reached him he sank, and rose no more. [Philed. Gaz.]

Colonel Thayer has arrived in Boston from West Point. He comes (says the Daily Advertiser) to direct the construction of the fortifications for the defence of this harbor, involving an expenditure of rising \$1,300,000. The completion of these works will add to the many obnoxious to the country already owe him for his long and successful direction of the useful institution, the superintendance of which he has just resigned.

A trader in bees, during the last month, carried safely several boxes of hives from Kennelbeck, in Maine, to Quebec. He travelled during the night, and set his bees out during the day to feed and continue their work, which they did with their usual activity and regularity.

Poland. The Russian government has received information from Paris, that a conspiracy has been formed to make a fruitless attempt at revolutionizing that country. It is even said that letters have been intercepted, in which a plot has been discovered against the life of the emperor Nicholas. This last report wants confirmation. The emperor Nicholas has postponed his journey abroad, because the affairs of the east require his presence at St. Petersburg.

## PORTUGAL.

Pedro seems to be on a good understanding with admiral Sartorius, and his naval force is generally well equipped, the wages being nearly all paid. He had also received several parties of soldiers from France and England. His affairs are more promising of success than heretofore. Those of Miguel seem to be rapidly approaching a crisis.

Accounts from Paris mention that the ambassador of Don Pedro had an audience of Mr. Broghe, and it was reported that a loan of ten millions of francs were to be loaned to Don Pedro. The troops at Oporto had become very anxious for battle. They are much annoyed by Miguel's batteries, and some of them, as well as of the inhabitants, killed. The fire was very heavy of shot and shells, and many houses were much injured.

## TURKEY AND EGYPT.

The sultan has submitted to all the demands of Mehemet Ali, and his son, in the following order: "The moment of it is laughable: but the 'brother of the sun and moon' is not to be understood as granting any thing, except in his own good pleasure."

Order addressed to the viziers, miririms, mollas, radis, neibs, muscellims, vaivodes, ayans, notables and other functionaries of the different parts of Anatolia.

"The assurance of fidelity and devotedness given me at length by the governor of Egypt, Mehemet Ali pasha, and his son, Ibrahim, having been acceptable to me, I have granted them my imperial benevolence. The government of Crete and Egypt have been confirmed to Mehemet Ali, and in compliance with his earnest desire, I have granted to him the departments of Damascus, Tripoli, Syria, Beyde, Safed and Aleppo, the district of Jerusalem and Naplouse, with the conducting of the pilgrims, and the command of Djidda. His son, Ibrahim Pasha, has acquired a new title to the Cheik of Haram of Mecca and the district of Djidda. He is also appointed in his demand of the department of Adana, with the title of nohisid. Following the equity, humanity and clemency with which God has endowed me, I order all persons in authority in the different parts of Anatolia to refrain from pursuing the notables and inhabitants, and to bury all past events in oblivion. You, on your part, will announce my generous intentions to all who are in authority under you; you will endeavor to assure the public mind on this subject, and you will endeavor to obtain praise and satisfaction for every person from the people, whose welfare God has entrusted to my hands. It is in order to make you acquainted with these things that I have caused the present firman, in conformity with my hatt-i-sherif. You will, therefore, make known my sovereign will to all whom it may concern, and you will obtain their prayers in my favor. Be careful that you comply with it without molesting any person whomsoever, contrary to my supreme desires."

By the preceding session, the sultan of Egypt is now a more potent monarch than the head of the faithful, who grants him his pardon, and promises him his clemency. He possesses not only the dominions whose resources have enabled him to extend his power, but the whole of Crete, which had been before granted him, and the Holy Land, together with the country and the ports of the Levant, from the banks of Asia Minor to the mouth of the Nile. He has thus obtained sea ports for his navy, a great accession of contiguous territory and population necessary for his permanent security, and a natural boundary, easily defended against foreign aggression.

There is a formidable insurrection in Bosnia. The Russian fleet remains in the Bosphorus, and the Russian troops at Constantinople. The ports may have some trouble in getting them away.

## WEST INDIES.

The following is a memorial of the planters of Jamaica. The words used are lofty:

"We claim from our general government, security from future interference with our slaves, either by orders in council, or any other mode not recognized by our laws."

"We claim that sectional minorities shall be left to the operation of those laws, which govern the other subjects of his majesty; and if those laws are insufficient to protect us from renewed insurrections, excited through their machinations, we be permitted to amend them."

"We ask for such alterations in the revenue acts as shall revive our prosperity, by restoring to the colonies some part of the income of their estates, which has now, and has long been, altogether swallowed up by the exactions of the mother country."

"If these reasonable demands are rejected, we call upon government to give us, without further hesitation or delay, an equitable compensation for these interests, which it had thought expedient to sacrifice for the supposed good of the empire."

"Should compensation also be refused, we finally and persistently require that the island of Jamaica be separated from the parent country, and that being shewn from her allegiance to the British crown, she be left at liberty to assume independence, or to unite herself to some state by whom she will be cherished and protected, and not insulted and plundered."

From St. Vincent. A report having been circulated among the slaves of this island that they would be emancipated on the arrival of the vice governor—and that event having taken place without the expected result—alarms symptoms of insubordination had discovered themselves on two or three of the estates in the westward part of the island. The lieutenant governor had issued his proclamation, dissolving the delusion, and enjoining a strict and cheerful obedience to their masters.

## LAW CASES.

## Brief notes of decisions.

A case of considerable importance was tried in the circuit court of the United States, held in Raleigh, some time in the course of last week, justices Marshall and Potter presiding. The plaintiffs in the case claimed title under a grant from the state of North Carolina to William Catcott, for 50,000 acres of the land, bearing date in July, 1798, founded upon entries in the survey taker's office in Buncombe county, in 1795.

The principal point involved was, whether the line known as "Picketts' line," ascertained and marked in 1797, was the true boundary between the state of North Carolina and the Cherokee territory, as prescribed by the treaty of Holston in 1791, and confirmed by the treaty of Tellico in 1798. The land in dispute forms Buncombe county. It was contended by the plaintiffs that the Picketts line was erroneous; that the surveyor should have stopped at the 33d degree in north latitude; which is the boundary of North Carolina, according to the declaration of rights, and is about twelve miles south of the reputed boundary of the state, and that, in fact, the true boundary line required by the treaty of Holston had never been run. The jury were instructed by the court that the reputed boundary of the state (if such boundary existed, which was a matter of fact for the trial investigation) was to be regarded, and not the parallel of latitude. The jury found for the defendant, and it is supposed that the case will be taken by writ of error to the supreme court of the United States.

In the district court of the United States, now sitting, a suit has just been tried, brought by the United States against John Heberbrast, for removing an empty cask having the custom stamped marks and numbers upon it, before the same had been obliterated. The jury found a verdict that the defendant did remove the cask before the marks were effaced. A point of law was asserted on his part, that the removal of a stamped mark, as that by persons who sold or disposed of such casks, not those who purchased them. This point, we presume, will receive the formal decision of the court. It is certainly of great importance to the community, that the custom of using these empty casks, before the marks have been erased, should be put a stop to, and such we believe will be the effect of this verdict. The penalty is one hundred dollars for the removal of a stamped mark. [Philadelphia Gazette.]

Important trial. A gentleman just arrived from Bangor (Me.) has given us the particulars of a case of recent occurrence there, which we believe excited considerable sensation. An unlicensed grog dealer, named Tompkins, keeping a shop at what is called the Point, with the assistance of a wine drapper, named Woodward, undertook, on Tuesday last, to furnish an Irishman with as much wine as he could drink for twenty five cents. The Irishman drank a pint of stuff which was drawn for him, "port wine," and walked off. In about half an hour he returned and drank two pints more. The result was death. Woodward was apprehended, on complaint of the coroner, who held an inquest over the body. On Friday last he was examined, and required to recognize in the sum of \$550, for his appearance at the next (June) term of the supreme judicial court for trial, on the charge of manslaughter. [Boston Journal.]

CIRCUIT COURT OF THE UNITED STATES. From the Frankfort (Ky.) Common Pleas. United States vs. Jones. The jury found the prisoner guilty of the charge attempted to be proved, of robbing the mail. On Friday (the 15th June) the criminal was brought into court, and the sentence of the law pronounced upon him by his honor judge McLean. He was sentenced to twelve years imprisonment to the penitentiary of this state. After the sentence was pronounced, the prisoner requested the liberty of making a statement of the fruit of the case, in which he was amply by the court. If the prisoner had been a man of common sense, he would have made use of any improper means to obtain possession of the checks, and asserted that he knew witnesses who could have testified to material facts tending to establish his innocence, but which witnesses, he believed, were induced to swear themselves by the machinations of his enemies. He spoke of being the victim of a gang of cut-throats, horse thieves and counterfeiters, who had conspired against him, because he had endeavored to run them out of the country. The court informed him that all these matters were subjects for the consideration of the president upon an application for pardon, but were not suitable upon the present occasion. The prisoner in conclusion said, that he "hoped God might never soften the law of the president, to grant him a pardon, if what he said was not true." He was then again agitated—he groaned audibly, and wept most bitterly. Jones is a man with light blue eyes and remarkably bushy hair—his appearance is uncommon one. At the time of his arrest he was a member elect to the legislature of this state, but resigned his office upon his indictment. He is a married man with a small family.



There are no public alarm bells for fires in Boston, and recent fires have had to the church bells. Recently a fire broke out during the hours of divine service, and a firman ascended the tower of King's chapel, corner of School and Tremont streets, and commenced ringing the mighty bell of that church. The sexton, by order of the vestry men, forcibly prevented further ringing, and a suit was brought against the sexton for assault and battery, with a view of testing the question of right—"Judge Wittman ruled that, although the bells were private property, the members of the department and citizens have a right to ring them in case of necessity, that is when a building was actually on fire; and consequently the mighty bell of that church." The suit was by the prosecutor, he fined the defendant 50 cents and costs. Counsel for the defendant, C. P. Curtis, esq. for the prosecution, John C. Park, esq.

From the Montreal Indicator of June 28. A most extraordinary case came before the court of King's bench of this district, on Saturday last, the nature of which the following details will give some idea:

A young lady from Upper Canada, of the name of McMillan, about 16 years of age, was brought before the court on a writ of *habeas corpus*, at the instance of a man of the name of Kennedy. It appeared in testimony before the court, that the young man resided for a couple of years with the step father of the young lady in the capacity of clerk. That having had, in consequence, frequent opportunities of seeing and conversing with her, he persuaded her, for certain reasons, to elope with him. They escaped through a window from the second story of the house, by means of a ladder, during the night; and having embarked in a canoe, gained the opposite or American side of the St. Lawrence, and were married at Messena, by a magistrate.

In the mean time, the family having discovered their flight, the step father and one of the uncles of the young lady followed the fugitives, whom they overtook about nine o'clock in the morning, two hours after the marriage ceremony had been performed. The young lady appeared very much affected, and seemed very glad to be rejoined by her friends, with whom she intended to return, when she was suddenly discovered that *Roscoe Kennedy* had deceived her. Some time afterwards she was placed by her father, at her own request, in one of the nunneries of this city. Kennedy discovered her retreat, and by a writ of *habeas corpus*, had the young lady brought before the court. The judge having heard the parties by their attorneys, and read the several affidavits on both sides, decided, that as *Miss McMillan* was not married, and she will, the writ of *habeas corpus* did not apply to her case—especially as she was at liberty to leave the convent when she pleased, and as she declared in her own affidavit before the court, that she was desirous not to be restored to Kennedy. The writ was discharged accordingly.

*Miss McMillan* belongs to a most respectable family, and the question excited a great deal of interest.

**SUPREME COURT.** Reported for the New York Commercial Advertiser. *Alvah Bebe* vs. *Charles M. Livingston*. This was an action of false imprisonment, for the arrest of the plaintiff under the warrant issued by the defendant as speaker of the house of assembly, in pursuance of a resolution of the house, for an alleged contempt in writing a letter to one of the members, which it was adjudged amounted to an offer to bribe by the promise of stock in a pending bank application, &c. The defendant pleaded specially a justification under the resolution and warrant, to which the plaintiff demurred. The demurrer was brought on to argument, at the present July term, at Utica, and was argued by Mr. John A. Cullier, counsel for plaintiff, and the attorney general, Mr. G. C. Bronson, for defendant. The plaintiff's counsel contended, among other things, that an attempt to bribe being an "infamous crime," within the statute definition, was not punishable in this summary mode, but that plaintiff was entitled to a trial by jury—and also that the plea was defective in not averring that the warrant issued upon oath—that fact appearing only in the recit of the resolution, which was set forth in *ex verbis*—but the court gave judgment for the defendant, with leave to the plaintiff to withdraw the demurrer or rely on payment of costs.

**OLIVER WOLCOTT.**  
From the New York American.

Died, in the city of New York, on Saturday evening, June 1, *Oliver Wolcott*, in his seventy-fourth year of his age. The name of *Oliver* is signed by his father, of him whose death we now commemorate, to the Declaration of Independence, is associated in our historical annals with noble and illustrious deeds. The signer of the Declaration of Independence, and who was afterwards made a brigadier general on the field of battle at Saratoga—and subsequently to the peace was long governor of Connecticut—had in him who has now gone to join the heroes of the revolution, a worthy son. While yet a boy, he marched as a volunteer, when the disastrous forces that repelled the British marauders, who, during the revolutionary war, attacked Danbury, in Connecticut, and burnt Norwalk. His mother, with Spartan heroism, buckled on his knapsack, and placed the musket in his hands. His whole subsequent life proved that the virtues and patriotism of such parents were no dead weight on him. Educated for the bar, he had barely entered upon a career, when the disastrous war had Washington selected him for comptroller of the treasury: in

which office he remained till Alexander Hamilton retired from the post of secretary of the treasury, when the same unerring judgment promoted the comptroller to the head of the department, and made him secretary. This office Mr. Wolcott filled with unquestioned ability and integrity, during the residue of gen. Washington's administration, and the whole term of that of John Adams. He was one of the circuit judges appointed by Mr. Adams, under the judiciary act passed at the close of his administration, but which, ere it had well gone into effect, was repealed under Mr. Jefferson. Thus thrown out of public life, at the early age of forty, Mr. Wolcott removed to this city in 1802, and commenced business as a merchant. He was soon at the head of a flourishing house in the China trade, and was president of the Merchants' bank, and subsequently of the bank of America. On the breaking out of the war with Great Britain in 1812, he closed his mercantile concerns, and, under the full conviction that the war was both just and politic, gave the whole support of his name, time, and talents, to the administration—differing therein from the political friends with whom he had always before acted. After the close of the war, Mr. Wolcott returned to his native village of Litchfield, in Connecticut, occupying himself in the quiet cultivation of a farm, and the society of his books. He was soon called by the voice of his fellow citizens to preside over the state—as his father for many years had done before—and five ten successive elections he was chosen governor of Connecticut.

At the close of this period he removed to this city, to be in the vicinity of his children, who were settled here; and, living in great retirement and privacy, he has here breathed his last.

The character of Mr. Wolcott was strongly marked. Stern, inflexible and devoted, in all that duty, honor and patriotism enjoined, he had done before—and five ten successive elections he was chosen governor of Connecticut. With strong opinions on the stirring events of the revolutionary days in which he was born early developed, he had acquired a habit of self reliance, which little fitted him for that sort of political co operation which results from expediency, rather than right. He aimed at the right always, and at all events, according to his best convictions; and if any questioned his judgment, none could impeach his honesty and sincerity.

Justin et tenacem proposui virum  
Non civium arda prava jumentum,  
Non vultu instanti tyranni  
Mente quieti solida. . .

**THE LATE COLONEL NICHOLAS FISH.**

New York, June 30. At the commencement of the revolution, col. Fish was aid-de-camp to brig. gen. John Morin Scott, and he and his corps went into service as "six months' men." On the 31st November, 1776, he was appointed by congress major of the second New York regiment of the continental army, commanded by colonel (afterwards general) Peter Van Cortlandt, and served with that rank during the revolutionary war, and was at its close, by a resolution of congress, commissioned as lieutenant colonel. He was in the battles of 19th September and 7th October, 1777, at Brim's Heights, in New York, which preceded the surrender of general Burgoyne's army, on the 17th day of October, of the same year. Early in 1778, he was appointed by general Washington a division inspector of the army under general the baron Steuben, who was then inspector general of the continental army; and on the 28th June, 1778, colonel Fish commanded a corps of light infantry in the celebrated battle of Monmouth, New Jersey. In 1779 his regiment and himself were in Sullivan's expedition against the Six Nations of Indians, in which, after enduring every privation, they succeeded in destroying the Indian power. In 1780 he was attached to a corps of light infantry under the command of gen. Lafayette. In 1781 he went with his regiment into Virginia, and took a very active part in the battles which evacuated in the surrender of the British army commanded by lord Cornwallis, on the 19th of October, in that year. He was major of the corps of infantry commanded by colonel (afterwards general) Hamilton, which so gallantly storming one of the British redoubts at Yorktown. In 1782 colonel Fish was the main army under general Washington, at Verplanck's Point, in New York, and continued there, at West Point, and at the entrenchment at Newburg, until the close of the revolutionary war. Col. Fish's character in the army was that of an excellent disciplinarian and a very gallant soldier; and he possessed in a very high degree the confidence of Washington, Lafayette and Hamilton. After the peace, col. Fish was six or seven years adjutant general of this state; and such was the activity of his mind and his habits of business, that he continued almost to the close of his useful life to hold civil employment.

**"THE CELESTIAL EMPIRE."**

From the Canton Register of Jan. 24, 1831.

The following order was issued in consequence of a cruise made some time last year by the British ship *Lord Amherst* along the eastern coast of China, for the purposes of trade and discovery:

**VOYAGE OF THE COAST.**

In the Peking Gazette, for September 5th and 6th, 1829, there is a paragraph from the emperor, in reply to Tao-shuh, the governor of Keung-nau, concerning the *Lord Amherst*. The emperor states that, on the 13th day of the 6th moon, the English ship was delivered over to lieutenant general Kwantzen fel, to

see that she left the jurisdiction of Keang-man, and was compelled to go southward; whereas, eight days after, she was found at Shan-tung. On this occurring, the emperor expressed his displeasure, and required from the governor an explanation. The explanation was not satisfactory, and the governor, the general, and a third officer are subjected to a court of inquiry.

The governor says, "that if any such ships should make their appearance, and anchor within his jurisdiction, he will send special officers to search them, and see whether they have prohibited goods or not: and if they have, he will drive them away; and if they refuse to obey, he'll punish them." The emperor replies—"This view of the case is utterly erroneous. Foreign ships are neither allowed to anchor, nor to sell any goods there. They are restricted to the port of Canton. If any ships make their appearance and solicit leave to trade, talented officers must be sent to proclaim to them the orders of government and require their implicit submission. They must not go to other provinces and anchor, and endeavor to sell goods. All the officers on the coast, civil and military, great and small, must watch ships drive away southward, from hence to province, every foreign ship; and they must be handed over by the imperial ships of one province to those of another—so that no excess be afterwards made. If this be not effected, or any other mischief arise, the governor alone shall be held responsible. Let him ask himself how he will be able to sustain the weight of the guilt which he will incur? He mismanaged in the first instance, and now he boasts about things about which he will do hereafter. Let him, in every thing, act according to right reason. Not put on the airs of great perspicacity, and, after all, fail in doing the thing that is right."

"Moreover; in managing outside barbarians, he must be careful to adhere to old regulations; and manifest at all times a stern gravity: never affording any pretext for commencing bloody affairs. He is very wrong to act at once a spirit of swelling self-sufficiency; and disregarding, at the same time, the dignity of government. He sustains an office in which the territory is committed to his care—it is becoming in him to act and speak in the way he has done—

"His majesty commands that these thoughts be fully explained to the governor, Taou-shoo, and his colleague Tintath-sen. Respect yourselves!"

SOUTH AMERICAN DEBTS.

Much has been said of late about the debt owing by the new Spanish American states to this country, and of the immense importance of receiving the whole, or even a part of that debt; but the public at large, perhaps even the creditors themselves, are very ignorant of its value and extent. Subjoined is a statement of the whole amount, together with the arrears of interest, by which it will be seen that they actually exceed £30,000,000 sterling!

Statement showing the amount of bonds negotiated in London for account of the new Spanish American states, and upon which the dividends are now in arrear.

	Interest.	Amount.	Annual Amount of interest.	Amount of arrears.
Columbia	6	£2,000,000	£130,000	£840,000
Ditto	6	4,650,000	379,000	19,53,000
Mexico	5	2,130,000	166,000	40,000
Ditto	6	3,150,000	199,000	70,000
Peru	6	1,800,000	108,000	861,000
Chili	6	1,000,000	60,000	480,000
Buenos Ayres	6	1,900,000	80,000	368,000
Guatemala	6	167,000	10,000	50,000
		£15,897,000	932,000	4,597,000
Mexican	5	650,000		
Ditto	6	950,000		deferred stock.

£17,497,000 principal.  
4,597,000 arrears.

Total £22,094,000

We are indebted for the above to a commercial friend, well acquainted with the subject, together with another calculation, which it is not necessary to give at length, showing the rates at which the respective loans were raised, and the depressed prices which, including the accumulation of interest, they at present bear in this market. The average rate was 82 per cent. and the sum drawn from the subscribers about £13,000,000; the current market prices average about 22 per cent. and the value, if converted into money at the existing rate, £3,380,000, constituting a loss of near £10,000,000 without computing the arrears of interest, which amount to £4,597,000 more, which brings up the total loss in England by these ill-fated contracts to between £14,000,000 and £15,000,000 sterling. What aggravates the calamity is, perhaps, that these states all possess, more or less, the ability to pay, but want the honesty and good faith to make even an approach to the fulfilment of engagements by which they were enabled to shake off the yoke of Spain, and secure their independence. The contract with the condottieri pursued by English America, (the United States), in a state of things nearly similar, is too striking not to be placed in juxtaposition with the above. Their securities during the struggle were as low in their price, and apparently in a state as hopeless, as those of Spanish America are now. One of their first measures, on attaining independence, was to classify the whole of the debt, and provide for the regular payment of the interest; it

gradually became one of the most approved and secure investments, even for European capital, and will be, in the course of the present year, faithfully discharged in full to the last dollar. [London Times.

BRITISH FINANCES.

Abstracted from the speech of lord Althorp. The financial year ends on the 5th April.

	Income 1832.	Income 1833.
Customs	£16,709,691	16,529,131
Excise	6,857,540	6,857,540
Stamps	5,003,837	5,003,837
Taxes	1,453,900	1,453,900
Post office	928,536	928,536
Miscellaneous	—	—
	£46,619,000	£46,853,650

The details of the income of 1833 are not given. The precise excess of income in the past year over the preceding is £230,359.

The following is a correct table of the expenditures:

	1832.	1833.
Army	£7,006,498	£7,006,498
Navy	5,848,835	4,543,000
Ordnance	1,478,944	1,604,817
Miscellaneous	9,906,420	2,138,953
Debt and other charges on the consolidated fund	—	30,080,930
	£47,850,000	£45,265,507

The details of the charges for debt, &c. for 1833 are not given, but the gross amount of expenditure is above stated.

The result shows an excess of expenditures over receipts in 1832 of about £1,900,000.

There is an excess of receipts over expenditures in 1833 of £1,467,000.

The revenue for the year has therefore improved, as compared with the expenditures, nearly £2,500,000.

The revenue has improved but little more than £300,000;—the retrenchments therefore must exceed £2,350,000.

The estimates for the next year are

Army	£6,673,951
Navy	4,656,635
Ordnance	1,455,323
Miscellaneous	1,835,110
Debt, &c.	30,800,000
Total	£44,992,219

THE CHINESE MULBERRY TREE.

From the New York Advertiser and Advocate.

"PALMAM QUI MERUIT FERAT."

GENTLEMEN: There is not a production in nature, after wheat, more precious than that which can afford what is incessantly wanted or wanted less. While the past or approaching spring season only enriches mankind with abundant crops of food, a succession of crops of silk cannot be obtained by any known sort of mulberry tree, white, black, Italian or Calabrian; but it can, by the Chinese *moras multicaulis*, be repeatedly cultivated and distributed throughout in this part of the new world.

The leaves of the Chinese mulberry tree are very large, measuring from 12 to 18 inches in length and breadth, but always so delicate that they can afford a tender pulp to any young hatched race of the laboring silk fabricator, and leaving of the food offered, nothing but an admirable lace work of the remaining slender fabric, which the insect could not turn into silk or food.

The leaves of the Chinese mulberry tree look like pieces of silk, or pocket handkerchiefs, which might have been suspended in the air for drying, or other purposes.

It was in the year 1828, that, as a member of the Linnaean society of France, and constituted their president in the department of the new world, I heard of the discovery made of the Chinese mulberry tree, to which no one could before have an access in that country; but the same production was plentiful and flourishing in one of the Philippine islands, in which Chinese refugees, sailors, &c. had been carried to settle, and revive all the produce and industry of their country, and which Mr. Perrotet was directed to explore, and also any other land of the southern ocean, from which useful seeds and plants could be obtained. The voyage of Mons. Perrotet lasted nearly three years, and enriched his country with not less than 138 species of trees, 8 feet high, and with 534 individuals, besides two chests he took of palm seeds in full vegetation. He had indeed explored the seas of India, and then he came to those of South America. There had never been an vast importation of rare genera of plants, seeds and trees as that of M. Perrotet, and among them was the ancient mulberry tree, to which he affixed the proper name of *moras multicaulis*, because it produces many shoots from the roots.

I now need not mention that I had the first opportunity of receiving from Paris, and from my colleague, Mons. Perrotet, three rooted trees of the Chinese *multicaulis*, which I was permitted by the viceroy of the French church, of which I have had long the honor to be a curator, to plant and cultivate in their burying ground; and which I delivered to the practical care of an intelligent horticulturist, Mr. Daniel Kane, who best could immediately propagate them.

1. The first tree I presented to the Horticultural society of New York, and placed it under the care of Mr. Floyd, an eminent cultivator, and member of the same society.

2. The second tree I presented to Dr. Hosack, who, being the proprietor of a splendid garden in the centre of the state of New York, could better propagate the Chinese mulberry tree.

3. The third tree I had reserved for the Hamilton City Agricultural society, in the state of Ohio, of which I have also the pleasure to be an honorary member. This, in spite of the care of myself, and my correspondent and colleague, D. C. Wallace, esq. failed in its long voyage through the ocean and the Mississippi. I replaced it, however, by a sound rooted layer, for which I have received acknowledgment, and, I hope, merited thanks.

4. The last distribution by the Jefferson County New York Agricultural society, which is under the guardianship of Messrs. Le Roy de Chaumont, its president, an ancient landholder in that county. This also failed, but I replaced it by another, which has been acknowledged with kind and honorable thanks.

All the above distributions having been accomplished, I thought it was my duty to reward Dr. Kane for his labors and practical attention to the plant or tree I had first imported, and left the whole of it to him, on the only condition that he would supply me with one layer, if it was called for. He has since fulfilled his promise.

By this time I was informed that Mr. Parmentier of Brooklyn, a very intelligent horticulturist, had made a great importation of the Chinese mulberry tree, and that he was extensively cultivating the same. His success, as well as that of his widow, merit attention and praise—the more so, that they had daily labored to perform their part, and to prove their zeal by the extensive sale of the Chinese mulberry tree, which to our knowledge has been made to succeed by that establishment. At last, and in the year 1831, Mr. Richard K. Haight, of this city, applied to me to prepare for him such recommendations as would enable him to make in Paris a great purchase of the *morax multifida*, for which he assured me he had already appropriated 500 acres of land. With this request I was very happy to comply—gave him several letters; to none of which I never received any answer. This final explanation I think myself authorized to give, in consequence of his late announcement in the *Mercantile and Advocate* to the public of his large importation of the Chinese mulberry tree, although I remain thankful for the compliment he at last paid me in the same paper.

FELIX PASCALIS.

CAPABILITY OF MACHINERY IN MANUFACTURES.

From the London Mercantile Journal.

IN our remarks last week on open trade with the UNITED STATES and the REPUBLIC OF CHINA, we observed that our manufactures were capable of being increased in any extent; that extent is certainly not infinite—it is however, indefinite—and to an indefinite extent our manufactures might be multiplied by machinery. In the single but important article of cotton, one man can now produce two hundred times more goods in a week than he could in 1760, when George the third ascended the throne. One mill in Manchester can, when all the spindles are at work, spin as much cotton thread in a week as would go round the world. In the manufacture of hosiery, which is seated chiefly in the midland counties of Nottingham, Derby and Leicester, machinery has reduced stockings one hundred per cent. compared with what they were twenty years ago. Owing to machinery, lace, which was 2s. per yard eight years ago, may now be bought for 4d. what was £4 10s. per yard twenty years ago, is now 18s. and some kinds may be bought as low as one farthing per yard! Woollens have experienced less reduction in price than any other kind of wearing apparel. At a paper manufactory in Hertfordshire, a quantity of pulp can, at a distance of twenty-three feet from which it lies, be conveyed in three minutes by machinery, into a sheet of paper, ready to be written upon! Such is the continual advancement made in the Manchester manufactures by machinery, that the trade says, if a manufacturer were to leave manufacturing for a few years, he would be quite lost upon returning to it again. Rail roads are machinery, and their adoption in a nation will tell upon the price of manufactured goods. Although the improvements in machinery during the last thirty years have been so wonderful, as to unite the realines of truth with more than the wonders of fiction, yet who will be so bold as to say that we are at the very top of the hill of advancement in mechanism? It was stated in evidence before a parliamentary committee, at the conclusion of the late calamitous and ruinous war, that the astonishment of the committee, that during the war, machinery equal to the power of sixteen millions of men, had been set to work in this country; and, if a market could be found for all that machinery is able to produce, it could soon be doubled. Now, owing to the increase of the population, particularly of the laboring classes, and the want of markets, machinery is in bonds, and the mechanic stands with one hand tied behind his, while the starved and misguided operative is ready with his hands to do his mistress his valuable inventiva. What we want now is open trade to India, then will the green withes, wherewith the Samson of machinery is bound, be broke asunder, and the steam engine and spinning jenny, to which England owes more than all her generals, admirals and statesmen will increase that debt, by securing the means of universal productions of the east in exchange for her incomparable productions of art and science.

Q—A few weeks ago we had a reference to the preceding article as a most splendid scheme, promising every, including power shall be kept out of use in the East Indies, and the Chinese are persuaded to exchange their "NATURAL PRODUCTIONS," for English "productions of art and science."

The chief part of the machines mentioned in the preceding, we also have in the United States, or can easily obtain, when prepared to use them. Rail roads are well called "machinery," and so are canals—and whatever else reduces the amount of manual labor required to perform any business thing; and it is because of the extent of her machinery, that England, while her average rate of wages paid for [male] labor is not less than 8 or 10 dollars per month, (though that is, indeed, low enough), is able to compete with the labor of the East Indies, though wages in that country hardly average two dollars per month—the people, in both cases, subsisting themselves. And hence it is that England wishes to have a "free trade" for the products of her machines, but will not make liberal exchanges with other nations in "natural productions," the result of manual labor—because of the real or supposed necessity imposed of protecting her own. And foreign bread and meat, and fish and fuel, the primary necessities of life, are excluded, that British grain growers and graziers, fishermen and miners, may exist.

An "open trade" to the British "free trade" may be forced—but that will force the introduction of machinery into the east, and present advantages may be dearly gained in future injuries conferred—But the Chinese will never permit an exercise of that partial policy which is suggested, and suffer themselves to be embarrassed by a left-handed freedom of trade.

PROGRESS OF IMPROVEMENT.

The improvements which have succeeded each other so rapidly in the travelling facilities in this country, are thus described by the senior editor of the New York Daily Advertiser, whose personal observations go back as far as 1783:

In the year 1788, if we recollect rightly, the first stage carriage that ever was established on the great post road between New York and Boston, was set up by Jacob Brown, then a resident of Hartford, in the state of Connecticut, and commenced running between Hartford and New Haven. It was a carriage somewhat resembling the coaches of later times, but far inferior to most of them in workmanship and appearance, and was drawn by one pair of horses, which performed the whole journey through from one town to the other. The route was upon what is called the middle road, that is by Berlin, Wallingford, &c. and the journey occupied the day. At the close of the year, a great proportion of travellers from the eastward to the city of New York, took passage at New Haven, on board the sloops which plied between the two ports, and thus finished their journey by water. The passages varied, according to wind and weather, from twelve hours to three days. In the course of our own experience they differed as much as this. A considerable part of the road between New Haven and New York, along the shore of the sound, was extremely rough, rocky and uncomfortable, and in fact in some places almost impassable for wheel carriages. After Brown's carriage had run for a year or two, or perhaps more, a man of the name of Hall petitioned the legislature of Connecticut for the exclusive privilege of running stage carriages on the road from New Haven through that state, to Hyram river, which was granted, and the stage were established, and run for a number of years, when they passed into other hands. Not far from the same time, an exclusive privilege of running stage carriages from Hartford to the Massachusetts line, between Stillfield in Connecticut and West Springfield in Massachusetts, on the great post road to Boston, which then passed in that direction, was granted by the legislature of Connecticut to Riben Sikes, who for many years in connection with Levi Peas of Shrewbury in Massachusetts, and probably with others, kept up the line through to Boston.

At that time, there were scarcely any turnpike roads in the country, of course, travelling in any kind of vehicle, was performed in a slow, tedious and fatiguing manner; and all intercourse with different parts of the union was laborious, expensive and slow.

After some time turnpike roads began to be formed, and the great obstacle to locomotion, presented by trees and rocks, was in many places removed, and the travelling portion of the community began to take courage, and move from place to place with accelerated speed and increased satisfaction. The fashion having once begun, as is usual in such cases, it soon became general, and turnpike roads were made almost in every direction. The advantages to the business and the pleasure of the country were great; new life and spirit were infused among the inhabitants at large, and over a large part of the middle and eastern states, the aspect of things changed, and all was active, animating and encouraging.

In process of time steamboats were invented, and a new impulse was given, not only to the activity of the United States, but to the world at large. Heretofore, as in this description, which commenced literary career at a speed of about a mile and a half miles an hour, by a series of improvements in machinery, and skill in navigation, went on gaining, until they have attained to the extraordinary expedition of nearly twenty miles an hour. This, one would have supposed, would have satisfied the desires of the most restless spirit in the world; but, as there is no end to the exercise of human ingenuity, and mechanical skill,

probably those who live to see a few years more, will find a constant attempt at more rapid movements in these wouder working vessels.

In the mean time, not to be behind hand upon land, the invention of rail roads has broken in upon the world, and already millions of money are investing in these new and astonishing inventions for increasing the speed of locomotion. Projects, almost without number, are offered for establishing these new and extraordinary channels of communication, and it must be acknowledged that they meet with the most flattering encouragement among the mounted men of the country. Nothing is more common than to hear people talk of traveling on rail roads twenty, thirty, and sometimes even forty miles an hour—of going from New York to Philadelphia to dinner, and back to New York to supper.

Those who are old enough to remember the state of things in the country at the peace of 1763, and for a number of years thereafter, and to recollect the extreme toil and apprehension of a journey of a hundred or two of miles, to almost any point of the compass, and to compare their former experience with what passes constantly before their eyes, can hardly fail of feeling and expressing their astonishment at the progress of human affairs, at the result of human ingenuity, and the improvements that have taken place in the miserable powers and propensities of the human race, and especially among those of their own countrymen.

The journey from Washington to New York is now made in 22 or 23 continuous hours—without hurry and without much fatigue, for the greater part of the time is expended in steam-boats—as it may be said of the journey from New York to Boston; and Richmond is easily reached from Baltimore in hours. After a while, the Ohio river will be within THIRTY HOURS of Baltimore. St. Louis is only a short time from Pittsburgh, and the Yellow Stone will soon be close to St. Louis.

#### MANUFACTURE OF IRON.

From the Albany Gazette.

The manufacture of iron is daily becoming more important. With an increasing demand, there seems to be an increasing supply, and the ingenuity of our countrymen is exerting itself to the utmost, to produce articles of this material. Not only cheap but durable and highly finished.

At this moment, we remember two articles infinitely superior in character to those of a similar kind manufactured in England, and they, if we may use the expression, lie at the extremities of the workshop—axes and door locks.

It is admitted by the English that all attempts on their part to make good axes have hitherto failed. A premium offered for the best model did not produce the intended result, and while her emigrants were crowding to Canada and New Holland, they were unable to carry with them axes, with which to bow "the woods beneath their sturdy stroke."

In the United States, necessity, the mother of invention, led to the formation of good axes. Like patient men they keep their temper. Our axemen may trace their celebrity, and attribute their expedition, to the shape and quality of the axes which our ingenious mechanics have placed in their hands.

So with regard to locks. The vast increase of our population, and the consequent demand for habitable dwellings, created a similar necessity for locks; and it is well known that those of American manufacture are much superior to the imported. In this city we have locksmiths whose work is unsurpassed in any country, while the axes manufactured in our vicinity are equally celebrated. So in the smelting of iron ore. Varieties of methods have from time to time been tried to obtain, at the least expense, the greatest quantity of metal from a given quantity of ore. One of the most ingenious operations, we remember at this time, and one in which science has exerted an astonishing influence, is the use of the magnetic wheel to separate the metal from the lumps of broken mineral. Mines which afforded the best metal were sometimes so distant from the furnaces that the transportation involved an expense that made it unprofitable.

An ingenious person imagined that a wheel, armed with magnets, could be made to revolve in such a way, as to pick up the iron on one side, and drop it on the other. This had a wonderful effect upon the expenses of the furnaces. To produce one ton of iron, it is calculated that three tons of ore are required, besides charcoal and limestone, which are also used in great quantities.

The breaking up of the ore did not exempt the smelter from being obliged to throw in large quantities of stone with the ore, as he could not otherwise separate the metal from the rock in which it is found.

The magnetic wheel relieved him at once. Comparatively speaking, he was rid of the scoria. The magnets, however, became easily sated, and in a moment there was a work of labor as inconvenient, tedious and expensive. Here the first fruits of the electro-magnetic theory were perceived. Professor Henry, of this city, (now the able occupant of the chair of natural philosophy at Princeton) after contemplating the largest magnet ever known, was applied to for some advice in relation to the retouching of these wheels. He immediately made a small artificial magnet on his principle, and it was found to be successful in restoring the magnets to their former state in a very few minutes. This discovery has become invaluable to the furnaces of the north, where the principle is now recognized; and it shows how much, after all, the money making, and money get-

ting portion of society are deceived, when they think science of no consequence to any but men of leisure. Science puts money in their pocket, and creates the dividends upon some of their most valued stocks.

It has been very much attended to of late, to know the character and value of American and foreign iron, compared with each other.

The consumption of iron in the shape of boiler plates, and cast rails, is becoming enormous. The tenacity and character of the metal are yet to be thoroughly understood. The Baltimore iron is considered the best in the world for steamboats. As yet we do not fabricate wrought iron rails, but probably very soon shall, as machinery will be contrived to equalize the difference between the prices of American and English labor. Cast iron rails have been made with success at our own furnaces.

The American iron being melted by the heat of charcoal, is allowed to be more tenacious than the English, which is melted with coke.

To put the matter completely at rest, however, very interesting experiments have been made at the apartments of the Franklin Institute, under the direction of Mr. Johnson, a scientific gentleman. The secretary of the treasury was authorized some time since, by an act of congress, to expend a certain amount in constructing machines to make experiments on the tenacity of iron and other metals used in steam boilers. It was so constructed as to admit any degree of temperature, up to 500° Fahrenheit.

Some interesting results have thus been obtained. The Pennsylvania iron is considered the best in the world for steamboats. As yet we do not fabricate wrought iron rails, but probably very soon shall, as machinery will be contrived to equalize the difference between the prices of American and English labor. Cast iron rails have been made with success at our own furnaces.

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To the editor of the Pennsylvania, Philadelphia, July 3d, 1855.

Sir: Having seen a quotation from your paper purporting to be a statement relative to some experiments on the strength of iron, now in progress at the hall of the Franklin Institute, which is incorrect in several particulars, and therefore calculated to mislead, it has been thought proper to give you the following information in relation to them.

Three years since the Institute appointed a committee to inquire into the cause of the explosion of steam boilers, and to devise means to prevent them. The secretary of the treasury of the United States, learning that the Institute were entering into this investigation, invited that body to make a series of experiments, and liberally offered funds for that purpose. Ever since their appointment, the committee have been laboriously and industriously pursuing their investigations, and the experiments alluded to in your notice, are a part of those performing by a sub-committee of that committee.

It is unnecessary to point out the errors in the results given in your notice, as obtained from those experiments, as the experiments are now nearly completed, and will, in due time, be made public by the Institute. Yours respectfully,

WM. HAMILTON, actuary F. I.

#### SHIP BUILDING.

To the public. The proprietors of a vessel constructed on the plan and principles here recommended, are as evident as any other fact with which we are already familiar, and it only requires a little reflection to reconcile the utility and practicability of such a structure to our ideas; for it will be found when put in practice that there are no material difficulties attending either the construction or the management of vessels of this description; for if built of the lighter species of wood—such as white pine, poplar, or any other not exceeding these in their specific gravity, they will show satisfactorily that they possess abundantly the indispensable quality of buoyancy for all the purposes for which they are recommended.

Neither white pine nor poplar are more than four-tenths of the gravity of water, consequently any common shaped vessel will, if the bottom part only is constructed of wood—less of this timber, five or six inches more than on half of its bulk above the surface of the water, which will be sufficient to buoy up all the upper works and materials of every sort required, and also allow pits in the solid log work for ballast and tanks to contain the water, provisions and stores of every description. The boilers, to render them safe, may be placed in pits in the solid log work.

The log work should be constructed of sufficient height from the extreme end of the keel to five or six more feet above the surface of the water, when all the upper works and materials to be carried are estimated.

It is then evident that such a vessel is not liable to the danger of being sunk by the same causes which occasion that catastrophe.

tropes to others, and would be particularly appropriate for all the purposes for which they are recommended—such as steam-boats, steam batteries, bomb ships, gun boats, light boats, brigs, &c. and it is also believed that vessels built on this plan will be cheaper, stronger, lighter, safer and last longer than those constructed as heretofore.

By an estimate carefully made, the cost up to the top of the solid log work will not exceed half the amount of other vessels. Steamboats on the western waters, built on this plan, would be entirely free from many of the most serious dangers that they are now liable to—such as snags, explosions of the boilers, fire, wrecking by the power of the engine, &c. Neither could fire make such ravages as in hollow vessels, for the top part only of those built on this plan would be endangered by this destructive element.

The method proposed for building this description of craft is as follows: The first big nail will serve for the keel—lay the next tier crosswise—the last lengthwise, and so alternately, until the bulk required be laid; then add the timbers by letting them into the sides of the solid work, after which proceed with the operation of planking the vessels as in other cases. These logs are to be secured by wooden bolts of large size—three or four inches in diameter, and but little metal will be required. To preserve the buoyancy of these vessels, coat each log with turpentine and tallow, fill up the interstices between the logs with the same or any other approved water cement, caulk the seams in the log work, and coat them also with turpentine and tallow, which is impervious to water for a great length of time.

The vessels should be sheathed for fresh water service, and coppered over the sheathing for salt water service, or for the ocean.

To those who are disposed to adopt this mode of constructing vessels, a more particular description will be furnished. Patent rights for states, cities or districts, may be had by application to the subscriber, post paid.

JAMES BARRON, U. S. navy.

HOSPICE OF ST. BERNARD.

From the New York American.

Our readers will be interested, we are sure, in the communication published to day relative to an American benefaction to this ancient and solitary station—the discovery, by an American traveller, one of our fellow citizens, of anthracite coal, in the vicinity of this hospice, and the subsequent transmission, from home, of some of Nott's stoves, in which to consume it, have been the means, it will be perceived, by the letters of the senior resident, Barras, of securing the blessing of abundant warmth to the pious brotherhood who pass their lives amid eternal snows, for the cause of pious humanity.

[COMMUNICATED FOR THE NEW YORK AMERICAN.]

The Hospice of the great St. Bernard is among the choicest spots of interest to the European traveller. The unpaid labors of the good monks and their co-workers, the noble dogs of the hospital, are familiar to all those who take pleasure in the records of deeds of benevolence. It is pleasing to learn by recent advices from that dreary region, that these pure hearted devotees, to whom humanity itself stands debtor, are likely to enjoy henceforth a little more of human comfort than they have heretofore done, and, what adds to our pleasure, that it will be through the instrumentality of our own fellow citizens. A few circumstances of their condition will make what we allude to better understood. This Hospice occupies, as is well known, the most elevated practicable pass of "the high Alps," where, at an elevation of 8,000 feet from the level of the sea, has been constructed amid precipices of rock and ice, a rough bridge pass for the convenience of travellers, connecting the Pays de Vaud with Savoy and the neighboring parts of Italy. In this gorge stands the Hospice of St. Bernard, on the edge of a frozen lake, the highest inhabited spot in Europe, and a great deal too high, as all visitors will testify, for human endurance—unless supported as these good fathers are, and have been for these six hundred years, by the united enthusiasm of religion and benevolence. To give warmth to our pleasure, that it will be eternal ice and snow, and in a temperature which often falls to the zero of Fahrenheit even in summer, would seem to be "a sine qua non" of residence in it, and yet, from the expense of fuel, is utterly beyond the scanty and precarious means of the establishment—all the fuel hitherto consumed by them, consisting of small faggots of wood, brought up on the backs of mules, over a broken rocky ascent of 35 miles from the valley below. The result has been, that the whole supply of their fuel, beyond what was needed for cooking, has been reserved to warm their shivering or frozen guests, in the "travellers' rooms," while they themselves have been content to pass their lives in a freezing temperature within doors as well as without, between naked stone walls, on bare stone floors, without curtains, carpets or fire. Such was their mode of life.

It is pleasing now to contemplate a warmer picture.

In the summer of 1830 a traveller from our city, during a short abode at the Hospice, whose friendly walls relieved him and his family just in time to save them from one of their perilous snow storms, had the good fortune to light on the discovery that among the mineral products of the adjoining height was an anthracite coal, though of very inferior quality. Having no means of burning such an incombustible fuel, this discovery led to immediate directions for the erection of a grate for that pur-

pose, but, as it proved, with partial success; and subsequently, on his return, to the remitting to them better plans and models, and eventually, through the liberality of a few to whom the story was told, to the transportation to the Hospice itself of one of Dr. Nott's admirable stoves of a large size, with all things appertaining to its immediate use. The following extracts of letters from the Hospice relate to the progress of the experiment, and conclude with the most satisfactory statement of its complete success, and that "the joy of the brethren knows no boundary."

[The N. Y. American gives copies of the original letters, in French, and adds a translation of them. We shall insert only the latter.]

St. Bernard, July 19, 1831.

DEAR SIR: I often think of your short visit to our abode, and of the good instructions you gave us on the method of burning anthracite. We continue the experiments, and we intend to put up grate soon.

BARRAS, cham. vrg.

St. Bernard, 24th September, 1831.

SIR: I scarcely know how to thank you for the kind and obliging letter with which you have honored us, accompanied by valuable descriptions and models of grates, that will be of the greatest use to us: I beg you to accept our sincere thanks for them. According to the instructions you gave us a year ago, I had a grate put up in the parlor chimney: it has succeeded well; there are, however, still some improvements to be made after your model, and, thank to you, we hope to succeed in it entirely.

A few days after your departure from our Hospice a year ago, I was in great danger of being lost in a tempest on our mountain. Three persons perished at a short distance from me. God was graciously pleased to prolong my days; I ought to be very grateful to Him, and endeavor to live for His glory. Your very obedient servant,

BARRAS, cham. vrg.

St. Bernard, February 9th, 1833.

MUCH HONORED SIR: The Hospice of St. Bernard will always preserve a lively remembrance of the interest which you take in its prosperity. I assure you, and I beg you also to assure your friends, that there is no member of our congregation, who is not very grateful for the benefits which our Hospice has received, and is yet to receive, by your generous offer of a furnace to burn anthracite: it will be very valuable to us, by enabling us to warm the house economically, and will be a great relief to suffering beings, for the distance of five leagues (25 miles) from the woods, their scarcity, and the difficulty of transportation, obliged us to practice the strictest economy. The anthracite, as you know, is so near, that it can be transported without expense—but we were in want of a furnace to burn it. The furnace, then, will be a monument which will perpetuate the generosity and the devotion of our friends in America, to the poor travellers across the "high Alps," by the great St. Bernard. Gratitude will owe these benefits to that pious sentiment, which so deeply interests the friends of humanity in the unfortunate. Your humble servant,

BARRAS, cham. vrg.

St. Bernard, April 26, 1833.

SIR: The experiment made by Mr. Jaynisch, on the burning of the anthracite in the furnace that you had the kindness to send to us, was crowned with the most complete success. We have now only to thank you, and beg you to be the interpreter of our sentiments of deep gratitude, to the generous benefactors who have united with you in kindness to us. Your very humble servant,

BARRAS, cham. vrg.

The following is an extract from the gentleman above alluded to, a scientific traveller and friend, who was fortunately at the Hospice on its arrival.

Hospice St. Bernard, 26th April, 1833.

MY DEAR SIR: It is with the greatest gratification and pleasure that I can communicate to you the fulfilment of your wishes to erect the stove which you had the kindness to send to the St. Bernard. In this time of the year, when the snow reaches Lydde, 4 miles below St. Pierre, it was with the utmost difficulty for me to bring it up. Till Lydde, it was brought on wagons; from there I took six men, who brought in pieces to the summit. The construction was very difficult, because several pieces were broken when I opened the case. I was notwithstanding all this unsuccessful to burn the coal, which is now a plumbeago than anthracite. Twice yesterday the stove was in full operation, and the joy of the brethren has no boundary. They remember you and your dear family with the greatest gratitude. To-morrow I shall go down with the mariner and the dogs, because the weather is very stormy, and the snow snow-moves were broken when I opened the case. L. JAYNICH.

P. S. I hope you will excuse my good English, my dictionary is 6,000 feet below.

Account, rendered to those concerned, of money received and expended.

Cr.	Dr.
Ed. Light, eqs.	10 Bill of stove
W. Moore	10 Remitted to Martigny, to
Fred. Prime	10 pay the expense of get-
Miss Douglass	18 ting up mountain
J. McVickar, (balance)	18 Transport from Havre to
	Martigny, per bill, De
	la Roche, &c.
	93
	—
	93

The thanks of the monks of the Hospice are hereby presented to the above named gentlemen, and also to Messrs. Nott & Co.

who liberally put their above at cost price; Messrs. Bolton, Fox & Livingston, in whose vessel it went freight free to Havre; and to Messrs. De Rhuvo, Isselin and Moore, who kindly undertook the charge of its safe remission to Marigney.

### FOREIGN MINISTERS AND AGENTS OF THE U. S. FROM THE GLOBE.—OFFICIAL.

Department of state, June 19th 1853.

List of ministers, consuls, and other diplomatic and commercial agents of the United States in foreign countries, and of the places of their residence.

#### ENGLAND, &c.

Aaron Vail, charge d'affaires, at London.

—, secretary of legation, at London.

Thomas Aspinwall, agent, &c. and consul, at London.

Consuls. Francis B. Ogden, at Liverpool; Herman Visger, at Bristol; Robert W. Fox, at Falmouth; Thomas Weir Fox, at Plymouth; Albert Davy, at Kingston upon Hull; Robert R. Hunter, at Cowes, Isle of Wight; Joel Hart, at Leith, Scotland; Alexander Thompson, at Glasgow; Thomas Wilson, at Dublin, Ireland; Reuben Sprague, at Cork; Thomas William Gilpin, at Belfast; Horatio Ingham, at Gibraltar; Paul Froberwick, at Isle of France; Thomas Wynns, at Turks Island; —, at Demerara; Peter Lamson, at Kingston, Jamaica; Paul Eynaud, at Island of Malta; Moses Benjamin, at British Guiana; Thos. M. Perre, at Galway; John Morrow, at Halifax, Nova Scotia.

Commercial agents. W. Tudor Tucker, at Bermuda; George Flyler, at Nassau, N. P.; Ralph Inghibotham, at St. Christopher and Antigua; Charles L. Bartlett, at Island of Trinidad; John Hatly, at Barbadoes; William Carroll, at Island of St. Helena.

#### FRANCE.

Edward Livingston, envoy extraordinary and minister plenipotentiary, at Paris.

Thomas F. Barton, secretary of legation, at Paris.

—, agent, &c. &c. consul, at Paris.

Consuls. George Strobel, at Bordeaux; Daniel C. Croxall, at Marseilles; Francis G. Fenwick, at Nantes; Edward Church, at L'Orient; Reuben G. Beavely, at Havre de Grace; Samuel Allison, at Lyons; Theodore Pilvat, at Certe; James Joseph Debesse, at La Rochelle; —, at Antiquis Island.

Consular commercial agent. Peter Ssuu, at Guadalupe Island.

#### SWITZERLAND.

John G. Boker, consul general, at Switzerland.

#### RUSSIA.

James Buchanan, envoy extraordinary and minister plenipotentiary, at St. Petersburg.

John Randolph Clay, secretary of legation, at St. Petersburg.

Consuls. Abraham F. Gibson, at St. Petersburg; John Raitt, at Odessa; Henry Schieffen, at Taganrog; Edmund Brandt, at Archangel.

#### SPAIN.

Corn. P. Van Ness, envoy extraordinary and minister plenipotentiary, at Madrid.

Arth. Middleton, jun. secretary of legation, at Madrid.

Consuls. Alexander Burton, at Cadix; William Stirling, at Barcelona; —, at Valencia; George G. Barrel, at Malaga; George B. Adams, at Alicante; Maximo de Aguirre, at Bilbao; A. H. P. Edwards, at Island of Manilla; Payton Gay, at Island of Teneriffe; George T. Laddico, at Baharie Islands; Nicholas P. Trist, at Havana, Cuba; Robert R. Stewart, at Trinidad, Cuba; Lewis Shoemaker, at Matanzas, Cuba; John Owen, at Puerto del Principe, Cuba; Hopeful Tyler, at Ponce, Porto Rico; Sidney Mason, at St. Johns, Porto Rico.

Commercial agents. John Leonard, at St. Jago, Cuba; Henry K. Stearns, at Baracoa, Cuba; William H. Tracy, at Guayama, Porto Rico; Sampson C. Russell, at Mayaguez, Porto Rico.

#### PORTUGAL.

Thomas L. L. Bient, charge d'affaires, at Lisbon.

Consuls. Israel P. Hutchinson, at Lisbon; —, at Oporto; John H. Marsh, at Island of Madeira; Charles W. Dabner, at Fayal; Willough G. Merrill, at Cape de Verd Islands.

#### NETHERLANDS.

Auguste Davesac, charge d'affaires, at the Hague.

Consuls. John W. Parker, at Amsterdam; John Wamberie, at Rotterdam; Wm. D. Patterson, at Antwerp; Thomas Trask, at Surinam; Louis Paimboeuf, at Island of Curacao; John Shillaber, at Batavia; Louis Mark, at Ostend; Jehu Hollingsworth, at St. Eustatia.

#### BELGIUM.

Hugh S. Legare, charge d'affaires, to the king of the Belgians.

#### AUSTRIA.

Consuls. Charles Barnett, at Veucic; Geo. Moore, at Trieste; J. G. Schwartz, at Vienna.

#### GERMANY.

Consuls. Frederick Kahl, at Darmstadt; Frederick List, at Duchy of Baden; Robert Kn doffer, at Munich.

#### SWEDEN.

Christopher Inghes, charge d'affaires, at Stockholm.

Consuls. David Erskine, at Stockholm; C. A. Murray, at Gottenburg; Heinrich Janson, at Besgeu; —, at St. Bartholomew.

#### DENMARK.

Henry Wheaton, charge d'affaires, at Copenhagen.

Consuls. John Raynal, at Copenhagen; Nathan Levy, at Island of St. Thomas; Joseph Ridgway, at Island of St. Croix.

#### PRUSSIA.

Consuls. William T. Simons, at Elbervelt; Frederick Schillow, at Stettin.

#### SAXONY.

Consul. C. F. Goehring, at Leipzig.

#### HANSEATIC TOWNS.

Consuls. John Cathbert, at Hamburg; Joshua Dodge, at Bremen; —, at Lubec; Ernest Schwendler, at free imperial city of Frankfurt on the Main.

#### ITALIAN STATES.

Consuls. Thomas Appleton, at Lghorn; James Ombrosi, at Florence; Robert Campbell, at Genoa; Victor A. Bassero, at Nice.

ROMAN STATES, and KINGDOM OF THE TWO SICILIES.

Consuls. Felix Cicognani, at Rome; Alexander Hammet, at Naples; Benjamin Gardner, at Palermo; John L. Payson, at Messina.

#### SPAIN.

Consul. David Offley, at Seoytra.

#### BARBARY POWERS.

Consuls. Samuel D. Heap, at Tunis; Daniel S. McCauley, at Tripoli; James R. Leib, at Tangier.

#### UNITED MEXICAN STATES.

Consuls. James S. Wilcocks, at Mexico; George R. Robertson, at Tampico; Thomas Reily, at Augustuleo; Harvey Gregg, at Acapulco; James James, at Vera Cruz and Alverado; Daniel W. Smith, at Metamoros, or Refugio, on Rio Grande; John S. Laughan, at Chihuahua; James Davis, at Chihuahua; James Leacock Kennedy, at Guaymas; Maxatlan and San Blas; David G. Burnet, at Galveston; —, at San Antonio; —, at Guazacaocac; C. W. Davis, at Petic and Guaymas; Daniel N. Pope, at Tobacco; John W. Langdon, at Laguna, I. del Carmen.

#### REPUBLIC OF COLOMBIA.

Consuls. Robert B. McAfee, charge d'affaires to New Granada, at Bogota.

Consuls. John M. Macpherson, at Carthage; J. G. A. Williamson, at La Guayra; Alexander Danouille, at Santa Martha; —, at Guayaquil; —, at Maracaibo; Frankia Litchfield, at Porto Cabello; J. B. Ferrand, at Panama; Thomas F. Knox, at Angostura.

#### BRASIL.

Ethan A. Brown, charge d'affaires, at Rio de Janeiro.

Consuls. John Martin Baker, at Rio de Janeiro; Woodbridge Odlin, at San Salvador; John T. Mansfield, at Pernambuco; Abraham E. Smith, at Para; Joshua Bond, at Montevideo; Charles B. Allen, at Island of Maranhim; Isaac Austin Hayes, at Rio Grande; George Black, at Santos; Lemuel Wells, at Island St. Catharine.

#### REPUBLIC OF CENTRAL AMERICA.

Consuls. Charles Savage, at Guatemala; G. Coursault, at Truxillo.

#### REPUBLIC OF BUENOS AYRES.

Consul. —, charge d'affaires, at Buenos Ayres.

#### CHILE.

Consuls. John Hamm, charge d'affaires, St. Jago de Chile.

Consuls. Thomas S. Russell, at Valparaiso; Daniel Wynne, at St. Jago de Chile.

#### REPUBLIC OF PERU.

Consuls. Samuel Larned, charge d'affaires, at Lima.

Consuls. William P. Taylor, at Quica, Arica and Arequipa; Asa Worthington, at Lima; —, at Payta.

#### HAYTI, (ST. DOMINGO.)

Consuls. F. M. Dimond, at Port au Prince; William Miles, at Aux Cayes; Samuel Israel, at Cape Haytien.

#### SANDWICH ISLANDS.

Commercial agent. John C. Jones, jun. at Sandwich Islands.

#### CHINA.

Consul. John H. Grosvenor, at Canton.

#### TRKEY.

David Porter, charge d'affaires, at Sublime Porte.

William B. Hogsden, drogoman, do.

Consul. Frederick E. Bunker, at Constantinople.

LIST OF CONSULAR AGENTS RECENTLY APPOINTED.

Agents. Places. Date of appointment.

W. B. Llewellyn, Salonica, 21st December, 1851.

Dalmas Devenant, Stancho, 11th January, 1852.

Emanuel Samarissa, Tenedes, 11th January, 1852.

John Gliddon, Alexandria, 19th January, 1852.

Jasper Chasscaud, Damascus, do.

Beiron, do.

Halbec, do.

Said, and the towns within their limits, do.

Jerusalem, and the city and port of, do.

David Darmon, Jaffa, 19th April, 1852.

D. Bonnal, Canca, 11th July, 1852.

Nich's Lucn Perick, Bronas, 11th July, 1852.

Dr. Marino Lazzaro, Dardanelles, 9th October, 1852.

# NILES' WEEKLY REGISTER.

FOURTH SERIES. No. 21—VOL. VIII.] BALTIMORE, JULY 20, 1833. [VOL. XLIV. WEEK No. 1,139.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

☞—The editor has not only neglected his usual correspondence with many valued friends, but has been compelled to postpone the presentation of several long papers, on important statistical subjects, for which the chief materials were collected some months ago—not on account of what may be properly called bad health, but because of a general inability to labor with his mind or body as heretofore—and both need a brief relaxation, to regain strength. For the last twenty-two years, the editor truly believes that he has been engaged in actual business, (and nearly all at the desk), not less than fifty-four hours a week, for an average of the whole period, and it is not at all extraordinary that he should, sometimes, feel the general inability spoken of. Every bow, if expected to retain its elasticity, must now and then be unbent; and it is the present intention of the editor, in the course of a few days, to start on a journey that will occupy four or five weeks—hoping to return and resume his seat with a renewed power to merit the liberal and kind support which he receives.

In the mean time, the ordinary business of the REGISTER will go on as usual, and he also expects to contribute much to its contents.

☞—Certain movements are making with a seeming design to create a new and premature and ardent agitation of the tariff question. We hoped that this might have been avoided, at least "for a season"—and shall not do any thing to provoke it; though it is our intention to do all that we can to keep the PROTECTING PRINCIPLE alive, and convince the people of the United States of the necessity of perpetual vigilance; and that, though the friends of domestic industry have been brought to a pause, they must not suffer themselves to be disunited, nor permit a suspicion to prevail that they have abandoned their opinions, in despair of the future. BETTER TIMES ARE A-HEAD! Facts will present themselves to dissipate the fool-notion, that high duties, on goods imported, are necessarily burthens on the people—and to show that they oftentimes are most substantial benefits.—THAT PRICE IS ALWAYS MEASURED BY THE MEANS OF PAYING IT; and that three-fourths of the interest in MANUFACTURES is in the OWNERS AND CULTIVATORS OF THE SOIL. AS JOHN ADAMS said in 1776, when supporting the claims of his country to independence, we say—that "sink or swim, live or die, survive or perish, we give our heart and hand to this measure," in a solemn belief that the protection of free labor in the United States is indispensable to the peace, liberty and safety of our countrymen; and that the enjoyment of such protection is a "natural and unalienable right."

With the views just stated, we propose, in the course of a few weeks, to commence a regular and calm discussion of principles, and their effects—with the hope of being able to present some things in such lights as will give confidence to the friends of the "AMERICAN SYSTEM," and weaken the virulence of its mistaken opponents. Of those who have used "the tariff" to accomplish their own reasonable or ambitious purposes, we have no hope; and, if they will go headlong to destruction—why let them! There is no class of persons, in our opinion, so deeply interested in the preservation of that "system," as those who most violently oppose it. Passion will not permit them to observe the "SIGNS OF THE TIMES." We shall hoist the banner to the head of the waist—not in defiance—but as evidence of our confidence in the Justitia of the cause, with a consciousness, also, of an ability to keep it proudly floating there. We—though only of the rank of a "cabin boy," will not "give up the ship," until the captain [which is the people], shall say "douse the stripes and stars!" That "command" being heard, we shall humbly submit—but, until then, have resolved to do what we think is "duty."

We learn from the "Pennsylvaniaian" that the health of the president is tolerably good, considering the fatigue he has recently encountered; and "that he will probably retire for a Vol. XLIV—Ste. 33.

short period from Washington, to enjoy the cool breezes and bracing air of the Rip Raps."

We insert the address of Mr. Biddle, on laying the corner stone of the Girard college, at Philadelphia, as well because of the beauty of its composition, as for the liberal and enlightened principles which it proclaims.

The letter mail bag, or "Pouch," was missed between New Brunswick, (N. J.) and New York, in the night of the 5th inst. and no doubt stolen. The postmaster, at New Brunswick, in offering a reward for the recovery of the mail, &c. gives a list of checks and drafts which are known to have been in the mail, and also mentions considerable sums of money, which had been also reported to him.

Under the head of "electioneering in Vermont" will be seen a new move in politics. The Jackson and anti Jackson parties have united, to put down the anti-masonic—which is stronger than either of the other two, but much weaker than the two united.

The violence to which parties have proceeded in this state, cannot be duly esteemed by the people of the south and west, who are free from the "anti-masonic excitement"—which does not appear to have reduced its action, though the masonic lodges have generally surrendered their charters and dissolved themselves, as we see it stated in some of the Vermont papers; and it is on this ground that the national republican and Jackson parties have "coalesced."

The fathership of nullification is disputed in South Carolina. The Aenor having been claimed for gov. Hamilton, has produced considerable discussion. The parties acknowledge Mr. Jefferson as the original of the doctrine—but they have not agreed upon the author of its revival. We rather think that it belongs to Dr. Cooper, and see that he was so toasted on the 4th of July, at Columbia:

"By Dr. M. H. DeLeon—The father of nullification, Dr. Thomas Cooper: He has been the patron of free principles in two hemispheres, and is most valued where he is best known."

Our much esteemed fellow townsman, Charles S. Walsh, esq. late secretary of legation of the United States, at Madrid, died on a journey from that city towards Valencia, whither he was proceeding for the sake of his health—being afflicted with a confirmed consumption. He was a gentleman of fine talents, and highly accomplished, and only 39 years old.

One petition has been presented to the British parliament for the immediate abolition of negro slavery, that was signed by 800,000 women—and another by nearly 200,000 more. The whole number of signers seems to have been almost two millions! The question has become a national feeling—and such feelings, in seeking their own gratification, pay little respect to consequences; and things which may be right in themselves, are oftentimes brought about in a wrongful manner. It seems almost beyond a doubt, that slavery will be abolished, and speedily, in the British West Indies.

There has been a grand display at the court of England. The queen, the princess Victoria, heiress of the throne, and her mother, the duchess of Kent, were splendidly dressed—all the particulars of which are described, and every article, it is proudly stated, was of "British manufacture."

This is right. The lord chancellor significantly sits upon a sack of wool—but a late American "statesman" said that "he would go twenty rods out of his way to kick a sheep!" How uneasy then would he have felt on the wool-sack, sitting as lord chancellor of Great Britain?

There has been a great deal of excitement, and sundry revolutionary movements in Mexico—in which blood was shed. The bottom of the business may, perhaps, be understood by

quoting the following article set forth by one of the bands of conspirators:

"Art. 1. This garrison protests that it will sustain at all hazards the holy religion of Jesus Christ, and the canons and privileges of the clergy and of the army, threatened by the intruded authorities."

We had hoped that the day of such things was nearly passed away. The religion of Jesus Christ is not one of persecution or blood-shed. The fanatics were put down. Santa Anna had behaved well.

A letter from Vera Cruz dated June 15, says—

"There has been another revolution attempted in the interior, but is so nearly smothered as to cause no fears. Every regiment pervades every department, and the states are all in arms to support it. This crusade will end like all others—in disaster to the party that got it up. Santa Anna was betrayed and made prisoner by Arista, but escaped. A death blow will now be given to the priests and gauchupins as well as their friends; many have been seized and made prisoners. Among them are numbered Terran Fontula and Almirante; and of Mexicans, Ramera Serena and Morand, (extants of veranaces), &c. Depend upon it all is safe, and it will make the government stronger and more respected."

The king of Spain has resolved to establish the succession on his infant daughter Maria Isabel Louisa, in failure of a male offspring, and had summoned those who have a right to vote in the cortes to appear in the church of the royal monastery of St. Jerome on the 29th June last, to take the oath of allegiance to her.

Spain is filled with highway robbers and church robbers—and some of the provinces are almost covered with locusts.

Mr. Webster arrived in Baltimore late in the afternoon of Monday last, and departed in the steamboat for Philadelphia next morning, at 6 o'clock, A. M. He expressed great pleasure in having witnessed the wonderful growth and prosperity of those parts of our country which he had visited—and seemed much gratified with the generous and kind attentions which had every where been paid to him, and by persons of every political party.

We received yesterday the "Pittsburg Gazette" of the 16th, containing a sketch of Mr. Webster's speech delivered in that city, as reported by Mr. M. T. C. Gould, the stenographer—which we shall publish next week.

We have a copy of col. Drayton's farewell address to the Washington society at Charleston—and shall give it a place, on several accounts.

The present year will be long and awfully remembered in Kentucky—for the "scourge of the human race," the mysterious and terrible cholera, has passed over most parts of the state, and, in some, decimated the people in ten or twelve days—and then retired, as if appeased with the sacrifice made! Many of the best and most valued inhabitants of Kentucky have fallen victims to this disease. It seems to have abated, in general—but at some places still fearfully raged. It will afford pleasure to many to learn, as we have been informed—that Mr. Clay, and his family, had not been afflicted.

We have just received a letter from a highly respectable gentleman, resident in the south-western part of Louisiana. He speaks of the cholera in fearful terms—and says that some of the planters have lost one-fourth of their working hands! And even when it shall please Providence to arrest the disease, it is believed that a large part of the growing crops will perish—for the want of laborers to secure them in season.

The cities and towns on the sea-board of the United States are, in general, rather more healthy than is usual in the present season of the year. We do not hear of cases of cholera in any of them.

It is not easy to imagine the march of population and business in the "great west." Think of thirty-five huge steamboats lying at Louisville, at one time, receiving or discharging their cargoes—then look at the map and see where that city is located! Proceed north, and enquire what is doing on the shores of lake Erie, &c. where the Indian had his "home" less than 20 years ago, when the tomahawk and scalping knife of the savage were bathed in the blood of our people, and the wildness of desolation

had perfect dominion! In the present year, up to the 13th inst. there had been 230 arrivals of vessels at the port of Cleveland, (last year, for the same time, only 142) and about as many departures! Then think of lands being leased in Cincinnati at the yearly rent of 33 dollars the foot front—about three dollars an inch! Such are mere types of the mighty benefits which are flowing upon us, because of the protected and excited industry of laboring freemen.

"THE INCLINED PLANES." We never passed these planes on the Baltimore and Ohio rail road without some degree of apprehension, until Monday last, when returning from Frederick—though assured that all necessary guards for the safety of passengers had been provided, and were daily examined, lest they might get out of order. This confidence was the result of an accident which happened on the preceding Saturday. When descending the plane No. 3, at a rate of not less than ten, and perhaps of twelve miles an hour, being near the foot of it—the horse fell; but such was the vigilance of the driver and his assistant, and so great the power of the breaks, that the heavily laden car was stopped before any of us knew the cause of it, and the horse did not appear to have suffered an injury, though his hind legs were lying on the rail! He was much frightened—but, gathering himself up in one or two minutes, he was put into his place again, and performed the remainder of his trip with a fine spirit, and at perfect ease. On being released, we could not observe any lameness, or hurt—though some one said that a part of his skin, "of the size of a cent," was rubbed off.

The knowledge thus obtained will render it hard in us to excuse an accident happening at the inclined planes; for, unless because of some very extraordinary circumstance, it must be the result of pure carelessness. And against that we have the best guarantees possible, in the interest of the company, and the employment, only, of steady and discreet and respectable persons, having charge of the cars. We have frequently travelled the whole line of this road, and never once observed the least disorder in the management of the transportation—so far as the safety of individuals was concerned; but most add—that there is a great want of attention to seeming trifles that add much to the comfort of travellers, and which without interfering with the urgency of journeys on business, induce persons to make pleasurable excursions, as to take their wives and children with them.

#### THE CHOLERA.

We shall give up, for the present, our brief notices of the progress of the cholera, through the west—for we observe that they are subject to numerous errors.

The disease has swept over nearly all Kentucky—and in several places it carried off one-tenth of the inhabitants! It raged in some of the small towns, and in certain of the counties—but, on the whole, seemed to be decidedly retiring. In one instance, 12, out of a family of 13, had died!

A few cases now and then occur in different parts of Ohio, Tennessee, Alabama, Missouri, (Western) Virginia, Louisiana, and at Pittsburg, &c. and in Maryland, near Williamsport, among the laborers on the canal.

A letter dated Williamsport, July 9, says—"A very appalling circumstance occurred among the first cases which we had. On the afternoon of Sunday week, a female was attacked at one of the shanties, a mile above town, and a messenger was despatched for the doctor instantly. Dr. Finley went up and remained a time with her, but her situation was such when he got there, as to preclude all hope of recovery. He returned to town, and had scarcely taken his seat in the house, when their messenger came for him with the tidings that their first case for him was very sick. He remounted to visit him, and found him in the collapsed stage.

hours from the first attack, and when he saw her above all health. The men have all deserted the line for their health, and more than 500 men have gone off during a week. They have not removed a great distance; some have rented cabins and huts in the country above; others have gone to the national road, near Cumberland; and many (as I was informed by a gentleman yesterday) have erected shanties in the mountains to remain in until health is restored. Eight cases occurred yesterday after dinner, and all are dead."

New Orleans is not restored to health—but the number of deaths is comparatively small. On the 25th ult.—26. A letter of a later date says the interments were only 15. Present population about 30,000.

The cholera was raging with great malignity in Lisbon, at the date of our last accounts.



A Frankfort, (Ky.) paper says: "In many parts of this county chickens and other fowls have died in great numbers with all the symptoms of cholera. A gentleman of our acquaintance administered *spiritus of camphor* to several chickens which were apparently near death, and they instantly revived and speedily recovered."

**PICKPOCKETS, &c.** The whole country seems infested with pickpockets, and other robbers of the meanest and most second-rate grade. Not almost every day bear accounts of their depredations and in large amounts. England seems to have the honor of giving birth to a majority of these "artists." The highway robber stands in the relation of a gentleman to a boor, when compared with such sneaking villains. We hope that the legislature of Maryland will, at the next session, "give rank" to pickpockets and their kindred, by placing their offenses highest on the list of crimes against property, except man-stealing—that persons convicted may be taken care of, and taught to apply their nimble fingers to the hammering of granite, for a goodly number of years, without a hope of pardon, before the termination of the periods to which they shall be sentenced—for the hearts of these persons must be "desperately wicked." Gangs of them followed the president in his tour, and, probably, abstracted pretty near 50,000 dollars from the pockets of house-men, collected in crowds to pay respect to the chief magistrate—and Black Hawk also yielded them a rich harvest. They are provided with many scientific instruments, and are exceedingly dextrous in the use of them. They are generally well dressed, and have the manners of respectable persons, and pass round individuals on board of steamboats, &c. who are called upon to pay their fare, to discover the pockets in which money is deposited, &c.

**AMERICAN NAVIGATION.** Never was the effect of protection more clearly demonstrated than in the success which attended the *nursing of our navigating interest*. It was protected—**EFFICIENTLY PROTECTED**, from the start of our government, as well by high discriminating duties, as by the **CANNON LAW** of the nation, for twenty-five years—and then had reached such power as not only to protect itself, but to demand, even of England, a relaxation of her navigation laws, and obtained it! With the same policy extended to manufactures, resolute and unyielding as applied to navigation, and to be relaxed only on the principles of pure reciprocity in trade, the like success would have attended that far more important branch of industry, within the same period; and we might already have said, to all the world, we will receive your goods on a simple revenue duty, if you will so receive ours—with this consideration, however, whether the American laborer, who eats meat freely three times a day, if he pleases—should be placed in competition with a European laborer, who cannot eat meat, freely, three times in a week!

These thoughts occurred on reading the following from the London "Times" of the 28th May last—

No question of commercial, financial, or economical policy has ever excited greater interest or anxiety among the great body of merchants, ship owners, and tradesmen of the metropolis, connected with the traffic or the supply of the colonies, than the proposed abolition of negro slavery; accordingly, no city meeting was ever more numerously attended, or more zealously watched, than the assemblage of the West India body collected yesterday at the city of London tavern.

We were rather amused to observe the dexterous manner in which certain honorable ship owners attempted to repeat his old objections to the "reciprocity system" on a question of negro emancipation; but we cannot think that his execution was so happy as his design. His allusion to America was certainly very unlucky, and his want of success ought to counsel him not to venture beyond the Sound or the Baltic trade. The proposition of our trade with the United States carried on in British bottoms last year did not amount, he assures us, to more than 1/10th of that carried on in American bottoms! Has this quantity altered of late; and, if so, for what cause? Is it, from the reciprocity system, which has existed with the United States of America since 1815, and which, indeed, was the result of a treaty that subsequently became the model of all our similar compacts with other commercial and maritime states.

The Americans refused to trade with us on any other conditions, and what we were obliged to concede to the powerful government of the United States we could not refuse to the more feeble commercial navies of northern Europe. Hence the origin and justification of that change in our navigation laws which Mr. Young is so zealous to contest, but which no English government could at first have prevented, or can now alter, without entailing on ourselves greater evils than we inflict upon others. We may mention by the way, for Mr. Young's benefit, that the Americans have in this respect followed the policy of Great Britain, and that still their enterprise is such as to give them a manifold advantage over all other nations who take their produce or trade at their shores. In the year ending September,

1850, of a total of imports amounting to the value of \$70,576,920, only 4,841,181 were imported in foreign vessels!

**EGYPT.** This empire, or kingdom, or by whatever name it may be called, is now more powerful than that of the Ottoman Porte. The "slave" has, at least, become the equal of the "master;" the vassal, with more talent and energy and ambition, has dictated terms to his lord—and won, for himself, independence and sovereignty—as well as obtained means to compel a due respect for both. Thus an old nation (under new circumstances), is restored—and Egypt, if the policy of Mehemet Ali is pursued, may again become a distinguished seat of the arts, as well as of arms; and, exerting a mighty influence over the adjacent tribes, or nations, materially change the character and conduct of many millions of the human race—reaching even the dark centre of Africa, and gathering under one head the whole of the Arab races, those alone excepted whose "home" is in the desert, and "whose hands are against every man."

Neither the present population or extent of Egypt (proper) as now established, seems settled, because that the extent of the new territories in the south, is not ascertained. A large part within its limits is in deserts; but the valley of the Nile is exceedingly fertile, and there are large tracts of tillable land high up that famous river. The population that was subject to the pasha of Egypt has been estimated at from 2½ to 4 millions. We should suppose it nearer to the latter than the former. Syria, a vast country, is added, with a population of more than 2,000,000; Adan, which lies on the north eastern part of the Mediterranean, is populous—and the island of Candia, happily located, has about 300,000 inhabitants; and to these is yet added, in fact, the whole of cultivated Arabia, with the charge of the "tomb of the prophet," &c. having absolute jurisdiction over Jerusalem, or Palestine, now included in Syria. We should roughly guess, that the whole population under the influence of the Egyptian sceptre, or sword, cannot be less than ten millions, and, perhaps, may considerably exceed that amount—inhabiting what has been, (and again may be), some of the most delightful regions of the earth—fitted to all the occupations of man in the highest state of civilization and refinement, and which, under a good government, would soon again teem with densely placed millions of people.

The opening of a canal, or making of a rail road, (either of which is within the means of Mehemet Ali), from the Mediterranean to the Red Sea, would have as great an effect, on his country, as the introduction of steamboats has yet had on our own mighty rivers of the west, and restore Alexandria to her ancient rank as a seat of commerce.

**ONWARD—STILL ONWARD.** We understand, says the Village Record, that a contract has been entered into by the operators of the marble quarry of John R. Thomas of the Valley, to furnish two hundred thousand feet of marble for the Girard college. The Pennsylvania rail road, when completed, will give value to many productions of the county, which, without it, might have lain dormant for centuries. We state, as a fact deserving of notice, and with the hope that it may be useful to those who have limestone or other quarries of mines, which they have either abandoned, or wrought with difficulty, from the quantity of water which impeded their progress, that a siphon has been constructed and introduced into the quarry, which conveys the water off by a constant stream, permitting and facilitating the operations of the workmen.

It is thus to every state of the union in which internal improvements have been made; and if the proceeds of the public lands were applied according to the provisions of Mr. Clay's bill, there is no calculating the amount of the benefit that would flow from the proceeding. The three millions that would (probably) be divided among the states every year, would, perhaps, set a new value of thirty millions, annually, into motion.

The Baltimore and Ohio rail road has caused a new business. It would be quite safe, we think, to say, that a thousand grants are now submitted by the quarrying and dressing of granite; and the road also gives an easy access to the best quarries of limestone.

**WOOL.** Fifty bales of Buenos Ayres sold at auction, in New York, at 7½ cents—sale stopped. Sales at Philadelphia—prime Saxony 60 cents—sale stopped; 65 offered and refused; full blooded merino 42 cents; 4 and 7-8 blooded 43 cents—sales stopped. There is a brisk demand for fine and light fleeces wool.

**THE OVERSLAUGHT.** The Albany Evening Post of the 10th inst. says—The schooner Crescent, from Martinique, with a

cargo of molasses, to Mr. F. Quarles, of this city, has been two days upon the Oversteigh! Is it not strange—very strange—that while the West India vessels of our citizens are constitutionally bound to pay revenue to the United States, it should be declared "unconstitutional" for the United States' government to furnish for these vessels an unobstructed navigation? We should be gratified to know whether gov. Marcy does not have queer dreams about his vote against an appropriation to improve the navigation of the Hudson river? Nothing but the recited evidence of the fact, could keep us assured of its existence. Duty, justice, reason and patriotism, all exclaim against the probability of such a vote! A senator in congress from the great and patriotic state of New York, and vote against a bill to improve the navigation of the noblest river in the world!! A citizen of Albany, and give a vote which cripples its commerce and blasts its prosperity!!!

**THE WEST INDIAN TRADE.** English vessels, says the New York Daily Advertiser, are constantly arriving at this port with cargoes from the West Indies. Here they reload with cargoes of provisions, flour, &c. and clear for St. John's, or some other near port in the province, discharge, pay the trifling warehouse duty, and proceed again with their cargoes to the West Indies. By this circuitous route they avoid the duty imposed on American produce, and succeed in securing to themselves all the carrying trade to and from the West Indies.

**MOISTURE IN FLOUR.** Most important researches have recently been carried on by M. M. Payen and Person, on the several points in the chemical history of bread, flour and grain. Their observations are not yet published in detail, but we select the following as being of the very highest commercial dietic importance. They have found, that 100 parts of flour, sold as dry, and imparting no moist stain to bluing paper, contain, under ordinary atmospheric circumstances, 10 per cent. of water, and but 81 of dry or nutritive matter; that flour exposed to moist air contains as much as 23 per cent. water, that the finest flour employed by the bakers, contains 16 per cent. under ordinary circumstances. In summer, these proportions of water are reduced, but they are remarkably increased in moist weather. Thus, the quantity of flour which by weight, at the rate of five per cent. of water, would produce 150 lbs. of bread, will produce but 137½ lbs. when the same weight of flour is purchased in long continued wet weather. The price of flour should consequently, in all seasons be based on the true quantity of dry matter it contains, and which a simple and rapidly performed experiment would exactly indicate. Thus, by placing 100 grains of flour on a plate, and heating this on a vessel of boiling water for an hour, the loss sustained will denote the precise quantity of water mixed with the flour. The facts ascertained by M. M. Perz and Payen are published in outline in the last number of the Journal de Chimie. [Lancet.]

[We some time ago noticed the apparatus of Mr. Nathan Tyson for disengaging the water from flour, when being manufactured, with a view to its better preservation in warm countries—and are happy to learn that experience amply supports the good opinion entertained of his invention. The flour thus made, will not only keep sweet longer, but must be more valuable than other flour because of the weight of the water discharged.]

**CINCINNATI.** We learn from the "Daily Advertiser," that ground on the public landing of that city, has been recently leased at thirty-three dollars the foot front, per annum. The length of the landing is 1,020 feet. Other instances of the great value of lots in Cincinnati are mentioned—and its rise has been rapid, within the last six or seven years.

**AN IMMENSE ESTATE.** It has been reported in a Philadelphia paper—that the chancellor of New York had decided in favor of the claimants in the important case of the Trinity church, which has been contested in law for many years, and which involves property to the amount of twenty-five millions of dollars; one of the principal heirs to which, we learn, is Mr. George Brewer, of Kensington, in this city, an elderly gentleman, in moderate circumstances, formerly a clerk in the old United States bank. It is stated that they have made a further claim to one hundred and thirty acres more, situated in the centre of the city of New York, which, with the other lands, will not only embrace the church, but its revenues, as well as some of the most valuable real estate in that city. This property has been a subject of dispute ever since the close of the American revolution.

The New York Journal of Commerce copies the preceding and says—"That a suit has been commenced against the corporation of Trinity church, having for its object to dispossess said church of its immense real estate in this city, is very probable, and in fact true. But in this there is nothing very alarming or very novel. Many suits have been commenced at different times against Trinity church for the recovery of this property, but they have uniformly failed, and we have no doubt this will,"

**WASHINGTON.** The following toast was given, at Lynchburg, Virginia, on the 4th instant:

**The memory of Washington.**—When temples and trophies shall have mouldered into dust—when the glory of other names shall be but the legends of tradition, and the light of other achievements live only in song—*Washington* will rise again in the sky of our FRANKLIN, and glory rekindle in the light of her own WASHINGTON.

**COL. DRAYTON.** At a dinner of the Washington society, in Charleston, on the 4th July, at which Col. Drayton was present and presided, the following toast was offered by one of the vice presidents:

**The hon. William Drayton.**—The patriot "without fear and without reproach"—estimable in private, illustrious in public life—all the ends he aims at, are his country's.

After the enthusiastic applause with which this toast was received by the company had subsided, Colonel Drayton rose and returned in a laudable manner his acknowledgments for the honor done him; he then entered at some length into the questions connected with South Carolina's local politics and party divisions, and triumphantly vindicated his course in congress in references to them, and concluded with an affecting allusion to his approaching departure from the state, bidding those around him an impressive and affectionate farewell. His parting acknowledgments and benedictions were received with deep emotion.

**A TOAST.** The "Pennsylvanian" finds fault with the "democratic" committee, for permitting the following toast of the late mayor of Philadelphia to be published!—regarding it as an attack upon both president Jackson and governor Wolf!

By Benjamin W. Richards, 3d vice president. True democracy—The free will and free choice of the people; not the alike official dictation, official patronage, and the delusive and treacherous machinery of official leaders.

**MAINE.** We sometime since noticed a great sale of wild lands in Maine, at very high prices—concerning which the "Portland Courier" says—

This subject at present excites a good deal of interest. There is a uxtary languor over it, which nobody herabout can solve. Five or six townships of land belonging to the state of Massachusetts, after being advertised some months in the papers of several states, were sold at auction at Bangor a week or two since for a sum but little above four hundred thousand dollars. The collection of people at the sale was very great, and scores of them leaving came from a great distance. The expenses, including time and money, must have been some thousands. The minimum price at which the lands were to be put up was one dollar per acre, and they would have been sold at that price if no more had been bid. Some land dealers from this place who attended the sale, had made up their minds not to give more than seventy-five cents an acre. The sale commenced, and the bids ran far above the expectation of every one, and they were finally all struck off at more than three dollars an acre, and some of the townships at nearly four dollars. Mr. Ralph Huntington, of Boston, was announced as the purchaser of the whole.

But lo! and behold, as soon as the news reaches Boston, Mr. Huntington appears in the public papers, and denies having any knowledge of the transaction, or being in any way directly or indirectly concerned in it. And reports say that the individual who bid the lands off is irresponsible, having no property.

Here was a pretty tangle of fish, as Faddy would say. People at the first blush, started and laughed at what they considered the most splendid joke, the most sublime and magnificent hoax on record. But after all, is not this quite too serious a business to be suffered to pass off as a joke? Ought not the authors of it to be made to smart for the deep injury they have inflicted not only on the land interest of the two states, but on a great number of individuals also? For it will for a while have an injurious effect upon land sales, and may affect many persons very sensibly.

We put the question to Mr. Coffin, the land agent of Massachusetts, who superintended the sale, whether his duty to himself and the public does not require him to probe this affair to the bottom, and ferret out the secret authors of it, if there are such, and arraign them at the bar of public opinion. At any rate, it is due to his own reputation to make a statement to the public of the circumstances of the sale, and if he has been deceived, to show if he can, that it was no fault of his.

**VIRGINIA.** The treasurer makes the following exhibit of the public funds on the 1st day of July, 1852.

In the bank of Virginia	-	-	\$190,229 05
In the Farmers' bank	-	-	177,574 57
Total in both banks	-	-	\$367,803 62

The statement which we annex of the amount of inspected tobacco in this state, during the year ending the 30th of June, and of the difference between this year's crop and the preceding, have been furnished us by a merchant in this city, whose name alone assures us of its correctness.

	Passed.	Refused.	Stock.
Richmond	3,271	3,445	15,185
Petersburg	5,214	3,265	1,497
Lynchburg	5,885	1,625	1,644
Farmville	1,909	1,800	146
1851	13,689	10,905	16,452
1852	14,265	11,267	16,408
Decrease	-	576	1,759

[Richmond Compiler.]

SHIPPING AND EMIGRANTS AT QUEBEC. Comparative statement of arrivals, tonnage and emigrants, for the last four years, up to the 9th July in each year.

Years.	Vessels.	Tonnage.	Emigrants.
1829	99	99,98	6,528
1830	491	106,859	15,935
1831	497	130,051	22,327
1832	544	146,112	33,848
1833	473	122,697	19,269

This shows a great falling off. It is probable that the ravages of the cholera, last year, have chiefly checked emigration in the present.

THE INDIANS. A letter from brigadier general Atkinson to the commander-in-chief, published in the Globe, states that the Winnebago Indians are removing peacefully from the ceded lands. The Pottawatomies intend also to sell out and remove beyond the Mississippi, after raising their present crop.

Black Hawk and suite arrived at Buffalo on Friday evening, the 28th ult. and left there on the Sunday morning following, in the steamboat Uncle Sam, for Detroit. They availed themselves of the opportunity, while at Buffalo, to visit the Senecas in that neighborhood.

INDIANS IN MASSACHUSETTS. Scattered remnants of the aborigines still linger in various parts of the state; but chiefly in the south eastern quarter, about Buzzard's bay, and on the island of Martha's Vineyard. Their united numbers are about 750. They are all under the guardianship of the state government, and are not allowed to alienate their lands but by consent of the overseers appointed by the state to look after their interests. The society for propagating the gospel among the Indians, furnishes them with ministers and teachers. At Martha's and Martha's Vineyard are settlements containing 600 souls, who own 18,000 acres of land in common. They are all except 50 or 60, of mixed blood, mostly by intermarriage with whites. Some of them have gardens and cultivated fields, but their chief sources of income are the wood on their lands, the pipe clay of the island, and the pasturing the cattle of the whites. Many of the young men are employed in the whale and other fisheries, and are skillful and industrious. They have forgotten their ancient names and nearly all the Indian language; most of the children read and write. [Toussain Gaz.

HEALTH OF SPAIN. Navy department, July 8. The fleet surgeon in the Mediterranean, under date of April 4, on board the frigate United States, writes—

"But one death from sickness has occurred in the squadron for three months, which was on board this ship, being the first victim of disease since leaving America. No death has occurred in either the Constellation or the John Adams during the last three months."

TIME OF THE PRESIDENTIAL ELECTION. The "National Gazette" some months ago said—Among the reforms needed, we are inclined to place the adoption of one and the same time, and space of time, throughout the United States, for the election of electors of president and vice president of the United States. Under the present diversity of period, the results of a struggle in one state, Pennsylvania, for instance, have a sensible influence over those of others, where the election is held later; and it may happen, as is the case now, that the absolute success of a candidate is ascertained before several of the states have opened their polls. The knowledge of this fact damps zeal and exertion, and prevents many citizens from voting at all, as they then deem useless the exercise of their right of suffrage. But it is always of general importance that the real relative strength of candidates and parties in every division in the union should be determined and promulgated.

7—This is not an unimportant suggestion—and the subject may now be taken up, considered and decided, uninfluenced by political parties.

THE GOVERNMENT DEPOSITES. Inquiry having been made of us why the years and days, in the house of representatives, on the question of the continuation of the deposits of government funds in the bank of the United States, have never been published, we find, on examination, that the fact is so. The omission was of course accidental, or inadvertent. We have prepared a copy of them, and subjoin them.

The question being stated on the 2d day of March on agreeing to the following resolution, reported by the committee of ways and means, viz:

Resolved, That the government deposits may, in the opinion of the house, be safely continued in the bank of the U. States. The yeas and nays having been ordered thereupon, the question was decided as follows:

YEAS—Messrs. Adams, C. Allan, H. Allen, Appleton, Arnold, Ashley, Babcock, Banks, N. Barber, J. S. Barbour, Barnwell, Barringer, Barstow, I. C. Bates, Briggs, Bucher, Burd, Burgess, Cahoon, Choate, Claiborne, E. Cooke, Bates Cooke, Cooper, Cowdin, Coulter, Craig, Crane, Crawford, Creighton, Daniel, Davenport, Davis, Dearborn, Denney, Dickson, Drayton, Draper, Duncan, Ellsworth, G. Evans, J. Evans, E. Everett, Horace Everett, Ford, Gilmore, Grennell, Griffin, H. Hall, Hawes, Heister, Hodges, Howard, Hughes, Huntington, Irie, Ingersoll, Jarvis, Jenifer, R. N. Johnson, Kendall, H. King, Letcher, Lewis, Marshall, Maxwell, R. McCoy, McDuffie, Mc-

Intrye, McKay, McKennan, Meeker, Milligan, Muhlenberg, Nelson, Newman, Newton, Patton, Pearce, Pendleton, Pitecher, Potts, Randolph, J. Reed, Reuelier, Root, Russell, Semmes, Setball, W. B. Shepard, Smith, Stephens, Stewart, Storr, Sutherland, Taylor, T. T. Tamm, F. Thomas, Tompkins, Tracy, Verplanck, Vinton, Washington, Wainwright, Watkins, W. Whiting, F. Whittlesey, E. D. White, Wickliffe, Williams, Young—169.  
 NAYS—Messrs. Anderson, Angell, Archer, J. Bates, Boardsley, Bergen, Bethune, John Blair, Bouck, John Brodhead, Carr, Clayton, Connor, Dayau, Fitzgerald, Gaither, Gordon, T. H. Hall, Harper, Hawkins, Hoffman, Holland, Horn, Hubbard, A. Kizer, Linn, Mason, Lyon, Martin, Mason, McCarty, Mitchell, Pierson, Polk, E. C. Reed, Scott, Seigrist, Stanton, F. Thomas, W. Thompson, Wardwell, Wayne, Weeks, C. P. White, Worthington—46.

So the resolution was agreed to.

[Nat. Int.

MEXICAN REPUBLIC. We deplore the never-ending disturbances that take place in the new states of the south—but most confess that we expected no good for the people of them so long as they permitted the existence of an established religion. We refer not to any particular church. It is no matter what it is. But it is the quiescence of folly, to speak of liberty and justice in connection with an established church. It is the principle of the latter to domineer over and oppress the people, that the "fat things" may be gathered by the priests.

Extract of a letter, dated Vera Cruz, June 15th. "A disturbance having taken place on the 30th ult. in the neighborhood of Mexico, the president gen. Santa Anna, left the city with a small division to quell it. A few days subsequently the troops declared against the government, and placed Santa Anna under arrest; at the same time the officer concerned in the conspiracy published that he was at their head, and that he intended their movements. It was generally believed and we anticipated the proclamation of rebellion. Fortunately one of his aids de-camp escaped, and informed the vice president that Santa Anna was really a prisoner, and not concerned in the revolution, declaring that he would rather suffer death than prove a traitor to his country. This caused the people to rise en masse, and although the rebellion party threatened Mexico and Puebla, they did not succeed. Both parties were well prepared to resist; meantime no information being received from Santa Anna, the business became very mysterious, and great doubts were generally entertained yesterday at mid day, when an express arrived from Puebla, bringing the welcome information, that he had escaped from those who pretended to proclaim him dictator, and kept him a prisoner; that he was not concerned in the rebellion, and had escaped on board an officer of the guard placed over his person. In Puebla there was strong feeling of which he will now take the command. This revolution may, therefore, be considered at an end, and we presume measures will be taken to secure tranquillity on a firm basis."

FRANCE AND THE UNITED STATES. The Paris correspondent of the New York Courier, under date 23d May, furnishes the following information:

In the "Tribune;" I find the following, which may perhaps interest you:

"The Constitutionnel asks ministers the following question: Is it true that the treaty with the United States has experienced a commencement of financial execution? Is it true that a bill of five millions drawn on the French treasury, has been presented and paid within the last few days?"

"We assure the Constitutionnel, (says the Tribune)—to whom ministers will no doubt reply by a flat denial—that the treaty in question has been in the course of provisional execution for a long time past. Not only has the bill of which this journal speaks been accepted, but the treasury has entered into a number of other engagements, and has also given up securities. And it is expected that these preliminary arrangements will be urged to enforce the financial sanction of the treaty, if even it should be discussed. These five millions have been paid, and will continue to be paid, in like manner as those destined for the establishment of the Russian victory in the Morea, and those for the Antwerp expedition, &c."

BRIEF NOTICES.

We are happy in being able to state positively, that E. D. White, eq. of Louisiana, had nearly or quite recovered of the wounds caused by the explosion of the steamboat Lioness. A great "haul" has been made by Mr. Consable Hays, at New York. A jeweller's store was lately robbed, at New Orleans, of property worth 15 or 20,000 dollars—and information being sent to Hays, he secured, (as it is thought) all the property, and much other valuable goods—along with the fellow, an Englishman, who has been committed.

In the distribution of Utica and Schenectady rail road stock, the capital of which, it will be recollected, was subscribed several times over, the commissioners have given about \$50,000 to the city of New York—\$500,000 to the counties of Albany, Rensselaer, Saratoga, Columbia, Ulster and Dutchess—\$250,000 to Schenectady, Schoharie and Montgomery—and \$200,000 to Oneida, Herkimer and the other western and northern counties of New York. The commissioners each took \$10,000 of the stock to themselves.

Two boys belonging to American whale ships, have recently been taken off of Chatham island. They had been on the island

six months, and had subsisted during that period on raw terrapins.

Among the passengers in the Triton, at Boston from Cape of Good Hope, are 6 zebras, 2 elephants, 2 hyenas, 2 lions, 2 ostriches, 2 large baboons, 2 hedge hogs, and 2 eagles. Two ostriches were killed on the passage by some of the beasts.

Wied, in Baltimore, on the 12th inst. *Saviour Sterrett*, aged 77 years—a most worthy and much beloved citizen, and one of the oldest inhabitants of this city, having grown up with it from its infancy. He was engaged in the war of independence, and in the last war—and as brave a soldier as he was an accomplished gentleman. He was the first representative in congress from Baltimore, under the present constitution.

The cotton factory of Messrs. L. Beebe & Co. at Watertown, New York, has been destroyed by fire—loss estimated at from 150 to 300,000 dollars, only 25,000 insured. The fire is supposed to have been caused by spontaneous combustion.

Thirty-five steamboats were lying at the port of Louisville, on the 24th ult. all briskly being laden or unladen.

A Philadelphia paper says—There are now lying at Christian street wharf in Southwark, two schooners loaded with ice taken from rivulets in New England. This ice is of an elegant transparent quality and of unusual dimensions for this season of the year, a greater part of it exceeding thirty inches in thickness.

The New York American names professor McVicker as the American traveller to whom the brothers of the monastery on Mount St. Bernard are indebted for the discovery of anthracite coal on that mountain, and for the present of a *Not stove*.

A grand bull fight was given at Havana, on the 24th of June, for the benefit of orphans who lost their parents by the cholera. Seven bulls were turned out for slaughter, and the *picadores* and *matadores* are highly applauded for their courage and dexterity.

The Duke of Bourdeaux, who was born some forty weeks or so after the death of the duke de Berri, was christened Henri Dieu-donne; (*God given*), the Pennsylvania calls his new sister, the little Ann Marie-Rosalie, *Dieu donne*.

A New Jersey paper charges a person named Jacob Insley, with having violated the person of his own daughter, when only about 13 years old. Insley was 45 or 50 years of age.

The sum of £15 19s. 6d. sterling, has been remitted from Glasgow to assist in the operations of the American colonization society.

The board of commissioners under the late treaty with France, stands adjourned to the 3d Monday of October next.

It is stated that five hands with ordinary machinery, made 160 dwts. of gold in one day, on lot No. 1,052, 12th district, &c. in Georgia.

Several editors have been recently fined and imprisoned for libellous matter; and many, who have so far escaped, as well deserve it.

A newly arrived German, possessed of about 1,800 dollars, and some other valuable effects, was lately murdered at St. Louis by another German emigrant, for the purpose of obtaining the money. The murderer is in jail. The deceased came to his death by Prussic acid administered to him—after which the body was thrown into a well.

The steamboat Robert Morris lately made the trip from Philadelphia to New Castle, forty miles, in two hours and fifteen minutes.

A serious interruption (says the Cincinnati Gazette) is made in the navigation of the Ohio canal, by a break in the aqueduct over the Scioto, near Circleville. It is supposed that three weeks will be required to repair it. During this period a continuity of navigation cannot be maintained. It will continue, however, from Portsmouth to Chillicothe, and from Columbus to Cleveland.

The United States Gazette says—The board of commissioners of the Girard estate had before them yesterday, a statement of accounts, the aggregate of which was \$6,319,164 48.

The legislature of New Hampshire, recently in session, discontinued the service of a chaplain by a vote of 109 to 76. The rev. James H. Oley, of Franklin, has been elected the first Protestant Episcopal bishop of Tennessee.

### BANK OF THE UNITED STATES.

All questions which have relation to the state of the currency, are important to the people of the United States—deeply interested in its contractions or expansions—or, the appreciation or depreciation of what we call "money"—as measured by the selling-value of lands, and houses, and all other sorts of "merchandise," including gold and silver, in bullion or in coin. Whether for good or evil, on the whole, the "paper-money system" is so deeply rooted with us, that we cannot cast it down without prostrating ourselves; and hence the great anxiety is—that that system, while rendering service to the public, shall cause the least possible detriment to the public. Honestly and prudently managed banks are extensively useful; they are the aliment of industry and parent of enterprise: dishonestly and imprudently managed, they must needs be a curse of the productive classes, and a despoiler of worthy men; and this curse and spoliation is certain when they fall into the hands of

"scurvy politicians"—as certain banks, that need not be named, most assuredly are—or use the means afforded to advance the interests of gambling individuals, whose business it is to speculate on the wants or misfortunes of other men, and gather profit to themselves by "head work"—despising honorable labor.

We have no difficulty in locating the newly declared hostility against the bank of the United States. It rears with sets of men resolved to "make money"—honestly, if they can—but dishonestly, if they must. There are persons who, like the wretch in the fable, would "disturb all hell" for "a little dog"—the meanest thing affecting their own private interest; or, like Nero, would "fiddle while Rome was in flames"—whose soul is in the acquisition of wealth, who would almost agree to swallow molten gold, that they might be gorged with that precious article! These are always busy—nothing escapes them; to have money is their "aim and end." But when such miserable connect their own selfish and base purposes with the party politics of a country—they leave the people reason to be alarmed; and they should interpose, for self-preservation, against the bands of marauders—few in numbers, but powerful from the instruments which they employ—who, in their zeal for the party, do not make over-nice discriminations between truth and falsehood!—And the movement of the great wheel of the party press, is necessarily followed without an exercise of the judgment—as the "preservation of the republican party" defrauded the people of New York of a vote for their president, in 1824, and gave a new aspect to the general politics of our country—that certain private views might be subserved. And "the end is not yet."

The preceding brief remarks occurred on reading the articles which are appended. There is said to be a sudden "scarcity" of money, and it is the policy of political partizans to charge it to the bank of the United States—but, as will be seen, without a shadow of justice. That this bank has the power to do much injury—we surely believe; but that it has, for many years past, so exerted that power, we cannot believe. As a measure of safety, we would not renew the charter of this bank with its present power, and that has not been asked for; but is it honest to expect that the local banks should not be called upon to pay their debts—though they freely, (and without reason assigned) call upon their debtors? It appears clearly that the U. S. bank, instead of reducing its accommodations, has extended the amount of them, in the places where the present money pressure is reported to exist; but if these accommodations had been reduced, what reasonable man would have condemned the expediency of the measure, in the circumstances under which the bank is now placed? A winding-up of its affairs is demanded—and why not prepare for it as every prudent man provides himself with a new residence before the expiration of his old lease?

But the truth is—as every person who reflected upon the subject foresaw that it would be, that the diminished extent of the credit for duties payable on goods imported, is the chief cause of this pressure on the *mercantants*. They have had, perhaps, an average of 25 millions of the people's money in use, without interest—possibly a larger sum, at particular times. The periods of the credits to them were reduced by the tariff law of 1832, as they ought to have been many years before; and importers, especially the English agents at New York, instead of getting a settled capital out of the United States to carry on and perpetually extend their business, are now compelled to make quicker returns of the people's money into the public treasury—and in this we suspect is the whole secret of the present pressure, if any there is. And the fact that it commenced in N. York, and is chiefly complained of there, may be offered in proof—for that city is the chief seat of the importation of English goods—the particular trade in which is generally much against the United States—the exchange on London having a direct and powerful effect on our own "money market."

\*It is almost universally the case, (except on the payment of large portions of the public stocks, and for a brief period), that, when the exchange on London is high, money is "scarce"—when at par, or below it, "plenty," in the United States. We see it stated in the "Journal of Commerce," that "the U. States bank has bought largely of bills on London at 84 7/8 the pound sterling"—which is less than par; and yet money is

We clearly foresaw this—and it had no small influence in partially reconciling us to the law of 1832. We have no idea of "lending a stick to break our own heads with"—and if all the duties were payable in cash, as is usual in other countries, a reduced amount of the "protection" sought might be submitted to. Perhaps, at least three-fourths of the British goods received at New

"scarce" in New York. And the New York "Mercantile Advertiser and Advocate" of the 16th says—"We understand that the amount of duties secured at the custom house in this city for the first quarter of the current year, was about \$5,500,000, and that since the present law went into operation, the monthly amount here has been about one million of dollars. So that if the importations which have taken place since the 4th of March, shall prove a fair average, the receipts in New York for a year from that time, will be twelve millions of dollars. From these principles it would appear that lowering duties does not necessarily decrease the revenue. We have no exact data by which to ascertain the fact, but presume there can be little doubt that, when it is considered that tea and coffee now come in duty free, as well as many other articles, the increase of importation has been considerable in some species of merchandise, otherwise the duties could not amount to a million of dollars per month."

These things render it manifest that the bank of the U. States has had no instrumentality in bringing about the pressure complained of—even without recurring to the fact, that the accommodation of that bank, instead of being reduced, produced a pressure—has been extended, to relieve one. "The reduced credits on duties, or excessive importations, and, perhaps, both together, have had that effect which the charity of the party press ascribes to the bank!"

Before the act of 1832, the lawful value in the United States of the English pound sterling, was 44s cents—but its real value had averaged about 48s cents for the sake of easy calculation, perhaps, the legal value is now established at 46s cents—or 2 cents to the penny; 47s cents, as paid by the bank, is one cent less than the legal par, and 9 cents less than the (generally) real par.

We measure the value of "money" by silver in England it is measured by gold. The value of English money is then determined by the quantity of silver which must be sent from New York to purchase or pay for a yard of cloth worth £1 in London—and this is the real rate of the exchanges of money-values. Those values in France are measured by silver—and, when the pound sterling was rated at 44s cents, 1,000 dollars worth of goods, in France, subject to a duty of 25 per cent. on importation into the United States, paid nearly 1s per cent. more duty than 1,000 dollars worth of goods imported from England—the "hard dollars," in each case, being paid for the articles, in France or England respectively; because that the pound sterling was more than 44s cents.

It is probable that the purchases of the bills on London, by the bank, have been partly induced by the wish of the directors to relieve the pressure at New York—by throwing into instant operation there, a large amount of value which, for some time, might have remained dormant—and hence, perhaps, the increased accommodations, or issues, of the bank. The bank may have, also, desired to hold a large deposit in London, (where silver is plenty), to guard against any sudden demands that may be made against it for specie.

The false valuation of the pound sterling, previous to 1839, (from 1815 to 1823), brought into the treasury, for duties, at least 15,000,000 dollars less than the duties on English goods imported would have amounted to, on the real money value of the pound sterling—48s cents, for the period stated.

We cannot suffer this note to pass without adding—that the words "par" and "real par," are used in their vulgarly accepted meaning. An ounce of gold, or pound of silver, has no more of an absolute value than a cart-load of pumpkins—though less liable to fluctuations—because, only, that the supply and demand are now generally equalized. The time has been, in England, when 125 legal pounds sterling, (or more) were required to purchase the legal worth of 100 pounds in gold—and then we said that the exchange with England was "below par"—the measure of value in the United States being regulated by the precious metals, and in England by pieces of paper—covered with certain marks and writings, "according to law." And so it was with us—except that the legal value of the dollar was determined only by a certain quantity of silver, standing in a particular manner.

And the relative value between gold and silver, (as between iron and tobacco), is also unsettled—depending upon supply and demand, and differing, in different countries, at different times, under "existing circumstances"—and it appears to us a foolish as well as a mischievous error, (as we have more than once observed), to speak of exchanges on London as being at a certain par, or so much above, or so much below, as if there is no mutually existing par; gold being the present standard of legal value in one country, and silver in the other. Why not then, as has been the practice of the bank of the United States for some time past, give the commercial value of the pound sterling in so many cents? This value is fixed by law, for the assessment of duties, at 48s cents—which is sufficiently near the general average of 46s cents for 15 years past, for every useful purpose; and the price of exchange being stated in cents, cannot be misunderstood by any one—as above or below the rate of values established.

York are on British account. WHY SHOULD WE FURNISH CAPITAL TO BRITISH AGENTS?

From the Albany Argus.

THE MAMMOTH AND THE CITY BANKS.

It is said that the United States branch bank in the city of New York, aided by the parent institution, has pushed the local banks for specie, for several weeks with unusual urgency; and that the consequence is a pressure upon the money market and restricted discounts. It is not necessary to show that the bank has a particular design in this, to establish the fact that it possesses an undue power over the local banks and over the money market; and that it may exercise the one and control the other to the injury of the banks and of the community. Whether it be the effect of its own previous over issues, or the result of a scheme to narrow the means of the local banks and to add to its own strength; the conclusion is still inevitable, that it possesses undue and dangerous powers, and that they are liable to be wielded by passion or caprice, or for sinister objects, to the public injury, if not to the ruin of individuals. It is not to be denied that the power of this institution, for evil if not for good, is very much increased by the forbearing course pursued towards it by the general government. Indeed it may be said that the money of the government, against its own wishes and interests, enables the monopoly to oppress the local banks, and to accomplish nearly any scheme of advantage or of vengeance. The immense sums kept in deposit with the government, have lent it the means not only to sustain itself against the public opinion, but to carry on a war, with fearful odds, against the state institutions; to cripple their means, and to restrict their ability to serve the public in seasons of pressure or of increased demand for money. It tends also to convey the impression that the bank enjoys fully the confidence of the government, and is essential to the public convenience; and that, whatever it may have been the expressions of the popular opinion and expectation, and however fully that opinion may have been responded to by the executive and by the representatives of the people, it must be sustained, not only in its measure against the state banks, but in its means, however questionable, to procure the renewal of its charter. The whole subject merits the serious consideration of the government; for it is not easy to predict what may be the consequences of a continuance of the present state of things.

From the National Intelligencer of July 16.

The "Globe," of the 11th inst. under the head of the "United States Bank," stamps with its official sanction an article from the New York "Standard," in which it is stated that it is well known that this institution has for some time past been rapidly curtailing its accommodations to the merchants, and taking specie out of the state banks." The recklessness of the writers for the "Globe," in all their statements regarding the bank of the U. States, must now be so well known to all its readers, as to satisfy them that no faith can be reposed, either in what it says, or in what it sanctions by its quotations from kindred prints. With it the bank can never do right. If its loans are extended, it shouts, "the government deposits are not safe;" if its loans are diminished, the cry is, "the community is oppressed." The sagacious "Globe" cannot "distinctly perceive" what is "the object the bank proposes to accomplish—astonishing; and not astonishing only, but most horrible and alarming!" What shall this bank dare to take a step without first knowing whether the great "Globe" "distinctly perceives" the motives? Shall that proud guardian of the public weal, that profound inquirer into the mysteries of currency and banking, be left in the dark respecting the fluctuations of the money concerns of our great seaports? Shall—but before we carry these alarming inquiries any further, let us take breath, and look into the facts.

"It is well known," says the Globe, "that this institution has for some time past been rapidly curtailing its accommodations to the merchants." From the phraseology employed, and the article that it is intended to introduce, it is plain that the curtailment alluded to is alleged to be at the bank's own instigation in office, or in other words, that the proceeds of the revenue are principally collected, say at New York, Philadelphia and Boston. Now, in the official paper, possessed of course of the confidence of every department of the government, in constant communication therefore with the treasury, with daily access to the returns of the bank regularly received there every month, and supposed to have official sanction for statements of this nature, the public have a right to look for some regard to truth; they have a right to demand that they should not be grossly deceived by the official organ of the government on a subject susceptible of arithmetical demonstration. Has the truth been told in this instance? or are the writers for the "Globe" at their old tricks of falsehood and deceit? We have not the same free access to the bank documents at the treasury which the "Globe" has, but we challenge it to publish the figures; or, if it is asking too much to require it to prove to the country its total want of honesty in this matter, are content ourselves with asserting, upon our own responsibility, that the bank returns prove that in the points spoken of, the revenue of the "Globe" well known" assertions are false. "For some time past," means between January and July, the monthly returns of the bank for those periods show an aggregate increase in the loans of all kinds at Philadelphia, at New York, and at Boston, of more than two MILLIONS OF DOLLARS. If, "for some time," means between

June and July, those returns show an aggregate increase at the same places in one month of more than one million of dollars. Thus is the attempt of the official organ to deceive the country plainly exposed. Thus it is shown, that, at the places where the revenues of the country are received, and where from enormous speculations in stocks and other causes a pressure for money exists, the bank of the United States has in one short month increased "its accommodations to the merchants" more than one million of dollars. What says, however, says, is it not time now to turn round, and chastise this naughty bank for daring to increase "its accommodations to the merchants" of Philadelphia, New York and Boston?

Let us look now at another "fact" adopted by the veracious Globe. The writer in the "Standard" says, "the government deposits are probably verified or nine millions at this time." The "Globe" has no doubt verified this statement by examining the returns; so candid and impartial an "official" would not surely let the public be deceived on this point. But, let us look for ourselves. The total public deposits of all kinds, which were in April and May last nearly eight and a half millions, are shown, by the returns, to have been on the first of June not quite six millions and a half, and on the first of July the increase was less than one hundred thousand dollars. So that, during the same month that the public deposits increased one hundred thousand dollars, the loans of the bank of the United States increased, in the three great northern commercial cities, more than one million of dollars. Now, with the knowledge of these facts which the public has, or might and ought to have had, are not the statements which it is putting forth to the country, under its official character, (false and unfounded as they are), sufficient to disgust every friend of truth and justice, every plain and honest citizen, and every supporter even of the administration, who would not see it and the country disgraced? Is it not time that those, whose official stations implicate them with the Globe, should think of what is due to truth, to themselves, to the country, and not suffer misrepresentation to be thus decked out with the semblance of their authority?

It is proper to add—that the "Globe" has replied to the "National Intelligencer" and said—

"The discounts of the bank appear under four different names, viz: 'bills discounted on personal security,' 'bills discounted on bank stock,' 'bills discounted on other stocks,' and 'domestic bills of exchange.'

"The 'accommodations to the merchants,' are almost entirely confined to the first description of paper. The discounts on stocks belong almost exclusively to brokers and stock jobbers, and those on domestic bills, in a great measure, to men of the same description, and speculators of every kind. Now, let us see what has been the amount of discounts on personal security, which includes the accommodations to the merchants at the three places and three points of time specified by this bank.

	Jan. 1.	June 1.	July 1.
Boston	\$1,372,323	717,721	767,973
New York	4,490,977	4,486,833	4,576,923
Philadelphia	3,482,159	3,290,827	3,481,824

\$9,346,373      9,927,391      8,236,719

"Thus it appears, that instead of an increase of two millions in its 'accommodations to the merchants' at these three points since the first of January last, there has been an actual curtailment of \$419,654; and instead of an increase of more than one million within the last month, there has been a positive decrease of \$218,982."

—Taking this in its worst appearance, there is a seeming curtailment of only \$419,654 on the great sum of \$9,346,373—an amount which it is ridiculous to suppose has caused the pressure that is spoken of. But in the next paragraph the "Globe" admits that "the loans of all kinds" have been increased \$9,156,791, since the 1st of Jan. last—saying, however, that they were not made to the "merchants—but to the stock-jobbers"—on deposits of stocks. The discounts on stocks have probably been increased—but it does not follow that they were made to the "jobbers." If the pressure be such as is stated, its natural and inevitable effect is to cause deposits of stocks—to obtain discounts upon them, by real and regular owners of stocks—suddenly called upon to use the means in possession to meet the emergency of the occasion; and, as discounts on stocks are the best secured, they are rightly preferred when a pressure for money exists; for we have often seen the failure of a single house followed by a long train of bankruptcies.

#### TREASURY INSTRUCTION.

DUITIES ON WINES.

From the Philadelphia Commercial Herald.  
We are indebted to the commercial friend for the following correspondence, with the remarks of the treasury department relating to the duties on wines.

Treasury department, comptroller's office, July 12, 1853.

GENTLEMEN—I duly received your letter of the 10th instant, stating that a diversity of opinion appeared to prevail among the importers of *Muscat* and *Sherry* wines, in relation to the reduction of the duties, which according to the 33d article of the 2d section of the act of 14th July, 1832, was to take place on the 3d of March, 1834.

The views of this office upon the subject, having been fully explained in a communication to Messrs. — & —, of New

York, under date of the 3d inst. I enclose a copy of it for your information.

Respectfully,

JOSEPH ANDERSON, comptroller.

[COPY.]

Treasury department, comptroller's office, July 2d, 1853.

GENTLEMEN—I have received your letter of the 33d ultimo, stating that there had appeared in the public prints a reply from this office, to certain questions relative to the operation of the laws on the subject of the duties on wines—which questions, you say, from the involved form in which they were stated, and not being fully understood, you submit the following with a view of eliciting an explanation.

1. "Suppose we have wines in public store, and under the control of the custom house on the 31st December, 1852, and imported before that period, the duty secured on which would be more than 50 per cent. by proof of cost, and are not entitled to the reduction of 10 per cent. or excess over 50 per cent. by the act of 2d March, 1833, 1st section.

"Does this allowance of reduction cut off the right to claim one-half the amount of duty on the 3d March, 1834, as per 33d section of act of 14th July, 1832, provided said wines are still retained in the possession of the officers of the customs?"

According to the 33d article of the 2d section of the 14th July, 1832, the duties on wines were to be reduced, after the 3d March, 1834, one-half the rates to which they were previously liable; and by the 3d section of the act of 3d March, 1833, entitled "an act to explain and amend the 18th section of an act, &c.—all wines remaining under the control of the custom house officers until the 3d of March, 1834, were to be subjected to no higher duty than would be demandable under the said 33d article of the 3d section of the 14th July, 1832.

But the 6th section of another act passed on the 3d of March, 1833, entitled "an act to modify the act of 14th July, 1832, and all other acts imposing duties on imports," repeals so much of the act of 14th July, 1832, and any other act, as is inconsistent with the act of 2d March, 1833.

As the 1st section of the last mentioned act, affects only such goods, the duties on which, by the previous laws, (whether specific or ad valorem), exceed 50 per cent. It results that the wines, the value of which will be such as to bring them within the operation of that section, will be excluded from the reduction authorized by the act of 14th July, 1832—because as to them, the last mentioned act is repealed, as has already been observed; and that as so much of that act as relates to the present specific duties on which will not be equal to our ad valorem duty of 30 per cent. has not been repealed, they will, of course, be entitled to a reduction, after the 3d of March, 1834, of one-half their present rates converted into an equivalent ad valorem duty.

I deem it proper to add, that the subject of the regulation alluded to in the act of 3d March, 1833, entitled "an act to explain and amend the 18th section of an act," &c. having been to place the importation of wines before the 4th of March, 1834, upon the same footing with the importations which might be made subsequently to that day, it has been deemed to be in accordance with the spirit and intention of the regulation, that such wines imported before the first of January, 1834, and deposited in the custom house stores, as would come within the operation of the 1st section of the act of 3d March, 1833, entitled "an act to modify the act of 14th July, 1832, and all other acts imposing duties on imports," to allow them to be withdrawn from the public stores after the 31st of December, 1833, subject to the same rates of duty with similar wines which might be imported subsequently to that day.

But as the wines which may be imported before the 3d of March, 1834, the present specific duties on which will not be equal to an ad valorem duty of 30 per cent. will not come within the operation of the 1st section of the last mentioned act, they will, of course, have to remain deposited in the public stores until after that day, in order to be entitled to a reduction of one-half their present rates of duty, whereby they will be placed on an equality with similar wines which may be imported subsequently to the 3d of March, 1834.

In favor of the wines of France, it is to be borne in mind, that there is a discrimination by the convention of that country of the 4th July, 1831, which discrimination is also sanctioned by law.

(Signed)

Respectfully,

JOSEPH ANDERSON, comptroller.

#### ITEMS AND SCRAPS.

Trade of the Susquehanna. Five respectable persons residing at Catowas, on the North Branch of the Susquehanna, have published a certificate that between the 18th and 33d of May, there floated down past that village 3,638 arks, and 3,480 rafts, the latter with extra loading of all kinds of produce equal to 5,000 tons and upwards. The amount converted into tonnage, that has passed this spring on that branch, is estimated at 282,500 tons!!

A heavy portion of this property is carried across from Ithaca to Owego, and will hereafter be transported on the railway, which will be finished next spring. 500 wagons a day, with lumber, salt and plaster, are frequently counted on the road between these two places.

A militia outrage. One of our most respectable citizens, a clerk in one of the banks, and a member of the society of Friends, was a few days since suddenly arrested by a militia

fine collector, for a fine of two dollars, and thrust into Arch street prison, to the distress of a large family, and the surprise and indignation of a large number of friends. We shall endeavor to ascertain the particulars of this case, and solicit from our fellow citizens, all facts that come to their knowledge, showing the evils and barbarity of the present militia system, pledging ourselves from this time forward, to exercise every energy for its total abolition, looking upon it as we do, as disgraceful to the state and the age.

**From houses.** The new process for smelting iron by raw coal and hot air, is producing a great change in iron trade, and it is anticipated by good judges, that no long period will elapse before cast iron of the quality known as No. 1, will be manufactured at the cost of about 40c. or 45c. the ton. When this takes place generally, it must inevitably produce an effect which will pervade almost every condition of society. Rich and poor will, by degrees, find themselves inclined in iron cages; and fir joists, and slate roofs, will become things to be attuned to as betokening something venerable from antiquity. The introduction of iron into building operations will, no doubt spread rapidly, as the price of cast iron falls; and, if unskillfully done at the outset, we may have a number of imperishable monuments of bad taste wherever we go. It is, therefore, of importance that good examples should be given in time, and that architects should be prepared for the change, so as not to leave the matter to the caprice or taste of the workmen of the four centuries.

**Singular suicides.** The Pittsburgh Advocate says—In a letter received by a gentleman in this city, we learn the following facts, which occurred in the neighborhood of Little Beaver, in this state. The letter states that "a very singular case of suicide properly cases, of suicide took place in this neighborhood within a short time back. A woman, whose name I do not now recollect, hung herself with a bank of yarn—her sister, about two weeks after, followed her example, with the same haul—and two or three days since, another sister did the same. The fourth is now kept close in confinement, her friends fearing she may commit a similar act. Last fall one of the same family hung herself, making in all four who have been the means of their own deaths, none of which can be accounted for even by their most intimate friends. They bore excellent characters, lived in the midst of plenty, and to all appearances were living happily."

**Coal mine on fire.** The singular spectacle of a coal vein on fire is to be seen in the neighborhood of Port Carbon, at no great distance from the Schuylkill Valley rail road. It is supposed that fire was communicated to the coal vein some years ago, since which it has been in a state of ignition, smoke having been seen at different periods issuing from the ground in various places. The fire is distinctly visible from the surface of the ground by means of a tall chimney.

**Coal trade.** It appears by the *Union* (N. Y.) Republican, that during the week ending on the 23d ult. 6,341 tons 5 cwt. of Lackawanna coal were received at Rondout; and during the same time, 52 vessels were loaded with this article, and cleared from that place. Of these, 13 were bound to Providence, 7 to Boston, 3 to Salem, 1 to Jersey City, 1 to Norwich, 1 to Williamsburg, 1 to Staten Island, 2 to Hudson, 1 to Nantuxet, 2 to Athens, 2 to Albany, 1 to East Greenwich, 4 to New York, 1 to Troy, 1 to Belleville, N. J. 1 to Brooklyn, 1 to Poughkeepsie, 1 to Hartford, 1 to Bristol, R. I. 1 to Newburgh, 1 to Haverstraw, 1 to Rahway, 2 to New Bedford, 1 to Fall River, 1 to New Haven, 1 to Newport.

**Steam vessel of war.** A Kingston (Jam.) paper of June 4, says—The *Rhadamanthus* steamer, now in this port, from England, is 178 feet in length; her extreme breadth 46 feet; and her depth of hold 17 feet 10 inches. The engines, two of 113 horse power each, are on the largest scale ever manufactured, and the means adopted to prevent accidents from fire, are, as far as we can judge, effectual. The accommodations on board are splendid and commodious. As a sea boat, we understand her qualities are excellent, whether under steam or ranned. She encountered some very rough weather, without much danger, when in the vicinity of the other vessels went on shore on the French coast. She only mounts four guns—two heavy 32 pounders, and two brass 6 pounders. Her original equipment was the guns we have already mentioned, with an eighty-six pounder on the bow, and a sixty-four pounder astern. That such a vessel will be most useful here, is beyond a doubt, in transporting troops from head quarters to any part of the island where they may be required at a moment's warning. The expense of maintaining her in port will not cost more than an ordinary sloop of war, with 120 men; but her consumption of coal per day, when her steam is up, amounts to 30 tons!

**Died in Baltimore** on the 6th inst. *Francis Augustin Du Bois*, aged 91. The deceased was a native of Barbesvieu, in France, and was educated for the army where he served until the early part of our revolutionary struggle with Great Britain, when inspired by the enthusiastic love of liberty then awakening in his native country, and informed of the difficulties the *marquis de Lafayette* had to encounter in obtaining a conveyance to the American continent, he readily volunteered his services in their cause, and by procuring and fitting out the vessel which bore the youthful patriot to the shores of America, hastened an event so interesting in the history of our revolution. On his return to France he resumed his rank in the French army, and subsequently served in the regiment of *Paul au Prince*, until the dis-

persion of the French troops in the island of St. Domingo, when his devotion to liberal principles led him to seek an asylum in this country. Here by his urbanity and the uprightness of his character he secured the esteem and confidence of all who knew him, and by his kind and gentle disposition acquired the lasting affection of those who stood in the more intimate relations of kindred and friends.

**Diamond cut diamond.** A six foot Vermonter lately entered a store on one of our principal wharves in search of employment. He could do any kind of chore, he said, and boasted much of his strength. "Just as you are," said the proprietor, "I can get \$10 you cannot carry that bag of salt (pointing to a very large one) across this store and back again and *seer* lay it down." "The Yankee stood for a moment scratching his head and gazing at a rope with a look at its end which dangled through a scuttle, and then accepted the wager. He shouldered the bag with the utmost ease, carried it twice backward and forward, and then hung it upon the hook aforesaid. "Mister," said he, "I guess I'll trouble you for that ten. I didn't lay it down, I *laze* it up." The clerk, much to his dissatisfaction, handed over the money, and the Vermonter left the store saying, "catch a weasel asleep! Not so bad a day's work. Better than chipping logs."

**Baltimore vessels.** Our Baltimore vessels continued to sustain, to the full, their pre-eminent reputation, and our builders have a certain tact in modelling, and our seamen in sailing them, which, it would appear, has yet to be acquired elsewhere in order to produce the same results.

**Another black pony.** The new brig *John Gilpin*, built at Baltimore, left that port in June, 1832, for Canton and Valparaiso. She arrived at the latter port on the 16th of March. Her passage from Canton to Valparaiso is said to have been the shortest ever made, and, as the supercargo states, both voyages were performed at the average rate of one hundred and sixty-eight miles a day.

**A thief in a church.** *William Avery* (says the N. Y. Journal of Commerce), was on Friday tried in the court of sessions, upon the charge of having abstracted thirty dollars from a lady's reticule at church. The circumstances were as follows. A young lady on entering St. John's church, to attend a week-day lecture, passed Avery on the inside, who immediately followed, closed her pew door with seeming politeness, and took a seat in the pew immediately back of hers. The affair was singular, and attracted the notice of the lady, but did not so far awaken her suspicions as to prevent her throwing down her reticule upon the cushion by her side, notwithstanding it contained a wallet worth fifty dollars. After prayers, she was surprised, on opening the reticule, to find the whole contents of her pocket unadkerchiefed, and turned to look for the gallant gentleman, but he had decamped, feeling no doubt quite sure of having obtained some good at church.

Unfortunately for him, however, he had been too long in setting his trap. A gentleman in the gallery had noticed him for several weeks in church, and always following some lady and taking a seat behind her, and on this occasion. As he was a stranger, and had no peculiar marks of a praying man, the constant repetition of the same ceremony excited suspicion. As the congregation were standing, this gentleman saw Avery, while leaning over and tending with apparent devotion, reach down and take something from the lady's seat, examine it, pass his hand to his breast pocket, and then look back what he had taken up. The gentleman interpreted the whole in the most moment, and came down at once to secure the stranger's arrest. But he was gone. A young lady in the opposite gallery, also had a full view of the whole affair. The gentleman had marked the appearance of Avery, and three weeks afterwards saw and recognized him, and secured his arrest. On the trial, Avery managed his own case with tact, exhibiting good mental resources, and notwithstanding the completeness of the testimony, and without offering any witnesses himself, undertook to maintain his innocence. He appealed earnestly to the jury on the value of liberty and brought them not to deprive him of so great a blessing to gratify the combination of fanatics which had been formed for the ruin of an innocent man. But all in vain. The jury returned a verdict of guilty, and he will go—not to church exactly, yet where he will enjoy one of the whole in prison.

**Egyptian newspaper.** A journal is now published in Alexandria, under the title of *Miszer Wehaidi* (Egyptian news) the vignette of this paper, in opposition to the Ottoman crescent, presents half a sun, shining forth from behind a pyramid, on the side of which stands a flourishing young palm tree. On the left side of the vignette are three words, "Printed at the office of the *Diron of Ecceles* in the Royal Castle." The paper, which is in the Arabic and Turkish languages, gives no political news, but is confined to civil and military subjects, which have merely a local interest.

**A western comparison.** Mr. Webster talks of making the tour of the west this summer. Let him come. We know of no man who would be more cordially received among those who "whip their weight in wild oats," than the boxing "gambler" who handed emulification back to its clumpiness in the same predicament that Col. Crockett returned his last plate to the servant at the president's levee—*handsomely liked out.*

**Old times.** Great fire in Boston in 1760. From the Boston *Mercurial Journal*. On the 30th of March, 1760, a fire broke out in Washington street, in this city, which extended into State and Water streets and destroyed 174 shops, and 175 shops, being nearly a tenth part of the town. The suffer-

were directed, by the town authorities, to hand in a statement of their several losses; and from this curious collection of old documents we select the following specimens:

“Lost all ye late for March, 30 1700 & 60.

A nu pear of stave	£10
A clorh riden whod	10
Linning	4
quilted cott	4
A gown	5
2 pair of hoese	3
4 pair of shoens	6
4 iverly stic fanns	3
	£36

MARTHA BULKLEY.”

Wone Bed	£30
Wone Oval Table	8
Wone Bras Cittel	10
Wone Scitell	1
And Oathier Smol Artukels	3
	£52”

The next morceau appears to represent the damage done to a cordwainer:

“Boston Aprer 4 1760 A Count of what I. lost in the fier of Bots and tules ad stufe as nere As I Can Corcolate was the hole was teen Fownd thirteene and atepene Lufford money £10.13.8  
Moses COLLIER.”

Very strange. A New York paper says—While one of the ships recently arrived from New Orleans was on the passage, it became necessary to open the scuttle into the run, when the passengers were appalled by the sight of a black woman and two born infant lying upon the floor, both dead. No one had any knowledge of such a person having been on board, and it was matter of earnest inquiry who she could possibly be. At length suspicion fell upon the steward, a colored man, who has a family in this city. The run of a ship is under the charge of the steward, being used as a store room, and communicating with his department. This scene was suspected to be the result of his cruagty indulgence, and an effort to remove the subject thence to this city in a clandestine manner. He was accordingly put in confinement, to await a legal examination.

Dutch trade with London. The following is the return which Mr. Alderman Thompson moved for on the 8th inst. and which was laid on the table of the house of commons on Monday: “An account of the number of British and foreign vessels, with the aggregate amount of their respective tonnage, which entered at the custom house in London, for ports in Holland, from 1st January, 1832, to 6th November, 1832: British ships, 218; tons, 35,319. Foreign ships, 117; tons, 16,343. A similar account from 6th November, 1832, to 23th April, 1833: British ships, 6; tons, 0; foreign ships, 84; tons, 9,885.

Hydrophobia. Died, of Hydrophobia, on the 28th of June, at B o'clock, P. M. Jane, daughter of Robert Mitchell, of St. Jones's Neck, in Kent county, Delaware, in the 7th year of age. The disease commenced, from the Monday previous to her death, of an aching throughout her system, accompanied with a vague feeling of anxiety and apprehension. She attended, nevertheless, to her work, as usual, until Wednesday afternoon about 3 o'clock, when, upon going to the well for drink, the spasmodic sensation produced by the approach of water, gave the first symptoms characteristic of the malady by which she was attacked. From that period her spasms gradually increased in frequency and violence, and were accompanied with severe pains in her head and the lower part of her breast.

The family never suspected the nature of her disease until the morning of the day upon which she died; when, upon being asked by one of them if she had not been bitten by a dog, she replied that she had not been bitten, but that she had allowed a little dog, which was usually in the house, to lick her face, and, to lick a small sore, produced by a scratch, upon her heel; medical aid was then resorted to for the first time.

The deceased appeared to retain her senses perfectly throughout her illness, and evinced not the slightest disposition to injure any one in attendance. She lived twenty-eight days from the period when the virus is supposed to have been communicated—five days after the commencement of her indisposition—and fifty hours after the convulsive spasms at sight of water, gave the first clue to the nature of her disease.

United States. The Edinburgh review, in an article relative to Stuart's Travels in the United States, after speaking of the unexampled progress of population and civilization in America, holds the following language respecting the causes that have produced such astonishing effects; which we commend to the attention of the reader.

“The truth is, that every man in America is instructed, reads the newspapers, and takes a part in the prevailing political discussions. The hotels and public houses have all a pretty good assortment of books; much better, at least, than the trash usually met with in such places in this country. The universal diffusion of education is, in fact, the grand, the distinguished excellence of America. It is this that has rendered the terms, mob or rabble, inapplicable even to the dregs of her citizens in the northern states; and fits them for enjoying, without abusing, the freest institutions. Had the truth part of the sum been expended in establishing schools in Ireland that has been thrown away supporting a priesthood detested by the people, that country

would not have been in the disgraceful state in which it now is. And what but the want of education has drawn recruits to the standard of Swing? and made our laborers believe that the destruction of their employers' property was the best means of augmenting their wages?”

Etiquette of the Franch bar. During a recent trial in Paris, as an advocate was preparing to take his seat upon the counsel's bench, he was rudely seized by the collar, by one of the municipal guards. A struggle ensued, and, as he was being abused, the advocate immediately complained to the president of the court of the outrage upon his person. The judge called upon the peace officer to account for his having thus created a riot, who attempted to justify himself by pointing out that the barrister had violated the regulations as to costume, by presenting himself in a pair of gray pantaloons and black stock. The president, however, informed this self-constituted master of the ceremonies that he had exceeded his province, and dismissed him, with a severe reprimand for his presumption.

France. A magnificent undertaking is in contemplation by the French government—the formation of a grand line of railways from Paris to Rouen, Havre, Lyons and Marseilles. The government have, with this intent, already demanded a vote of twenty thousand pounds for the preliminary surveys. This is part of a vote of four millions sterling just taken for the completion of public edifices and monuments, canals and military roads in La Vendee. Amongst the former are the finishing of the triumphal arch De L'Etioie, £88,000; the church of the Magdalen, £112,600; the pantheon, £30,000; the museum de natural history, £186,900; new buildings for the grande bibliothque, £230,000, royal school of the fine arts, £76,000; cathedral of St. Denies, £60,000; and deaf and dumb asylum, £2,000.

Patriotism of the clergy during the revolutionary war. Two ministers' sons, in the county of Essex, whose fathers were out in the great struggle for American liberty and independence, died in the field. After talking over some of the events of that period, one says to the other, “I believe my father did more than any other minister in the state.” “How so?” says the other, “what did he do?” “Why, he sent three sons into the field.” The other replied, “my father did more; he went himself, and took for his with him.” [Salem Gazette.]

Longevity. There are now living in Charleston, (S. C.) three individuals, who transact their own business with perfect accuracy, (and in two of the instances, the business of others), of the following ages: 95, 85, 80—260. It is remarkable that two of the three are the direct descendants of Hugonotus, exiled after the revocation of the edict of Nantes, 1685. There were living in 1809, a lady, the mother of 34 live born children, who never had twins but once; one with 18—nine over 10 years, oldest 110; and a child, the daughter of the first (the eldest 114). Refer to 2d Ramsay's History of South Carolina, 1809.

[New Haven Herald.]

AWFUL SHIPWRECKS.

A considerable number of vessels have been lost in the ice, in the St. Lawrence, since the opening of the navigation this year, and several human beings are supposed to have perished in consequence. The following description of one of these wrecks may shew the character of the whols.

Wreck of the Lady of the Lake. We have had an interview with Mr. Robert Davidson, from the vicinity of Moneymore, county of Londonderry, one of the surviving passengers of the unfortunate crew of the Lady of the Lake, from Belfast, from whom we learn that in addition to the fifteen passengers brought in Quebec whose names were given in a previous number, twenty-one were carried safely into Saint Johns, N. F. and one carried home to England.

On the mornng of the 11th May, the weather being calm, the vessel was surrounded with ice. The passengers discovered a number of human beings, about eleven in number on the ice, some standing, some lying and some sitting. They implored the captain to permit them to put out with a boat for their relief; but he being in a state of intoxication refused to do so. In less than half an hour after these unfortunates had disappeared, the Lady of the Lake was struck with the ice and went down, as before stated in about 25 minutes.

The captain put out from the vessel in the long boat, and our informant being the boat about to leave, jumped overboard with his wife and child, and swam to the boat, the child was lost, but the parents were saved. There were in all, 22 persons in the boat, (without ours, with the captain who after two days fell in with the Harvest Home, of Newcastle, came alongside and nearly all of them got on board; but immediately discovered her captain and crew cast adrift in the long boat, as she was sinking rapidly. Captain Grant then pushed off with his boat, leaving thirteen of his fellow sufferers on the sinking vessel, and putting out with the 19 in a boat, and had safely weathered out two days with 32 on board without ours. Our informant having found two oars and a bag of biscuit on board the Harvest Home, held them up and stipulated to be taken on board for giving the valuable assistance that they were thrown into the boat, captain Grant pushed off, and left him. Four young men then jumped from the bowsprit of the Harvest Home, and swam to the boat, but they were not taken in, when they laid hold of the edge of the boat he struck their hand with the oar till they could not retain their grip any longer, and on their renewing their hold with the injured hand, the oar was used in the same manner, till they were no more: two of the unfortunate persons who thus perished



were named John Wilson and John Turner. It ought to be borne in mind that at this time there were thirteen persons less in the boat, than during the two previous days, and she was provided with two oars and biscuit.

The sufferers abandoned on the deck of the Harvest Home, landed one of her boats, yet remaining on deck and put away from the sinking vessel. The captain refused to put back, to instruct or assist them in launching the boat, though imploringly entreated to do so. As soon as the Harvest Home was abandoned, captain Grant put back to her, and took several articles out of the wreck, but upon perceiving the boat in which our informant was approaching, he called out to those on deck, "where they are—coming down," and getting all into the boat, rowed away. Our informant remained in the open boat for five days, weather very cold, half clothed, some of the females having no wearing apparel, but chemise and petticoat, and was picked up by the Messenger, captain Stabbs, who also picked up the jolly boat of the Lady of the Lake in which were the mate and seven others, making in all twenty-one persons. The captain of the Messenger treated them with great kindness, and had them prescribed for them, placing every comfort his vessel afforded at their command. The steward of the Lady of the Lake lost both his legs by the frost, and several of the survivors suffered severely from the cold.

Our informant declares that at the time of the accident the captain and second mate were intoxicated, and that the person on watch was to look out, but laid on his breast on the deck, talking through the hatchway to the passengers below. The whole number of passengers was 235 not including infants on the breast. The whole number saved is 36, making the loss of lives to exceed two hundred. [Montreal Herald.]

YANKEE MANAGEMENT.

For our Foreign Adversaries.

Our southern brethren are perplexed to know how it is, that with rich land, a warm sun, and staple productions giving an income of four to twenty per cent. are becoming poor and cashless, while we Yankees are becoming rich, and are having money, if not in abundance, at least as much as is necessary. If they would come among us, and study our economy, the answer would soon strike them. One little instance is no bad example of that Yankee economy and skill that turns all things, even the worst, to advantage.

It may not be generally known that in many parts of our state, our schoolmasters are not only "boarded round," so as to save the drawing the pay of the schoolmaster's board from the school fund—that is, the schoolmaster is boarded a week here and three days there, according to the number of children—but that the school master is often "bid off" or "put up at auction," as are our papers—and the lowest bidder in the district takes him, as the highest bidder takes an article at a regular auction.

The writer of this article, when preparing to be a college boy, being short of funds, and with no other means of getting money than by keeping school, hired out as a schoolmaster for ten dollars a month. This was all the school district could well afford to give, as their fund was small; and even with this small sum given, it was necessary to board the schoolmaster as cheap as possible. The school committee, therefore, called the district together, into a new, neat, convenient and comfortable schoolhouse, and in his presence, a scene of this sort took place.

Auctioneer—"What will you take him for?"

1st Bidder—"One dollar and twenty-five cents a week."

Auctioneer—"One dollar twenty-five, one dollar twenty-five."

2d Bidder—"One dollar twelve cents and a half."

3d Bidder—"One dollar."

Auctioneer—"One dollar, who'll take him for less than a dollar? One dollar, one dollar, any body less? Who speaks?"

4th Bidder—"Seventy-five cents."

5th Bidder—"Seventy cents."

And thus the bids went on, the auctioneer exclaiming as usual in the mean time, till the schoolmaster was bid off at forty cents per week! Yes, the lowest bidder took him to board for forty cents per week. On going home with this bidder, a suitable happy man, his house was comfortable and his luxuries than nine tenths of the houses of the rich planters in the interior of the southern country, and whose table was as good as many bid down at, paying fourteen dollars a week for board, the writer held the following dialogue:

"How an earth can you afford to board me for forty cents a week?"

"Answer—"I make money by it, and have your company in the bargain."

"How so?"

"Answer—"Why, you will board with me fourteen weeks.—The whole pay for board will be \$5 60. My taxes are a little over six dollars. Now, I have bread enough, meat enough, poultry enough, cider enough, in short enough and more than enough of every thing necessary to eat and drink. I have enough of every thing but money. All I want of money is to pay my taxes. But, in order to raise these six dollars, if I do not get a town order for your board, I must make a journey to Portland, or to Bath, with three times the produce you will eat, and from all this I find it difficult to raise six dollars in cash. Therefore I make money in keeping you to eat this produce, and have your company these long winter evenings, in the bargain. Thus you see, I am interested at boarding you even at forty cents per week."

Now, we give this to all our southern brethren, as a specimen of the manner in which we Yankees live, and thrive. Let them do likewise, and their country will be the richest and the happiest on the globe. Here we are shivering in summer, with our hats three inches high to the moon, while they are enjoying the blessings of midsummer, and have our arms almost ready for the harvest.

THE LOCOMOTIVE "ATLANTIC."

To the editor of the Baltimore Gazette:

Sir—My attention has been called to an article, going the rounds of the newspapers, describing the locomotive engine, used on the Saratoga and Albany rail road. It is stated that this engine can take fifteen tons at the speed of seventeen miles in the hour. I have, of late, often travelled in the train of the Atlantic, the engine with Cooper's vertical boiler, used on the Baltimore and Ohio rail road—constructed originally at York, Pa. and modified and brought to its present perfection since it has been in use here. An account of its powers may not be unacceptable—and I am induced to offer it in consequence of reading the above mentioned article. The "Atlantic" has been running continually for the last 3 or 4 months, from Baltimore to the foot of the inclined plane, a distance of 40 miles, and back again the same day. Upon this portion of the road, thirty-three miles are ascending, at various grades, of from ten to forty feet per mile, exceeding, in the ascent, 30 feet, per mile on the average, and the whole forty miles, is almost a constant succession of curves, of 400 feet radius, and upwards. Upon this road the Atlantic has drawn, on its outward, or ascending trip, thirty tons, at the least, at the rate of sixteen miles per hour—with only 15 tons, her practicable speed exceeds any safe limit on a curved road. The Atlantic has drawn 92 tons on a level, at the speed of 9 miles to the hour, and has brought seventy-two tons from the half-way house, (6 miles), to Baltimore, at a rate of 12 miles to the hour, on the level parts of the road; passing two summits, of 16 feet per mile, for a half mile, each at the rate of six miles an hour. The train, without moving the cars, at the present weight forty tons, and passed over the same distance at the average speed of 15 miles in the hour. The power of the engine is such as to overcome the adhesion of the bearing wheels, of soft metal on dry rails, with 4 tons weight resting on them—in other words, when too great a weight is attached to the engine, or too steep an ascent attempted with her, the wheels fly round on the rails, without moving the cars. This shows the ample supply of the steam—and in a new engine, now building it is designed in couple the wheels, so as to employ the adhesion of all four, with the view to render the superabundant steam available. The motion of the piston compared with that of the wheels, or progressive motion of the engine is as 1 to 54. The only fuel employed in anthracite coal, which burns without any difficulty, and it is proved to be a great economy and convenience than any other. The trip, of 80 miles per day, is performed with one ton of it. Although this engine is the first of this peculiar construction, and the first that has completely succeeded in burning the anthracite, yet—in the small amount of its repairs, and the quantity of work that it is capable of performing—it is believed to be equal, if not superior, to any engine that has yet been made. I am, sir, your's respectfully.

A FRIEND TO THE USE OF STEAM ON RAIL ROADS.

HOLT'S FOUNTAIN—NEW YORK.

The facts stated in the following articles are of general importance—and we take pleasure in giving the particulars stated.

New York, July 8.—We are happy to learn that the persevering endeavors of Mr. Holt to obtain water by boring have at length been crowned with success. About the middle of last week, the person engaged in boring was delighted to find that he had struck bed water in three or four days. On Friday afternoon, the drill which had been sinking with increased rapidity since it entered the limestone, suddenly dropped about two feet at a single blow, and then struck upon a very hard rock below. Immediately a strong current of water arose, and there is reason to hope it may prove to be of the desired quality. It is supposed to be an opinion that it will afford a constant supply of as much as can pass through the pipe, which is about three inches in diameter. On this point, however, it will be impossible to determine with certainty, until the water ceases to be affected by the foreign matter introduced into the passage. The two or three feet through which the drill dropped, is no doubt a brook or fountain; and the fact of a flint rock or something like it, underneath, is well proved. The water is not to be discontinued. We understand that no vein of water of any magnitude had been struck since entering the rock about 130 feet below the surface. Some water, we believe, was obtained before entering the rock, but it was of an inferior quality. The cost of the undertaking cannot be less than \$2,000 or \$3,000. It has been in progress nearly two years.

[The bit, underneath, in less than six months, penetrated 640 feet in depth, of which 510 feet are of solid rock. So much for perseverance.]

Pure Water.—The important fact, which we mentioned on Monday, that of Mr. Holt, having struck a fissure, at the depth of more than 500 feet of rock, by which it is made certain that the lower part of the city may be supplied with pure water (provided that some of the fissures, now found, prove to be of conversation, and conflagration among our citizens. We have been consequently induced to make, of Mr. Holt's engineer,

some inquiries on the subject. The digging of the earth consumed 32 months ago, and we learn, that at the depth of 40 or 50 feet, a vein of fresh, but impure water was found, which induced Mr. H. to go farther down. When he had dug to 130 feet, he came to a rock, on the surface of which flowed water, as salt or rather than ocean water. Not succeeding in his pursuit, he was induced to apply the drill, which has been at constant work a large portion of the time, night and day, wrought by a steam engine, till Saturday last. In this vast depth, which is as great as any perforation on record, the engineer believes his tool has been applied to a solid rock, as hard as granite and brass could form it, without once penetrating a stratum. The quality of the rock during the last three or four months work has been found to be nearly as hard as flint; and some estimate of the labor performed may be judged of from the fact, that the drill did not descend more than 8 or 10 inches a day during the whole time in which it has been employed.

We further learn from the engineer that the pipe which was inserted into the surface of the rock was not properly secured against the flow of salt water that continues to pass over it, and with fresh in the tube to the ocean's level. This fact may account for the fresh water now found, not rising to the surface of the earth, mingling as it probably does, and passing off in the same vein through which the salt water flows.

It is intended immediately to apply the proper remedy against the salt water flow, till which time it will be impossible to test the quality of that from the fissure. This will be effected as soon as the proper instrument can be made, and we shall be happy to make a favorable report—of which we have no doubt.

While on the subject, we may as well say a word in regard to the great inconvenience which such an establishment as the hotel of Mr. Holt suffers for the want of pure water. He employs constantly three men, each with a horse and cart, owned by himself, and two others whom he hires, to bring him water from Trap Pond's well, more than two miles from his house, at an expense of eight dollars a day. This water is conveyed into four cisterns, holding one hundred and twenty-five hogheads, and his daily consumption for drinking, cooking, and washing, is twenty-four hogheads. *[New York Gazette.]*

*From the Commercial Advertiser.*

Holt's castle.—Mr. Holt has found water at the depth of six hundred and fifty feet in the Journal of Commerce says that limestone was found there—but it is not so. It is mica slate. It also speaks about a flint rock there, but this is all verbiage—it is mica slate. The fissure is large, and the water abundant. Its quality is not yet known, though I think it will prove to be good. It rises within a few feet of the surface, and not above which it proves that it does not enter the rock at any point higher than this. This is not a satisfactory discovery, as to the geology of this place. The Journal of Commerce thinks this will cost as much as two thousand dollars—had it cost twenty thousand, it would probably have come quite as near the truth. The one in Bleecker street, and Mr. Dishrow told me, cost ten thousand dollars, and that does not begin to be as expensive as this. Holt's castle may now be called the "FOUNTAIN IX."

A. 85.

Mr. Holt informs us, that he has not only ascertained that the supply of the fountain will be abundant, but that the water has been tried, and proved to be of a pure, soft, and excellent quality.

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ELECTIONEERING IN VERMONT.

Two conventions, one national republican, the other consisting of friends of the administration, lately met at Montpelier. In the former, a committee reported, that they had conferred with a committee of the Jackson convention, and had agreed with them relative to the mode of nominating a union ticket for state officers. The Jackson convention were to nominate candidates for governor and four councillors, and the national republican for lieutenant, treasurer, and eight councillors. This mode was adopted by both conventions, and Ezra Morse was nominated in both for governor, Jedediah H. Harris for lieutenant, Benjamin Swan for treasurer, and twelve other gentlemen for councillors.

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CORRESPONDENCE.

"To the hon. Ezra Meach.—  
 "Sir—At this period of our political affairs, when our party feelings have become calmed, after the late presidential contest, we can look around more dispassionately, and without a reference to the struggles that have past, and select such men as we deem most fit to entrust with the government of our state affairs. With a party whose motto is *proscription*, we cannot, will not unite; but with a party whose opinions upon the great and leading interests of our country agree with ours we would go heart and hand, and by the success of an union ticket, place Vermont, again, on a footing with the other states of the union, where she may no longer be a bye word and a jest for the fallacy of her opinions, and the infatuation of her sons.  
 "Believing that such a consummation is devoutly to be wished, and that through the agency of our enlightened and patriotic yeomanry, it can be fully and decidedly accomplished, we would respectfully solicit your views upon the great interests of our country, to wit—the protective policy—a system which we deem so interwoven with our national prosperity that to blot it from our records, as a law of the land would be to spread misery and poverty, where all is now peace and plenty.

"We also solicit your views on the land bill, as passed by congress the last session, the principles of which, we consider deeply important to the interests of Vermont. Very respectfully your obedient servants.

"Signed,

J. R. WILLIAMS,  
 JOHN MARSH,  
 ROJ. R. SCHENCK,  
 ASA WHEELER,  
 F. K. NICHOLS."

JUDGE MEACH'S REPLY.

"Sheburne, June 22, 1853.

"GENTLEMEN—Yours of the 8th instant, is this day received—having been absent on a journey, when it arrived. I therefore embrace the earliest opportunity to answer your inquiries. With regard to a union of the nationals, and so-called Jacksonians, I most heartily accord with your sentiments—that the time has come, when we should lay aside all those party feelings, and use our utmost exertions to redeem the lost character of our state.  
 "Relative to the protective system, it has always had my support—believing as I do, that the middle and eastern states never can prosper, without protecting all the articles for which we grow the raw material.  
 "With regard to the land bill, I had looked forward to the extinction of the public debt, as the period when the proceeds of the sales of the national domain—the common property of all the states, ought to be divided amongst them, agreeably to their representation in congress. Respectfully yours,  
 EZRA MEACH.

Messrs. J. R. Williams, John Marsh, and others."

BLACK HAWK AND THE SENECAS, &c.

*From the Buffalo Republican, July 5.*

The party of western chiefs, under the conduct of major Garland, consisting of Black Hawk, the Prophet Napope, the Prophet's adopted son and brother, and Black Hawk's son, arrived at this place on Friday last week, and remained until Sunday morning, when they took passage in the steamboat for Detroit. On Saturday morning they rode over to Black Rock for the purpose of looking at the union of the grand canal with the lake at that place, and also to have a fair view of the Canada shore. Black Hawk immediately pointed out Fort Erie, and appeared to be familiar with the country around. He was there during the last war in the British camp, at the time when, as he expressed himself, the "Americans walked in the fort." In the afternoon the party visited the Seneca Indians, who had collected at the council house on the reservation to receive them. They were addressed by capt. Pollard, an old and very respectable chief of the Seneca nation, who, after expressing the pleasure which it gave them to meet the chiefs of the Sacz, counselled their brothers to return home with a peaceful mind, to cultivate their land, and no more to fight against so powerful a people as the whites. To this both the Prophet and Black Hawk replied. The former said, "We have heard your talk—it is full of truth and good advice—I have said much on this subject to our great father—we shall go home in peace, we wish that all the tribes were collected on the fine lands west of the Mississippi. I will not make you a long talk—we only came over to see how our brothers the Senecas lived, and we are glad to see you." Black Hawk said, "Our aged brother of the Senecas who has spoken to us has spoken the words of a good and wise man. We are strangers to each other, though we have the same color, and the same Great Spirit made us all and gave us this country together. Brothers, we have seen how great a people the whites are. They are very rich and very strong—it is a folly for us to fight with them. We shall go home with much knowledge that we have got on our journey. For myself, I shall advise my people to be quiet and live like good men. The advice which you give us, brother, is very good, and we tell you now that we mean to walk the straight path for the future, and to content ourselves with what we have, and with cultivating our lands."

The chiefs of the Black Hawk party behaved themselves with much decorum and propriety. They were visited by most of our citizens, and every opportunity was furnished by major Garland to gratify the curiosity of all who came.

They will proceed over land from Detroit to Chicago, where a military escort will receive them, and convey them thence to the Mississippi.

A large party of the Oneida Indians, under the charge of the agent, Mr. Savage, left this port on Wednesday last for Green Bay, in the schooner Globe. They numbered in all, men, women and children, 145—were well provided with every thing necessary to render them comfortable in their new habitations, and seemed happy in the prospect before them.

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SELF-DEVOTION OF INDIANS.

"*Dulce est decorum est, pro patria mori.*"  
 The subjoined account we copy from the Jacksonville, (Illinois), Banner. K. O. KUCK, is well known to those who take an interest in the Indian tribes. But had the four great men, we mean the Indians who offered themselves to save their country, had they lived in ancient times they would have come down to us immortalized in the records of patriotism and philanthropy. David—the Horati and the Curati and others,

had a chance, they might conquer, but the poor Indians were sent to die—Mintus Seevolu burnt off his hand—but he stood in the presence of the great. Curtius leaped into the chasm—but the admiring plaudits of the Roman world hushed the whisperings of fear and the calculations upon pain—but the poor Indians, knew they must be hung up like dogs amid the streets and curses of those who preferred their dogs to them. The case as set forth in the annexed detail is highly interesting and would furnish a fine hint to a vigorous fauoy, for the leading incident of a tale.

By private sources, we hear that the Sac Indians who had been delivered up by Ke-o-kuk, to the civil authorities at Warren county, for the offence of like dogs amid the streets and the grand jury not having found a bill against them. The history of this affair is somewhat curious. When the agent went to Ke-o-kuk to demand the murderers, under instructions from the war department, he informed the agent that they were out of his reach, but would consult with his tribe what course to take in the premises. He called them together, and having stated to them that their great father would send an armed force into their nation to take the murderers, which would cause strife and bloodshed, which it was his desire to prevent, four young men of the tribe, (they who were discharged), proffered themselves as voluntary offerings to appease the vengeance of their great father, and consented that they should be given up to the agent as the offenders. They were immediately confined in jail to await their trial. At court Ke-o-kuk and other Indians of his tribe appeared, and the old chief was made a witness on the part of the prosecution; and, before the grand jury, he stated that these young men were not the persons who committed the murder, that they were out of his reach having fled from his tribe; and that he supposed they would be satisfied, if any four of his young men should be delivered up to their justice, not doubting but the same principles governed his white brethren that obtained among the Indians. This testimony, of course, discharged the prisoners. The people were much excited at this termination of the business; and the grand jury, in the exercise of their powers, handed to the court a presentment, the object of which was, as we understand, to request the president to take the necessary measures to procure the murderers, with testimony sufficient to convict them, and presenting the agent for accepting the men who were discharged, and requesting him not to accept any others than the real murderers, whose names were obtained from Ke-o-kuk, and the bills of indictment found against them. The idea of Ke-o-kuk and the young men was that they would sentence them to be hung immediately—they had no other expectation. In this view of the case, they showed more devotion to their tribe, and more firmness, than could be found under similar circumstances, among the most enlightened and civilized portion of the community. It is needless to add, that they manifested great joy at their unexpected deliverance.

Messrs. Gatewood, Field and C. S. Hempstead attended as counsel for the prisoners.

#### THE INVENTION OF LETTERS.

The invention of the Cherokee alphabet, the absolute perfection which is ascribed to it by philologists, and its general adoption amongst a nation which we designate savage, appear to us to be among the most interesting circumstances of modern history.

When, where, and by whom, letters were invented, it is now useless to imagine. Notwithstanding the pretensions advanced for Hermes, Memnon, Cadmus and others, there is no evidence to authorize us to award the honor to either of them. But although history has given us no authentic account of the sage, whoever he was, that first directed the human voice, analyzed its sounds, and gave to each an appropriate mark or character, our own age and our own country were to witness this novel enterprise conceived and executed by an untutored savage, belonging to that race whose wrongs will fill so black a page in our history. Cadmus imported an alphabet into Greece; Sequayah, a poor Cherokee, invented one for his native tongue, and a newspaper is now printed in characters which were devised by this great genius, (for richly merits the appellation), is one of the most extraordinary personages of the age. His name, when time shall have made it venerable, will be coupled with the names of Franklin, of Fulton, and other men whose inventions and discoveries have gained them an imperishable fame.

About the time of St. Clair's defeat, Sequayah, and a party of Cherokees, found a white man, whose name they had taken prisoner. This letter was, to the Indians, something novel and curious; and, much to their astonishment, its nature and uses were explained to them. It was long a question whether the *talking leaf*, as they expressively termed it, was the invention of the white man, or the gift of the Great Spirit. The rest decided for its divine origin. Sequayah, with the assistance of a philologist, maintained the contrary. They had, however, and its origin, were forgotten, till a painful disease disabled Sequayah from sharing in the pursuits of war and the chase. Then it was that his mind reverted to the mysterious paper. Day and night did he meditate upon it, till, by observations on the sound of the human voice and notes of birds, aided by the nicer care of his wife and daughter, he succeeded in his enterprise. All this time, like Galileo, he had to contend with the neglect, suspicions and superstitutions of his countrymen; nor they had heard of his strange occupation, and thought that he

was dealing with the evil spirit. After a time, however, he succeeded in convincing his brethren of the importance of his invention, and he has ever since been held by them in the deepest reverence.

#### GIRARD COLLEGE—PHILADELPHIA.

Address, by Nicholas Biddle, esq. chairman of the trustees of the Girard college for orphans, pronounced by request of the building committee, on the occasion of laying the corner stone of the edifice, July 4th, 1833.

FELLOW CITIZENS: We have now witnessed the laying of the corner stone of the Girard college for orphans. That stone, simple and enduring, fitting emblem of the structure to be reared from it, and of the man whose name it bears, has been deposited in its final resting place. The earth received it. Tomorrow the earth will cover it. Ours are the last eyes which shall look upon it, and hereafter it will lie in its silent repose, unmoved by all the revolutions of the changing world above it.

And yet from out that depth is to rise the spirit which may mould the destinies of our future, fit emblem of the structure that all else the world now contains. The seed that has been planted is of the tree of knowledge—that growth which gives to existence all that renders it attractive—flowers for our early youth—fruits in maturer life, and shelter for declining years. It is that knowledge, which tramping down in its progress the dominion of brutal force, and giving to intellect its just ascendancy, has at length become the master power of the world. No people can now be distinguished as prosperous, or truly great, but by the diffusion of knowledge—and in the stirring competition of the roused spirit of our time, the first glory and the highest success must be assigned to the best educated nation. If this be true in our relations abroad, it is far more true at home. Our institutions have boldly ventured to place the whole power of the country in the hands of the people, and the great restraints which in other countries were deemed necessary. In doing this, their reliance is entirely on the general intelligence and education of the community, without which, such institutions can have neither permanence nor value. Their brilliant success has hitherto justified that confidence, but as our population becomes concentrated into denser masses, with more excited passions and keener wants, the corrective influence of instruction becomes daily more essential. The education then of the people, which elsewhere is desirable or useful, becomes with us essential to the enjoyment, as well as to the safety of our institutions. Our general equality of rights would be unavailing without the intelligence to understand and to defend them—our general equality of power would be dangerous, if it enabled the ignorant mass to usurp by numerical force over the superior intelligence which it envied—our universal right to political distinction, unless the people are qualified for it by education, becomes a mere abstraction, exciting only an abortive ambition. While, therefore, to be uneducated and ignorant, is in other countries a private misfortune, in ours it is a public wrong; and the great object to which statesmen should direct their efforts is to elevate the standard of public instruction to the level—the high table land—of our institutions. It is time that this day has been appropriately chosen for the present solemnity.

It is fit that the anniversary of that day when our ancestors laid the broad foundations of our public liberties—on that day when our countrymen, throughout this continent, aspired, are enjoying the blessings which these institutions confer—we, in our sphere of duty, should commence this great work, so eminently adapted to secure and perpetuate them.

This truth no man felt with a deeper conviction than our distinguished fellow citizen, whose history, and whose design in founding this institution, may aptly occupy, for a few moments, our attention.

Of these, now that the tomb has dissipated all the illusion which once surrounded them, we can speak with the impartiality of history; and here, on this chosen spot, the scene of his future fame, we may freely bestow on his memory the homage which his unassuming nature would have shunned while living.

We all remember, and most of us know him. Plain in appearance, simple in manners, frugal in all his habits, and long life was out unbroken succession of intense and untiring industry. Wealthy, yet without indulging in the ordinary luxuries which wealth may procure—a stranger to the social circle—independent to political distinction—with no apparent enjoyment except in impelling and regulating the multiplied occupations of which he was the centre—whose very relaxation was only variety of labor, he passed so many years in unobscured and finally in extreme old age, the same unchanged, unvarying model of judicious and successful enterprise. At length, men began to gaze with wonder on this mysterious being, who, without any of the ordinary stimulants to exertion, urged by neither his own wants, nor the wants of others—with riches already beyond the hopes of avarice, yet persevered in this increasing scheme of accumulation; and possessing so much, strove to possess more as eagerly as if he possessed nothing. They did not know that under this cold exterior, and aloof in that stern solitude of his mind, with all that seeming indifference to the world and to the world's opinions, he still felt the deepest sympathy for human affliction, and nursed a stronger, yet a far nobler and wiser ambition to benefit mankind, than ever animated the most devoted follower of that world's applause. His death first revealed, that all this accumulation of his laborious and prolonged existence, was to be the inheritance of us and of our children—that for our

and their comfort, the city of his adoption was to be improved and embellished, and above all, that for their advancement in science, and in morals, were to be dedicated the fruits of his long years of study. It required the self-denial of no common mind, to resist the temptation of being himself the witness and the administrator of this bounty, and to have abstained from enjoying the applause of his grateful countrymen, who would have acknowledged with affectionate respect, the benefits which they derived from him. Yet even the secret and prospective munificence must have had a moral like his; for he would not imagine that the deep and retired stillness of his spirit was often soothed with the visions of the lasting good, and perhaps, too, of the posthumous glory, which he was preparing. Such contemplations he might well indulge, for to few have they been so fully realized. From the moment that foundation stone touched the earth, the name of Girard was beyond the reach of oblivion. From this hour, that name is destined to survive to the latest posterity, and while letters and the arts exist, he will be cited as the man who, with a generous spirit and a sagacious foresight, bequeathed, for the improvement of his fellow men, the accumulated earnings of his life. He will be remembered in all future times by the emphatic title with which he close to be designated, and with which he commences his will—a title by which we cordially recognize him—"the founder of Girard of the city of Philadelphia, in the commonwealth of Pennsylvania, merchant and mariner"—the author of a more unimportant act of enlightened charity than was ever performed by any other human being.

His will indeed be the most durable basis of all human distinction—a wide benevolence in the cause of letters. The ordinary charity which is confined to the distaste for the material as it is, relieves only the physical wants of the sufferer. But the enlightened beneficence which looks deeper into the wants of our nature—which not merely prolongs existence, but renders that existence a blessing, by pouring into those recesses of sorrow the radiance of moral and intellectual civilization—this it is which forms the world's true benefactor, and confers the most enduring of all fame. His glory is the more secure, because the very objects of that benevolence are enabled to repay with fause, the kindness which sustains them.

It is not unreasonable to conjecture that in all future times, there will probably be in existence many thousand men who will owe to Girard the greatest of all blessings, a virtuous education; men who will have been rescued from want and perhaps from vice, and armed with power to rise to wealth and distinction. Among them will be found some of the best educated citizens, some of the most distinguished scholars, intelligent, energetic, distinguished artists and the most prominent statesmen. In the midst of their prosperity, such men can never forget the source of it, nor will they ever cease to mingle with their prayers and to commiserate with their labors, the name of their great benefactor. What human being can be insensible to the happiness of having caused such a succession of good through remote ages, or not feel that such applications are more grateful than all the shouts which ever rise from the bloodied field of battle, and worth all the vulgar fame of a hundred conquests!

The general design and the resources of the institution are proportioned to its purposes, and characteristic of him who did nothing which he did not do well.

After the building shall have been completed, there will remain the annual income from two millions of dollars, now yielding \$102,000, and if these funds should be inadequate for all the orphans applying for admission, the income of nearly all the remainder of the estate is to be appropriated to the erection of as many new buildings as his square in the city would have contained. So that in general, it may be stated with reasonable confidence, that when all the buildings are ready for the reception of the pupils, there will be available for the maintenance of the institutions, an income of not less than one hundred thousand dollars, which may be increased to at least two hundred and twenty thousand dollars.

These ample funds are to be devoted to the maintenance and education of "poor male white orphan children." Of all the classes of human indigence there are none more helpless and none more deserving sympathy than the orphan children of misfortune. They have lost their natural protectors. The arms which have hitherto embraced and sustained them, have been folded in death. They began life in comfort, perhaps in affluence; but now they stand alone, abandoned and helpless; to struggle against the world's coldness, with precarious means of subsistence, with no means of instruction, and treading on that narrow and slippery verge which too often separates want from crime. From this friendless condition they are rescued by the benevolence of Girard, who not merely provides the means of subsistence, but redressing the wrongs of fortune, raises them at once in the scale of being, and qualifies them to be useful members of that society which they would otherwise disturb or corrupt.

How wide the limits of that benevolence may be, it is impossible to conjecture. If the imperfection of language suggests a doubt as to the degree of destitution which makes an "orphan," the greater weakness of our nature forces upon us the melancholy inquiry—what child is there who may not be a poor orphan? Who is there indeed among us whose children may not yet need the blessings of this institution? Let none of us in the confidence of prosperity deem his own offspring secure. All our prosperity is so vain and shadowy, and misfortune is so

constantly in ambush to assail us, that it were presumptuous in any of us to suppose himself beyond the reach of vicissitudes, which would render such an institution the happiest refuge for his children. Yes, fellow citizens, this college is our own; the property of us all. It is intended to remedy misfortune, in which we are all equally liable. And it should be a source of great consolation to each of us, that it, in the ever varying turns of human life, misfortunes should overtake, and death surprise us, they who bear our names, and are destined to be the fathers of our descendants, will here find a home where they may find their future usefulness, and become in turn the protectors and support of their more helpless relatives.

Hereafter, thanks to the bounty of Girard, every father among us may, on his death bed, enjoy the reflection, that although unprovided with fortune, there is secured to his sons that which is at once the means of fortune, and far better than the amplest fortune without it—a good education. This consideration, if any such incentive were wanting, may serve to stimulate the sense of public duty in those who administer the institution, to render it worthy of their own children.

For this purpose, happily, it is only necessary to fulfil the designs of the founder, which provides ample means and expressly enjoins the employment of them, to give every kind of liberal and useful instruction.

The trustees, who, comparing this institution with any ordinary standard, regard it as an almshouse or a poor house, in which a certain number of pauper boys, housed together, to be kept from harm, are to receive some hasty rudiments of instruction, and thence to be thrust out on the world to make way for a similar swarm of unfortunate children. By no means. The comprehensive benevolence of Girard looked to higher and better objects. He desired, not a charity school, nor a free school, in their ordinary acceptation. It is, as he denominates it, a "college." The preeminent prohibition that "no distinctive dress should ever be worn," reveals his purpose that these youths shall not be designated as objects of remark or contempt by their contemporaries—that they shall be distinguished only by their conduct, and shall not wear the heavy yoke of charity. The trustees, for example, do not recommend the Greek and Latin languages—and such other learning and science as the capacities of the several scholars may merit or warrant."

This excludes nothing—nay, it embraces every thing necessary to form a well educated man. How far this instruction is to be carried—whether in the degrees of talent and disposition come to be analysed, some are to be instructed up to the point of their appropriate capacity, while the more intelligent and more diligent are to be carried into the higher regions of science, are questions of future administrations, to be decided by experience. But it is manifest that all the means of education, thorough, perfect education, are to be provided; that every facility for the acquisition of knowledge should be at hand; nor is there any reason why the Girard college—liberally endowed beyond all example—should not be superior to any existing establishments, in the talents of its professors or the abundance of its means of instruction; and with the blessing of God, so it shall be. There shall be collected within these walls all that the knowledge and research of men have accumulated to enlighten and improve the minds of youth. It will be the civil West Point of this country, where all the sciences which minister to men's happiness, and all the arts of peace, may be thoroughly and practically taught. His success will naturally render it the model for other institutions—the centre of all improvement in things taught no less than in the art of teaching them—the nursery of instructors as well as pupils—thus, not merely accomplishing the direct benefit of those to whom its instruction extends, but irradiating by its example the whole circumference of human knowledge.

To such intellectual cultivation will be added that, without which all instruction is valueless, and all learning the mere ability for evil—that moral discipline which makes men virtuous and happy at their own firesides. "My desire is," says he, "that all the instructors and teachers in the college shall take pains to in-ill into the minds of the scholars, the pure principles of morality, so that on their entrance into the world, life, they may, from education, be able to resist the bewilderment of their fellow creatures, and a love of truth, sobriety and industry." When this harmony between the heart and the understanding ceases, mere knowledge is a curse, and men become intellectual statues, with the perfect forms of manly exterior, but cold and selfish and worthless to the community which endures them. Your youth too will not fail to be deeply imbued with that republican doctrine, of public government, and that knowledge of his public rights and duties, which should form the basis of the American character. It is thus that the founder strictly enjoins "that by every proper means, a pure attachment to our republican institutions, and to the sacred rights of conscience as guaranteed by our happy constitution, shall be formed and fostered in the minds of the scholars." And that there be no doubt that such an education will disqualify them for their pursuits in after life. In this country all

pursuits are open to all men, nor need the humblest citizen despair of the highest honors of the republic. They err who suppose that because men are instructed, they may desert the ordinary walks of employment. There is never can be such an overabundance of the talents of the people. Men labor not for a want of knowledge, but for want of bread. The cultivation of the mind, like the cultivation of the soil, only renders it more productive, and knowledge becomes the best auxiliary to industry by rendering the laborer more intelligent and more ambitious to excel. The youth thus instructed will go forth into the various pursuits of life, many of which are in their nature, mechanical; but they will begin with the disposition and the power not merely to excel in them, but to rise beyond them; and they will emerge from their workshops, as their countrymen Franklin, and Littenhouse, and Godfrey, and Fulton did before them, reaching all the distinctions of the state which may be honorably won, by talents and character.

That the scene of so many blessings may be appropriate to it, it is intended to make this structure worthy of its great end—worthy of the talents of the artist, and of the industry which he was so anxious to embellish. Among the sciences most needed in this country, where individual wealth is hastening to indulge its taste, and where every state and city and country requires extensive public buildings, is architecture. Indispensable in the rudest forms of life, it becomes the highest ornament of the most enlightened. In every stage of its progress, the style of its public works displays the power and glory of the nation which rears them. Disproportioned and grotesque among a coarse and unlettered people—in nations more advanced, often over-ornamented with the gaudy profusion and the caprices of tasteless wealth—it is only when sustained by the public spirit of a community at once enlightened and generous, that architecture attains its highest glory, and its true simplicity. Of that perfection it is proposed that this structure shall present a model, the equal at least of similar works in any other country, and not unworthy of the best days of antiquity—a structure which will at once gratify the honorable pride of every citizen of the United States, and form the best study for all the branches of industry connected with architecture.

The enjoyment of so many advantages devolves on us, fellow citizens, the duty of great care and vigilance to preserve them. After bestowing upon our city this rich inheritance, Girard says of this emphatic declaration: "In relation to the organization of the college and its appendages, I leave necessarily many details to the mayor, aldermen, and citizens of Philadelphia, and I do so with the more confidence, as from the nature of my bequests and the benefit to result from them, I trust that my fellow citizens of Philadelphia will observe and evince special care and anxiety in selecting members for their city councils and other agents."

That the generous confidence with which he has thus committed to us the execution of his great designs, should never be betrayed, we owe equally to the name of the founder and to the interests of our posterity; as the whole value of this institution will depend entirely on the administration of it. For myself and my colleagues, to whom the high honor has been assigned of sharing in that administration, I can only say, fellow citizens, that we have assumed the trust with the deepest sense of its responsibility, and a determination to execute it in the spirit of enlightened benevolence which animated the founder; and we shall in our turn retire from it, with the hope that our fair city may always find successors who to equal zeal, add greater ability to serve it.

Under such auspices, we confidently trust that all the expectations of the founder will be realized. With this delightful anticipation, we now invoke the blessing of God on this great undertaking.

In the name of *Stephen Girard of the city of Philadelphia, in the commonwealth of Pennsylvania, merchant and mariner, we say the foundation of this Girard college for orphans. We dedicate it to the maintenance of a school, which not only feeds and clothes the destitute, but wisely confers the greatest blessings on the greatest sufferers;*

To the cause of education; which gives to human life its chief value;

To the cause of morals, without which knowledge were worse than unavailing; and of piety;

To the cause of our country, whose service in the noblest object to which knowledge and morals can be devoted.

Long may this structure stand, in its majestic simplicity, the pride and admiration of our latest posterity; long may it continue to yield its annual harvest of educated and moral citizens to adorn and to defend our country. Long may each successive age enjoy its still increasing benefits, when time shall have filled its halls with the memory of the mighty dead who have been reared within them, and shed over its outward beauty the mellowing hues of a thousand years of renown.

SKETCH OF THE PROPOSED BUILDING.

The college is located on a tract of land containing forty-five acres, formerly known by the name of Peel Hall, situated on the Ridge road,  $\frac{1}{2}$  miles from the city. This estate was purchased from Mr. William Parker, by Mr. Girard, a short time before his death, for the use of the college.

The building is perpendicular, being 160 feet front, by 217 feet on the flank, including the porticoes.

The columns are 6 feet in diameter at the base, and 54 feet 6 inches high, including capitals and bases.

The order is Grecian Corinthian, from the monument of Lyciscus, or Lanera of Demostenes at Athens.

The superstructure reposes on a basement, in the form of a truncated pyramid, composed of 12 steps surrounding the whole building. The passage between the columns and the walls of the cell is 15 feet.

All the columns, entablature and pediment, are to be composed of white, and the cell of light blue marble. The floors and stairways are also to be composed of marble.

The vestibules are each 25 by 45 feet; they are ornamented with 16 rich Ionic columns, autes, and entablature, supporting a ceiling embellished with lacunae.

Each story contains four rooms 50 feet square in the clear.

The two rooms across the south end of the first story, are divided from each other by marble columns, and entablature of the Corinthian order, so that they may be used as one room, for the purpose of exhibitions, &c.

The whole building is to be heated by means of furnaces placed in the cellar.

The college is located parallel with the city streets, fronting the south. The land at the base of the building is 36 feet above the reservoir on Fairmount. The whole height of the edifice is 97 feet, making the elevation of the roof 123 feet above the said reservoir.

AMERICAN INSTITUTE—NEW YORK.

*For the Niles' Register & Advertiser.*

The attention of the public is earnestly solicited to the following circular from the managers of the American Institute, inviting attention to their exhibition, to take place on the 15th of October next.

This early promulgation of the intended annual fair is made with a view of giving opportunities to our mechanics to prepare such articles as they may wish to exhibit for the purpose of giving them notoriety—and well merits their particular attention. No method that could be devised for the advancement of the useful and ornamental arts among us, would seem to be so advantageous as the plan here submitted. The collection in one large room of the various productions of American skill and industry, has an undoubted tendency to awaken feelings of a proper national pride, and from the very numerous visitors attracted at these exhibitions, we have no hesitation in giving our decided award in their favor.

What can possibly have a greater tendency to call forth a friendly disposition to native genius, than an opportunity to witness from year to year the many advances which are so rapidly making in the arts in this young and enterprising community? But a few years since the manufactures of the United States were confined to a few of the coarser articles in flax, in cotton, wool and iron. Now, a fair of the American Institute exhibits elegant specimens of almost every article of household and personal comfort and luxury. Musical instruments of the finest tone, and other articles of cabinet ware, of the most exquisite workmanship, cloths, cassimeres, calicoes and muslins of superior fineness and fabric, japanned ware of every kind, saddlery and harness furniture, plate and plated ware of the finest polish, carpets and carpeting, equal in texture and color to the most brilliant of the imported article, cutlery of all kinds, from the finest surgical instruments to common table furniture. In fine, in every branch of mechanical science the mansion hall, at one of these fairs, exhibits specimens which would attract praise and eulogy even in the great cities of London and Paris.

We speak advisedly on this subject, having attended similar European institutions; nor do we hesitate to say, that for ingenuity, enterprise and skill, no country produces workmen better qualified to minister to the taste, refined enjoyment and comfort of society than those of America; and nothing promotes advancement in their various departments more than grouping together, in annual exhibitions, the various utensils and fabrics fashioned from the abundant raw material with which our country abounds.

To mechanics, therefore, in an especial manner would we recommend an early attention to this truly patriotic plan of promoting their interests, prepared for them by the laudable exertions of this valuable institution. Let them remember that they are fast breaking down the prejudices which formerly existed in favour of foreign fabrics, and that consumers, for the many and various articles of their production, are at last what is most desirable for them. An intelligent and discerning public cannot remain insensible to the claims of their brethren for encouragement and patronage, when the vast store of material with which our country abounds is found, annually, to be increasingly brought forward, fashioned into every variety of shape in implements which the advancing state of society calls for, to minister to its demands.

Let our fellow citizens but once become convinced of the fact, which will not much longer be denied, that we can furnish ourselves with vast numbers of the comforts and luxuries of life from our home resources, with more profit and advantage to the country than they can be derived from abroad, and all parties and denominations will rally around them, to second the endeavors of a paternal government to take every proper measure for their continuance and support.

AMERICAN INSTITUTE.

New York, July 4th 1853.

The sixth annual fair of the American Institute will be held in the city of New York on Tuesday the 15th of October next, and continue three days.

Premiums, consisting of diplomas, or medals, will be awarded, as usual, for such articles of American production as shall be adjudged superior, either in material or workmanship. As a new impetus seems to have been lately given to American industry, it is confidently expected that the fair announced for October next, will present still more decisive evidence of the advancing condition of our agriculture, our manufactures, and the arts, than any of those which have preceded it.

Your attention in giving publicity to this circular, and aiding the efforts of the institute to effect a very general display of ingenious and useful fabrics, will promote the cause of national industry, by affording ocular demonstration that our skill and perseverance, under adequate protection, can compete with any and all other countries. The variety and perfection of the productions which we have on former occasions been displayed at the fairs of the institute, and the rapid reduction of prices manifested at every successive exhibition, has already satisfied many, who before doubted, of our ability to compete with older and more experienced nations; and it is confidently believed that future exhibitions will attract and open the eyes of others, who now undervalue our resources, and who do not realize the perfection of our native improvements, because they have never been spread before them.

Such ingenious and useful machinery as may be conveniently transported, and put in operation, will give interest and spirit to the occasion.

Each article should be labelled with the name of the manufacturer or producer, and with the agent's name and number in this city.

The design is to inform buyers where they can supply themselves with the best articles. In this way, by means of former fairs, many excellent workmen have become better known, and have obtained permanent and profitable customers, who, while they have been better served, have at the same time rewarded and stimulated American skill and industry.

Articles entered for premiums must be delivered as early as Monday the 14th of October.

More particular notices will be published previous to the fair. For any other information which may be desired, apply to either of the managers, in person, or by letter.

JAMES LYNCH,	JOHN SANBORN,	}	MANAGERS.
ANDREW WILLIAMS,	JOSEPH TITCOMB,		
EDWARD T. BLAKEHOUSE,	JAMES L. MOORE,		
CLARKSON CHADLER, JR.	GEORGE BACON,		
W. F. PRYCE,			

**PASSED MIDSHIPMEN.**

A board, composed of commodore Jacob Jones as president, and captains Nicholas and W. S. Skidrick as members, convened at Baltimore on the 6th May, for the examination of such midshipmen as presented themselves, agreeably to the orders of the department.

The following is a list of those who were found qualified for promotion, arranged in the order fixed by the board.

*Warrants dated in 1836.*

- |                        |                        |
|------------------------|------------------------|
| 1. James F. Miller,    | 6. Francis Bartlett,   |
| 2. Henry A. Steele,    | 7. Francis Hugot,      |
| 3. Charles Heywood,    | 8. Robert J. Ross,     |
| 4. Edward R. Thompson, | 9. William Chandler,   |
| 5. William C. Farrar,  | 10. George N. Hawkins. |

*Warrants dated in 1837.*

- |                        |                        |
|------------------------|------------------------|
| 1. Thomas J. Fage,     | 29. William B. Ludlow, |
| 2. George Minor,       | 31. Luther Stoddard,   |
| 3. Percival Drayton,   | 32. John R. Tucker,    |
| 4. Wm. C. Griffin,     | 33. William M. Walker, |
| 5. Oliver Tod,         | 34. George R. Gray,    |
| 6. Robert F. Pinkney,  | 25. John Weems,        |
| 7. Thomas R. Rootes,   | 36. C. S. Ridgely,     |
| 8. Edward M. Yard,     | 27. Robert E. Johnson, |
| 9. J. T. McLaughlin,   | 28. George McCreevy,   |
| 10. James M. Gillis,   | 29. William P. Jones,  |
| 11. Alexander Gibson,  | 30. John H. Mansby,    |
| 12. Wm. S. Young,      | 31. John A. Winslow,   |
| 13. Wm. W. Bleeker,    | 32. Benjamin M. Dove,  |
| 14. Joseph F. Green,   | 33. James R. Sully,    |
| 15. Algeron S. Worth,  | 34. B. J. Moeller,     |
| 16. Zach. Holland,     | 35. Ferdinand Peyer,   |
| 17. Bushrod W. Hunter, | 36. Henry Walker,      |
| 18. Wm. C. Spencer,    | 37. John J. White.     |
| 19. Overtun Carr,      |                        |

[*MU. Mag.*]

**ARMY PROMOTIONS AND APPOINTMENTS.**

By an order through the adjutant general of the army, it appears that promotions and appointments in the army of the United States, according to the following list, have been made by the president, since the publication of the "order" No. 40, of May, 1833.

**I.—PROMOTIONS.**

*First regiment of artillery.*

2d Lieut. James R. Irwin, to be 1st lieutenant, 31st May, 1833, vice Wheelwright, resigned.

Brevet 2d Lieut. George Watson, to be 3d lieutenant, 31st May, 1833, vice Irwin promoted.—(brevet July 1, 1832.)

*Third regiment of artillery.*

2d Lieut. Joseph W. Harris, to be 1st lieutenant, 30th June, 1833, vice Corpeur, resigned.

3d Lieut. Robert Anderson, to be 1st lieutenant, 30th June, 1833, vice Brockmough resigned.

Brevet 3d Lieut. Samuel H. Miller, to be 2d lieutenant, 30th June, 1833, vice Harris promoted.—(brevet 1st July, 1831.)

Brevet 2d Lieut. George H. Talcott, to be 3d lieutenant, 30th June, 1833, vice Anderson promoted.—(brevet 1st July, 1831.)

**II.—APPOINTMENTS.**

*Staff.*

Charles W. Handy, Md. to be assistant surgeon, 11th May, 1833.

The following named cadets, constituting the 1st class of 1833, at the last June examination, having been adjudged by the academic staff, competent to perform duty in the army, the president has attached them as supernumerary 2d lieutenants, by brevet, to regiments and corps respectively, as indicated in the following list—

*Corps of engineers.*

Cadet Frederick A. Smith, to be brevet 2d lieut. 1st July, 1833.

Cadet Jonathan G. Barnard, to be brevet 2d lieut. 1st July, 1833.

Cadet George W. Cullum, to be brevet 2d lieut. 1st July, 1833.

Cadet Rufus King, to be brevet 2d lieut. 1st July, 1833.

*First regiment of artillery.*

Cadet Francis H. Smith, to be brevet 2d lieut. 1st July, 1833.

Cadet William H. Sidell, to be brevet 2d lieut. 1st July, 1833.

Cadet David B. Harris, to be brevet 2d lieut. 1st July, 1833.

Cadet Erasmus A. Capron, to be brevet 2d lieut. 1st July, 1833.

Cadet David E. Hale, to be brevet 2d lieut. 1st July, 1833.

*Second regiment of artillery.*

Cadet Isaiah Garrett, to be brevet 2d lieut. 1st July, 1833.

Cadet Edmund Schriver, to be brevet 2d lieut. 1st July, 1833.

Cadet Henry Walter, to be brevet 2d lieut. 1st July, 1833.

*Third regiment of artillery.*

Cadet Rowell W. Lee, to be brevet 2d lieut. 1st July, 1833.

Cadet Robert E. Mudge, to be brevet 2d lieut. 1st July, 1833.

Cadet John A. Thomas, to be brevet 2d lieut. 1st July, 1833.

Cadet John H. Allen, to be brevet 2d lieut. 1st July, 1833.

*Fourth regiment of artillery.*

Cadet John H. Miller, to be brevet 2d lieut. 1st July, 1833.

Cadet James L. Davis, to be brevet 2d lieut. 1st July, 1833.

Cadet Alexander E. Shiras, to be brevet 2d lieut. 1st July, 1833.

Cadet Henry Dnpoint, to be brevet 2d lieut. 1st July, 1833.

*First regiment of infantry.*

Cadet George D. Dinon, to be brevet 2d lieut. 1st July, 1833.

Cadet Joel Riggs, to be brevet 2d lieut. 1st July, 1833.

Cadet George H. Peggam, to be brevet 2d lieut. 1st July, 1833.

Cadet James McClure, to be brevet 2d lieut. 1st July, 1833.

*Second regiment of infantry.*

Cadet Isaac R. D. Burnett, to be brevet 2d lieut. 1st July, 1833.

Cadet Henry W. Wessells, to be brevet 2d lieut. 1st July, 1833.

Cadet James W. Anderson, to be brevet 2d lieut. 1st July, 1833.

Cadet Thomas Johns, to be brevet 2d lieut. 1st July, 1833.

*Third regiment of infantry.*

Cadet Ben. E. Dubose, to be brevet 2d lieut. 1st July, 1833.

*Fourth regiment of infantry.*

Cadet W. S. Bliss, to be brevet 2d lieut. 1st July, 1833.

Cadet Ben. Alvord, to be brevet 2d lieut. 1st July, 1833.

Cadet John L. Hooper, to be brevet 2d lieut. 1st July, 1833.

Cadet John W. McClrabb, to be brevet 2d lieut. 1st July, 1833.

Cadet Abraham C. Myers, to be brevet 2d lieut. 1st July, 1833.

Cadet Henry L. Scott, to be brevet 2d lieut. 1st July, 1833.

*Fifth regiment of infantry.*

Cadet Daniel Ruggles, to be brevet 2d lieut. 1st July, 1833.

Cadet J. Chester Field, to be brevet 2d lieut. 1st July, 1833.

*Sixth regiment of infantry.*

Cadet Jacob E. Blake, to be brevet 2d lieut. 1st July, 1833.

Cadet John P. Center, to be brevet 2d lieut. 1st July, 1833.

Cadet George H. Ringgold, to be brevet 2d lieut. 1st July, 1833.

Cadet Joseph P. Harrison, to be brevet 2d lieut. 1st July, 1833.

*Seventh regiment of infantry.*

Cadet Augustus F. Beaton, to be brevet 2d lieut. 1st July, 1833.

**III.—CASUALTIES.—RESIGNATIONS.**

*1st lieutenants.*

Washington Wheelwright, 1st artillery, 31st May, 1833.

George P. Corpeur, 3d artillery, 30th June, 1833.

Austin Brockmough, 3d artillery, 30th June, 1833.

*Brevet 2d lieutenants.*

Merewether L. Clarke, 6th infantry, 31st May, 1833.

**IV.—RELIEFS TO BE OBSERVED IN THE ARMY OF OBSERVATION.**

2. If a field officer, the officer promoted will join the regiment and station of his predecessor; if a company officer he will join the particular company where the vacancy to which he succeeds may have occurred.

The officers promoted will, accordingly, forthwith join their preparation and companies, except those on detached service, or who may receive special instructions from this office, they will report by letter, to their respective colonels.

3. The brevet 2d lieutenants will join their respective regiments, and report in person for duty, agreeably to regulations, by the 30th day of September; and by letter, to their respective colonels, who will assign them to companies.

# NILES' WEEKLY REGISTER.

FOURTH SERIES. No. 22—Vol. VIII.] BALTIMORE, JULY 27, 1833. [Vol. XLIV. WHOLE No. 1,140.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

Mr. *William Shippey*, at the counting house of Messrs. *Peter H. Schenck & Co.* No. 34½ Pine street, is agent for the REGISTER in the city of New York, and generally authorised to transact all its business, in the receipt of orders, subscriptions, &c. &c. and will attend promptly thereto.

## THE CHOLERA.

Ten of the Indian youths at the Choctaw academy, at Blue Spring, Kentucky, have died of the cholera, and col. R. M. Johnson has lost fifteen of his slaves.

In the town of Richmond, Kentucky, in twenty days, up to the 16th inst. but nine persons had died of cholera, six whites and three blacks. The town was assuming its wonted lively appearance, its stores and offices were again open. But the disease was still raging in the county.

In the town of Lancaster, Ky. 116 persons had fallen victims to the disease from the 19th of June to the 8th of July, 58 whites and 58 blacks.

In Flemingsburgh 66 deaths had occurred, being about 1 in every 10 of its population.

In Lawrenceburg, Ky. 89 deaths had taken place out of a population of 250.

In Scott county, Ky. the disease was making the most frightful ravages.

The board of health of Maysville, Ky. announced, on the 11th inst. that the cholera had ceased to prevail in that city, and that all persons whose business or inclination may induce them to visit that place could do so in safety.

The canal hands at Williamsport, Md. are now said to be entirely clear of the disease.

The *Wheeling Gazette* of the 20th inst. says:—In Triadelphia, a village 8 miles east of this place on the turnpike, containing about 50 inhabitants, the cholera broke out with great violence on the 11th inst. In a few days there were 17 cases and 8 deaths. We understand the village has been almost entirely deserted.

*Little Rock, June 16.*—The steambot Reinder, capt. Cokeran, arrived at this place on Sunday evening last, from New Orleans, in a most distressing condition—having lost SIX of her crew and passengers, by cholera, since she left the mouth of White river. One of her passengers was lying at the point of death when she arrived, and is still lying in rather a critical situation, and almost every soul on board was more or less affected with the epidemic.

The *Pittsburg Gazette* states that the cholera has never been known in that city as an epidemic, and the board of health announce, officially, that from the 11th of June, when the disease made its appearance, up to the 16th July, only 39 persons had died from the disease.

There had been little or no melioration of the disease in Kanawha Salines, Va. and its vicinity up to the 18th inst. The whole number of deaths, as ascertained in the county, we learn from the *Charleston Banner*, was 74. In Charleston, Va. there had been six or seven cases of cholera and three or four deaths.

The National Intelligencer, on the authority of a student announces that the cholera had made its appearance at Princeton, New Jersey, and that the students of the college had, in consequence, been permitted to return to their homes.

In Indiana the disease is spreading, as is also the case in Ohio. Deaths have occurred at several of the small towns on the Ohio river, and in the interior, we notice deaths at Lebanon, Dayton and Columbus, though in none of these places does it appear to possess the malignancy which marked its progress in Kentucky.

STRANGE! The following, extracted from a Connecticut paper, has been spoken of in "tribute to Andrew Jackson!"

VOL. XLIV—816. 24.

"He travels unarmed and unattended, but by his household, by day or night, through a land where every house he sees is his home, and every man he meets is already enrolled as his life guard."

The remark is well—and proper. But the servile stupidity is in reference to it as something extraordinary. The "collar" is manifest! None but a grovelling slave—a fit subject for the sultan of Turkey, would imagine a president of the United States travelling otherwise—for so all our presidents have travelled, and, we trust in heaven! always will do. We have seen *President Adams* taking care of his own baggage in a steambot—and sitting down at the common table, like any other passenger—and thus, we hope, that it ever will be. And there are tens of thousands of men, who were most decided in their opposition to the election of *general Jackson* to the presidency, who would have risked their lives to have prevented the insult inflicted on *president Jackson* by *ex-lieutenant Randolph*, had they been present, and foresaw what was about to happen. And the general idea given out in the preceding extract, is as old as the constitution. We saw *general Washington* thus proceeding to New York, to take his first oath as president—and have seen *president Washington* on his return to Mount Vernon—"unarmed and unattended, but by his own household;" and beheld a negro, doff his three cornered revolutionary hat, and heartily shake hands with him who was "first in war, first in peace, and first in the hearts of his countrymen"—whose "name and fame" will outlive the pyramids of Egypt, and be more and more cherished as time shall hallow their adamant. It is the glory of our country that such things always have been; and to suppose that they can be otherwise is—"moral treason."

UNITED STATES BANK. The *New York Commercial* of the 18th inst. remarks: "The government deposits have become a fruitful source of speculation, and some of the stock brokers are endeavoring to inculcate a belief that the president intends to remove the public money to the state banks. If he has any such intention, we should incline to the opinion that he would not again entrust certain folks in Wall street with the secret. Be that, however, as it may, it is certain that a premium of 25 per cent. was paid yesterday in Wall street, to insure that the deposits would not be transferred before the next meeting of congress, and Mr. Jacob Barker accepted the premium, and wrote such policy."

IRON. From the *Albany Daily Advertiser*. It is not only our own opinion, but we are confirmed in the belief, by many with whom we have conversed, that the manufacturing of castings is brought to greater perfection in Albany than in any other place in this country, and, we may add, even Europe. The hollow ware of Bartlett, Bent & Co. is preferred to the best "Scotch hollow ware"—the stores of Dr. Nott receive the preference wherever they are known, and the machinery castings of Many & Ward, and others, are equal to those of any foundry in the world.

The amount of castings consumed in this section of the country, may be judged of by the following facts:

Howard, Nott & Co. melt annually about	1,000 tons.
Bartlett, Bent & Co. do.	350
I. & J. Townsend do.	300
Rathbone & Silliman do.	200
Many & Ward do.	450

Total 2,300

About one thousand persons obtain their support from the employment derived from these establishments.

In addition to the amount of irons melted here, Messrs. Heermans, Rathbone & Co. sell annually 750 tons stove plates (from Philadelphia) and Gill, Cooper & Co. about 300 tons from same place.

From the best information we can obtain, there are about 2,300 tons of castings manufactured and sold in this city, and about 1,250 tons imported and sold here—making in all 3,550 tons.

**VERMONT.** The "union" proceedings noticed in the last "Register," it appears, will be strongly opposed—and Mr. *Segmour*, late of the senate of the United States, has been nominated, in several of the anti-Jackson papers, for the office of governor.

**NEW YORK CANALS.** From the *Albany Argus*. The tolls collected on all the canals of the state, for the month of June, amount to the sum of \$174,646 90—being \$1,260 38 more than the receipts of the corresponding month of the last season. The following statement exhibits the sum received on each canal for the month of June, to wit:

On the Erie canal	\$148,170 46
Champlain canal	21,165 24
Cayuga and Seneca canal	2,411 17
Oswego canal	2,900 03

\$174,646 90

The whole sum received for tolls from the opening of navigation to the 30th of June, two months and eight days, is \$500,211 94 cents; being \$58,240 96 more than the receipts up to the same period in 1832.

[The increased amount of the tolls on these canals is not proportioned to the increase of business on them—for the rate of the tolls had been considerably reduced.]

**UNIVERSITY OF NEW YORK.** The following is the close of Dr. *Mather's* address, on laying the corner stone of the university of New York:

"With these hopes and prospects, in the name of the most high God, the Father, the Son, and the Holy Ghost, from whom cometh down every good gift and every perfect gift, and with whom is no variableness, neither shadow of turning, do we now lay this corner stone of the university of the city of New York; and with the humble hope of his blessing and favor, we dedicate it

"To the cause of freedom—of freedom, civil, intellectual, and religious; and to that high cause for which our fathers were first exiles and then warriors. May this institution furnish able and devoted sons, who will appreciate and maintain the privileges transmitted to them as their heritage and birthright. We dedicate it

"To the cause of letters—of science and of education; the brightest earthly ornaments of a nation, free and happy as ours, and without which, freedom itself soon degenerates into coarse licentiousness, and results in anarchy and every evil work. We dedicate it

"To the cause of religion—for without this, the tree of knowledge is severed from the tree of life; but with it freedom and knowledge alike become sanctified into blessings that endure forever.

"And firmly and permanently as we have now laid this corner stone in its place, would we also lay this institution deep in the affections and confidence of this community, and commit it confidently to the care and patronage of Him who sees the end from the beginning, and in whom we trust, that after our names and memorials shall have passed away, this university will remain a pillar of light and glory to our city and our nation. *Esto perpetua.*"

**EASTON, PA.** The anniversary was celebrated with great spirit in this prosperous town, by military and civic processions, &c. but was specially remarkable because of the laying of the corner stone of "Lafayette college," on which a noble edifice is to be erected, with appropriate ceremonies.

On settling the stone to its place, colonel Porter, (president of the board of trustees), said:

"Here, on the anniversary of our independence, we dedicate this building to the cause of science and education. May it long be the seat of virtue and learning. May the example of him whose name it bears and who is well described as the model of republican chivalry, the hero of three revolutions, of two centuries and of both hemispheres, inspire the youth who shall be here educated, with the proper spirit of patriotism and philanthropy.

And may the all bounteous Author of nature bless this our undertaking, protect those engaged in completing this structure from accident and harm, and long preserve it from decay."

**BALTIMORE.** The ship-building business continues to be prosecuted in Baltimore with unabated activity. Within a short time past, the keels of five brigs, six schooners and a steambot have been laid down, the greater proportion of which, including the steambot, are building for account of owners in other cities. Two noble ships, of 500 to 600 tons each, are advancing towards completion, and one of them is expected to be launched in about a fortnight. They are both designed for merchants of Petersburg, Va. Our naval architects possess that peculiar skill and talent in the line of their profession which cannot fail to secure them full employment, as long as first rate vessels are required. [Amer.]

In the quarter ending July 1—there was inspected in Baltimore 134,047 bbls. and 1,494  $\frac{1}{2}$  bbls. wheat flour—87 hds. and 5,226 bbls. corn meal—146 bbls. and 35  $\frac{1}{2}$  bbls. beef, 3,367 bbls. pork—the two last nearly all "foreign" packed.

**BALTIMORE AND OHIO RAIL ROAD.** A late report of a committee of the board of directors shews:

That the receipts for transportation during the last six months, appears, by the accompanying statement of the superintendent of transportation, to have been \$92,556 86

That the expenses of transportation, and the salary of the superintendent of transportation were \$41,534 35

That the repairs of the road, machinery and attendance on the same, and salary of superintendent of machinery, were 18,374 89

The wear and tear of horses and harness is estimated at 2,800 00

62,709 24

Leaving, after deducting the foregoing items, the sum of \$29,847 62

The income and expenses of transportation in the first six months of 1832 and 1833, are thus shewn:

<i>Income.</i>		<i>Expenses of transportation.</i>	
1832,	\$78,160 44	1832,	\$41,414 29
1833,	92,556 86	1833,	41,534 35

**NORTH CAROLINA.** The internal improvement convention of the state of North Carolina met at Raleigh, on the 4th instant. The honorable *D. L. Swain*, governor of the state, was chosen president, and two secretaries were appointed. One hundred and eighteen delegates were present. A committee, composed of one member from each county delegation, was appointed, to whom were referred all matters of inquiry, with instructions to make a general report. This committee made a detailed report on Friday afternoon, which produced a protracted discussion. After being modified in several particulars, it was finally adopted, on Saturday. Nearly the whole of the debate which occurred in the convention, took place on a resolution reported by the committee, which affirms "that the true policy of the state requires that its funds should, in the first instance, be exclusively applied to providing the means of internal transportation, and in erasing and improving markets within her own limits." The true point appears to have been whether the necessary improvements should not terminate at some point or points in North Carolina, rather than be connected with improvements, in other states on the north, south and west, which might lead the trade to Norfolk, or to Charleston, or down the western waters to New Orleans.

The resolutions finally adopted declare it expedient that "a liberal system of internal improvements should be immediately organized and vigorously prosecuted;"

That the general assembly ought to provide "by law or otherwise," a fund for purposes of internal improvement;

That this fund ought to be applied "in the first instance, exclusively" to creating and improving markets within the limits of the state;



That provision ought to be made by law, that the state shall subscribe for two-fifths of the stock of every company chartered for internal improvement; and

That every company so chartered, ought to have power to cross and intersect at pleasure, any work previously authorised or made.

Committees of correspondence and to address the people of the state on the subject were appointed, and a memorial was directed to be laid before the next legislature. A new convention was recommended, to be held in November next, to deliberate farther.

**OHIO CANALS.** The tolls received on the Ohio canal, in May last, amounted to \$16,938 80—same month, last year, \$10,147 43. On the Ohio and Miami canal, last May, \$3,340 14—same month, last year, \$3,734 58.

**NATCHEZ** is about 400 miles from the ocean—but about to become a great seaport, by the aid of steam vessels ascending the current of the Mississippi, towing up ships. The state of Mississippi now exports about 225,000 bales of cotton, and is growing rapidly in population and means to double the quantity, if the market remains good.—There seems hardly a limit to the amount of cotton which may be produced.

**THE DUTIES** which accrued at Boston in the two first quarters of 1852, amounted to \$2,647,130 24: in the two first quarters of the present year \$1,821,957 79. The reduction is chiefly caused, no doubt, by admitting coffee, tea, &c. duty free; and yet the price of these articles has not declined.

In Philadelphia, the amount of duties in the two first quarters of 1852, was \$2,310,178 49: in those of 1853—\$1,322,772 23. The duties which accrued at New York were mentioned in the last REGISTER.

**THE COAL TRADE.** 111,577 tons have descended the Schuylkill—the present season, up to the 14th inst. The cost of coal, at different points of embarkation is from \$2 00 to \$2 50 per ton, and the freight to Philadelphia from 112½ to 125 cents per ton.

**THE NORTH WEST.** A lot of ground in *Buffalo* (without buildings) lately sold for \$75,000. It was purchased a few years ago for \$800. A steamboat has been built at *Huron*, (on lake Erie) 200 feet keel, and her engines are to have the power of 240 horses! Well situated stores in *Detroit* rent for 600 or 700 dollars.

**WHEAT.** The standard weight for merchantable wheat this season, has been fixed by the city millers of Richmond, at 58 lbs. the bushel. Last season it was 60, and half the crop weighed 61. (*Whig.*)

**BRITISH IMPORTS OF GRAIN, MEAL AND FLOUR.** By a parliamentary return just published, it appeared that the following quantities of foreign and colonial grain paid the duties for the home consumption during the interval between the first day of the operations of the corn bill (9 Geo. IV. c. 60) which took effect on the 15th of July, 1828, and the 1st of April last.

	Foreign corn.	Colonial.	Total.
Wheat,	4,795,746	553,905	5,148,651
Barley,	1,067,068	213	1,067,370
Oats,	1,455,987	8,818	1,464,815
Rye,	141,869		141,869
Peas,	195,201	5,521	200,722
Beans	178,452		178,452
Buckwheat,	34,859		34,859
Indian corn,	100,925	11	100,936
Quarters,	7,968,405	367,578	8,336,083

The annual average of foreign grain entered for home consumption during the period in question, appears, therefore, to have been as under—

Quarters.	Quarters.
Wheat,	895,410
Barley,	185,630
Oats,	254,759
Rye,	25,630
Peas,	43,900
Beans,	51,030
Buckwheat,	6,060
Indian corn,	17,490

The duties paid upon the 7,968,405 quarters of foreign corn amounted, within the above interval, to £2,501,713,

being an average of about £435,080 per annum. Those on colonial corn, paid on 367,578 quarters did not produce more than £60,378.

The quantity of wheat, meal and flour, being foreign, on which the duties were paid, was 1,880,534 cwt. from which the revenue derived the sum of £182,888; that of colonial articles of the like description was 372,446 cwt. which paid duties to the amount of £15,076.

[The quarter of wheat is 8 bushels, of 70 lbs.]

A MACHINE has been invented in Cincinnati for cutting wheat, or any other small grain, by horse power. It is stated that it will, when propelled by two horses, cut as fast as eight persons can bind. A fair trial has been made of it in the presence of several members of the agricultural society of Hamilton county. It met their fullest approbation, and the editor of the Cincinnati Advertiser, who has seen the machine, expresses his opinion that it may be applied to cutting grass also. This, if it proves fully successful, is an important invention; but so many ingenious novelties have been brought forward of late, and so few have answered the expectations at first held out of their utility, that we are disposed to be somewhat cautious and incredulous.

**SPEWM OIL.** The city of Boston has contracted for a supply of oil for the street lamps at the following rates, viz:—summer oil 90 cents, and winter 1 dollar per gallon. Greatly as the whaling business has increased within a few years, the supply of oil does not equal the demand, and the price is therefore constantly and steadily on the increase. It is almost impossible that the market should be over-stocked. (*Salem Gazette.*)

**AN IMMENSE VINEYARD.** Von Meyerfky, a landowner at Pesth, in Hungary, is completing a vineyard in that vicinity, which will probably be the largest ever known in Europe. Its superficial area is nearly four hundred acres, and its produce, even in moderately favored seasons, will not be short of five and twenty thousand silms, or 375,000 English gallons. As a receptacle for this produce, the grower is erecting a cellar sufficiently spacious to receive double the quantity. Meyerfky's brother, too, is by no means a small dealer in this branch of the liquor trade; for he is on the eve of starting a rival to the famous sire of Heidelberg, viz: a tun made entirely of marble, and capable of containing 65,000 gallons.

**A CURIOSITY.** A gentleman of New Haven, (Conn.) has several volumes of the first newspaper that was ever published in England. It was commenced in 1558, and is entitled "The English Mercurie" which, by authority, is imprinted at London, by Christopher Baker, her highness's [queen Elizabeth's] printer.

**CASE OF SEDUCTION.** From the *Lynchburg Virginian*, July 15. The superior court of this corporation was engaged the greater part of Wednesday and Thursday last in the trial of a case of seduction; the first action of this sort, we believe, which has been brought before it since its organization. The plaintiff was Benjamin A. Philips, who instituted a suit against Tinsley Padgett, for the seduction of Maria Philips, under a promise of marriage, the consequence of which seduction was the birth of an infant during the last winter. We were not at court on Wednesday and did not hear the testimony, but the character of it may be inferred from the fact that the jury returned a verdict against the defendant of thirteen hundred dollars damages—a sum, according to his statement of his pecuniary resources, which he is unable to pay.

**Gov. STOKES.** At the anniversary dinner, at Jefferson Barracks, Missouri, the following toast was given—*By the president of the day—I give, a friend, a statesman, and a revolutionary soldier, now a distinguished guest—gov. Stokes, of North Carolina.*

After this toast was announced, Gov. Stokes rose and said—"Gentlemen, among strangers, few of whom I have

\*Because of the home market. The British duty upon it, until 1826 was £34 18s. 3d. per tun, and still is £26 12s.—or \$127 60. E. R. R.

ever seen before, and fewer still of whom I ever expect to see again, I feel highly gratified with the attention shown me on this occasion—I shall ever remember it with pleasure. I entered the service of my country at a very early age; I was in the battle of King's Bridge at Norfolk—I have been 44 years in the public service, (this year will make 45), and I expect to die in the service of my country, as I am old and have but a short time to live. I will give you—The young, rising, and flourishing state of Missouri."

MISS CRANDELL, a young lady, has been imprisoned in Connecticut, because that she persisted in keeping a school for "young ladies of color," at Canterbury—"contrary to law." She has been bailed out.

THE SIAMSE TWINS, being at Cleveland, Ohio, were visited by Black Hawk and his party, who seemed much interested in seeing them, and asked many questions. Black Hawk addressed the twins, (through the interpreter), for five minutes or more. The substance of the address was—"That he and his friends had heard of the twins, and having been very anxious to see them that they felt pleased in having their wishes gratified."

He said "the Great Spirit had made them as they were, and would protect them and be their guide and protector, should they again cross the great waters."—The concluding phrase of his address was, "the Great Spirit will call both to him at once."

The Indians sat with the twins for nearly fifteen minutes.

He added "that he would show to his red brethren the portrait which they had presented to him, and would tell them what he and his friends had seen."

[Cleveland Adv.]

"WESTERN WOMEN. I saw there a couple of splendid western beauties. The south produces elegant women, and the valley of the Mississippi splendid ones. There is an originality—a raciness—among the women of the west, which is eminently attractive. They touch the confines of civilization and barbarism with such a daring grace, that the precise petits maitres of the Atlantia are thunderstruck or turned into gaping statues at their fascinating wildness and enchanting audacity. A western or southern belle fresh from the woods, is a sealed book to an Atlantic dandy. He cannot understand her; he has not the key; she is beyond his vision. To know them properly; to estimate them accurately, we must have been lost on the Alleghanies; shipwrecked on a foreign coast, drunk slobber with the Turk; tasted the river Jordan, or been killed and eaten by pirates. It is quite distressing to see the Atlantic belles pick their way through a crowded drawing room. They sometimes stand on the outward edge of the crowd, and look despairingly to a friend at the other end of the room, as one would look upon the spires of Cincinnati from the pinnacles of the Alleghanies, or a traveller look across the Arabian deserts. A western belle dashes through the crowd as she would through the river mounted on horseback. Nothing impedes her. She makes manners, and controls the rulers of society as the marches through it—throwing dandies aside as a ship does the billows. The southern fine lady glides like a slyph; full of feeling and passion, which give edge to her conversation and fire to her eyes."

[Portland Adv.]

IRELAND. It is almost constitutional with us to wisk well to the oppressed people of Ireland—so long have we entertained a deep sense of the injuries inflicted upon them by the "tyrant" which also oppressed our fathers, in our own land; but have oftentimes had to regret proceedings of the character of those stated below—though the "organization of volunteers" mentioned was only, as we believe, in the idea of some ignorant person. And it is also a great misfortune, that foreigners, becoming citizens of the United States, do not always recollect that they are a part of the general mass of the people, and should have only such motives and feelings as belong to the new allegiance they have voluntarily made; not being a separate party, because of the place of their nativity. The "Dublin Pilot," under the head of "American sympathy for Ireland," says—"We have received a copy

of the *United States Gazette*, of April the 18th, in which is contained a long account of a public meeting held in Philadelphia, of gentlemen interesting themselves in the condition of Ireland. The proceedings of this meeting are too strongly worded to be given publicity to in an Irish paper. The discussion was a very animated one, as it referred to the coercive bill. The result was to appoint a committee to prepare a constitution and by laws for the proposed organization of "the association of the friends of Ireland." A correspondent states, "that meetings will be held all over America, and volunteers organized on the model of 1792."

"Every good rule must work both ways." What would some of us have thought, in 1798, if such proceedings had been intimated as happening in England—with respect to the condition of things in the *United States*?

BRITISH WEST INDIA COLONIES. The following statements, which we subjoin from the official returns for the year 1829, will be some guide as to the value of these colonies to the mother country:

The exports from these colonies to England amounted to	£9,087,919
The same to other parts	3,000,000
Gross exports	£12,087,919
The imports into the colonies from England amounted to	£5,521,169
The same from other parts	3,100,000
Gross imports	£8,621,169
And this trade gave employment to 18,000 British seamen.	

STATISTICS—ST. PETERSBURGH. The following is a table of the population of St. Petersburg in 1832—males 294,468, females 154,900; total 449,368. Among them are ecclesiastics 2,188, nobles 34,079. Soldiers 39,437, merchants 10,828, artisans 24,179, citizens 56,732, of the middle class 66,566, foreigners of various conditions, with the exception of merchants and artisans, 7,199, domestic servants 94,000, presents 127,865, inhabitants of Ochtka 3,388. Births, males 5,198, females 4,969; total 10,167. Deaths, by various diseases, males 11,032, females 5,230, by accident 673; total 16,937. Excess of deaths 6,758. This great excess of deaths is not to be ascribed to the insalubrity of the climate, but to the disproportion between the number of the sexes. The male proportion being nearly double the female, the number of families is, of course, not proportionate to the gross amount of the population; accordingly, the excess of deaths is found in the males, and ought to be deducted.

[Literary Gazette.]

"LORD PANGULO." To those who are in the habit of puffing great men and little men, we recommend the following extract from a recent narrative of Housain Ben Ismail El Hinn, in which he describes the natural and supernatural qualifications of his master, Abubsker lord Panguloo, a Malometan Malay chief who rules at Malacca. The puffery and flatteries in this country will not meet with any thing in this more extravagant than they are accustomed to, but they may find some new expressions to grace their adulation.

"Praise be to Allah and Mahomed who is his prophet! under whose favor ruleth in wisdom and power the mighty chief, pre-elected of God, ABUBSKER lord Panguloo of the country of Nanning; the comforter of his people in peace, and when battle rages, the shedder-of-the blood of his enemies; the shield of his wide domain and the vanquisher of invaders, who healtheth with a touch those who ail, and with a breath disperseth his foes; whose house is the abode of propriety; who is faithful, valiant and discreet; courteous to his neighbors, and who is continually manifesting his tenderness to the needy; may prosperity, honor and lengthened way wait upon his highness, and upon his foes confusion and despairing defeat; of whose proceedings in peace I salute the justice and wisdom, and of whose actions in war I record the tempestuous and scattering fury; and from whose countenance the rays of conquest and greatness illumine the page of me, his servant Housain Ben Ismail El Hinn,

recording his praise-worthy and valorous acts, that they may be known in all countries both above and below the wind, and be read by those who dwell to the east and the west of the sun, that his example may be remembered, and his greatness prolonged—And so be it."

[We know not the paper to which "credit" is due for the preening—else would gladly award it. It is a fine specimen of crawling and puffing—and well fitted to the present state of the times.]

**RELICS OF MARY QUEEN OF SCOTS.** Certain interesting relics of the never to be forgotten queen of sorrows as well as of beauty, are yet amongst us, and in the possession of personages of her own gentle sex. The celebrated casket, said to have contained the fatal letters produced to excuse her condemnation, grace the cabinet of the honorable Miss Grimson. The pearl necklace, which used to adorn her beautiful neck in the bright days of her charms and her power, is the sometimes ornament of her no less lovely countrywoman, Miss McDonald. And the hallowed little cross which lay on her bosom in the hour of execution, is regarded as a sacred inheritance in the family of the duchess of Richmond. And, perhaps, what is the most affecting relic of them all, the last garment which folded around her in the last act of that horrible scene, and stained with her blood, is in the possession of the house of Throckmorton. Some touching verses show how often it was embalmed with a tear from the gentle eyes of lady Throckmorton, the beautiful friend of the sweet bard of the "Task."

[English paper.]

**"TRUE CHIVALRY."** The following is related by Mr. Rush—"Sir Felton Harvey, aide-de-camp of the duke of Wellington, had lost an arm in battle. Whilst one of the battles in Spain was raging, the duke gave him an order to convey to another part of the field. Half across it, a French officer was seen galloping towards him. Sir Felton's sword hung by his side, though he could not wield it; it was his right arm he had lost, and the other held the bridle; but he faced the foe, looking defiance. As they swiftly drew near, the Frenchman raised himself on his stirrups, his sword uplifted. Discovering, at the very moment for the stroke, his adversary to be defenceless, he brings down his weapon in the form of a complimentary salute, and rapidly passes on. He gave his salute in silence." This was true chivalry.

#### BRIEF NOTICES.

We shall carefully refrain from entering into the merits of the matter, but having two or three times noticed the subject, we feel it right to say—that the excitement in Rhode Island, against the rev. Mr. Avery remains unabated. It would almost seem, indeed, that though acquitted by the verdict of a jury, he has yet to pass through the ordeal of public opinion.

According to the Dublin Journal, the number of Protestants who have emigrated from Ireland during the last few years is as follows:—In 1829, 12,000; in 1830, 21,000; in 1831, 29,500; in 1832, 31,500—making a total of 94,000 during the short space of four years.

The New Haven Herald states that Messrs. P. S. Galpin & Co. being desirous of removing their carpet factory to the east bank of the harbor, contracted with Messrs. Wooding & Sperry, of Hamden, who effected the removal in a few days, bodily, without the workmen ceasing to work. It was first taken up an ascent of 30 feet, and then conveyed about three-fourths of a mile. The building is 76 by 30 feet, and contains 16 looms, with apparatus.

John Randolph, at the time of his death, was in possession of 318 slaves, and 180 horses, of which 120 were blood horses.

With deep regret we announce the death of general John Coffee. He died on the 7th inst. in the 63d year of his age, at his residence near Florence, Alabama.

This brave man was one of the noblest specimens of an American citizen soldier. We saw him last winter on a visit to the president, to whom he had been a right arm throughout the war, and were greatly struck with the plain, unpretending, farmer-like appearance of one, who had been a thunderbolt in battle. He had nothing of "like pride, pomp, and circumstance of glorious war" about him. Although of exceedingly robust, Herculean person, he had not a martial look. His manners were gentle—the expression of his countenance quiet and thoughtful—and his whole air and aspect wore the appearance of serious, religious feeling.

And this tone of mind, devoted to enthusiasm, characterized his soldiering. One of his best friends, who ever led a column to the charge, and inspiring all with his own courage, the animating motive in his own bosom, was devotion to his country. [Globe.]

According to a Berlin article of the 7th May last, the university of Berlin has forty-six regular and forty-four extra profes-

sors; forty-three private tutors—altogether one hundred and thirty-three teachers. There are eighteen hundred and thirty-two regular students, and from five to six hundred persons who follow courses of lectures.

Joel Clough, the murderer of Mrs. Hamilton, who was under sentence of death, made his escape from the Mount Holly state prison between Saturday night and Sunday morning last; but was captured about dusk on Sunday evening. He was discovered coming out of a swamp on the Hancock, by a colored man, about three miles west of Mount Holly, who gave the alarm, and was soon joined by several persons. Clough made no resistance though he had an axe in his possession. He was taken back to prison, and was to have been executed yesterday.

A most foul and unnatural murder was committed in Pittsylvania county, Va. on the 10th inst. by Armistead Craft, on the person of his brother, George Craft, jr. at the house of his father Philip Craft. Immediately after committing the deed the murderer fled; and the father was taken up on suspicion of having aided the escape of his son and thereby becoming an accessory after the fact; but after full examination before a court of justices, was discharged, the testimony not being sufficient.

The citizens of Lexington, Ky. held a meeting on the 10th inst. to take into consideration the expediency of establishing an orphan asylum in that place. A committee was appointed to solicit subscriptions and draft an address to the citizens of the city and county.

**Melancholy.**—We learn, that recently, in a neighbouring town, an effigy of the rev. E. K. Avery was suspended in a public situation, at some period in the night. In the morning it was seen by the people passing, and among others, by a young man, who had, for a brief space, been subjected to *mania melancholica*. He immediately came home, and observed to his mother and brother: "They say that the man hung up there is intended to represent Mr. Avery—but it don't. I know what it's meant for—it's meant for me!" He seemed grieved, and "more in sorrow than in anger." About two hours after, he was found dead, having hanged himself with a cord. Thus it would seem, that in one instance at least the suspension of effigies has been attended with more immediately serious consequences, than the excitement of the public feeling, which they naturally enhance or engender. [Providence Journal.]

Mathew T. Scott, esq. has been appointed cashier of the U. States branch bank, at Lexington, Kentucky, in the place of Joseph Fowler, deceased; F. Dewees, teller, in place of Mr. Scott, and T. W. Hawkins, clerk, in place of Wm. T. Smith, deceased.

John Thaw, esq. has been appointed cashier of the branch bank of the United States, at Pittsburg, in place of James Corry, esq. resigned.

Several cases of hydrophobia have recently been mentioned in the newspapers. Elicited by them, the following cure is published in the Boston Morning Post; of what efficacy it is to be considered, remains to be seen:—

"The inhabitants of Galicia have made the important discovery, that near the ligament of the man or beast bitten by a rabid animal, and becoming rabid, pustules of a whitish hue make their appearance, which open spontaneously about the 13th day after the bite; and at this time, they say, the first symptoms of true hydrophobia make their appearance. Their method of cure consists in opening these pustules, and sucking the patient spit out the ichor and fluid which run from them, often washing the mouth with salt water. This operation should be performed the ninth day after the bite. The remedy is so effectual, that with these people this hitherto incurable disease has lost its terrors."

The steamboat Bonnets of Blue has been recently lost between Savannah and Mobile. The passengers and crew with the exception of one negro were all saved.

A public meeting has been called in Edgefield, S. C. to take into consideration the construction of a branch from the Charleston and Hanburg rail road to the former town.

The manufacturers of iron in the city of Pittsburg, have determined to abandon the present mode of weighing iron in gross, and adopt that used in weighing other articles of merchandise. This alteration to take effect on the first day of August next. The price of iron, however, is to be reduced, to correspond with the reduction in weight.

James M. Masson, esq. of Winchester, has been appointed by the executive a visitor of the university of Virginia, in the place of gen. James Breckenridge, deceased.

A meeting of the people of the county of Lunenburg, Va. will be held at their court house on the second Monday in August next, to take into consideration the propriety of an immediate public expression of their opinions in regard to the nomination of BENJ. W. LEIGH, esq. as a candidate for the office of president of the United States.

A splendid animal. There is now exhibited in Portland, Maine, a bull, seven years old, weighing three thousand five hundred pounds. He measures 11 feet 9 inches from his nose to his tail, girth nine feet, and is 5 feet 8 inches in height. He is of the improved short horn Durham breed.

A letter from Vera Cruz, under date of 15th June, states that the yellow fever has carried off one eighth of the population of that place within forty days.

General Solomon G. Kreppe, a senator of Pennsylvania, died at Brownsville, Pa. on the 14th Inst. of cholera. Gen. Kreppe is highly spoken of as an able and useful senator.

#### FOREIGN NEWS.

From Liverpool papers to the 26th June, inclusive.

The question of rechartering the bank of England, was brought forward in the house of commons by the chancellor of the exchequer, on the 31st of May, and carried, and the plan as proposed by ministers has been subsequently acceded to at a meeting of the stockholders. The favorable result of this important question has given a fresh impulse to the commercial and manufacturing affairs of England. Confidence being restored, the funds rose, money was plenty, and business was moving on with healthy action. The American merchants will be glad to learn that cotton in Liverpool had risen three eighths of a penny, and that upwards of forty-seven thousand bags had been sold during the first week of June. We trust, however, says the New York Commercial, that speculation in this country will proceed with caution. Remember the fatal year of 1825.

On the 3d of June, the duke of Wellington brought forward a motion for an address to the king, calling on his majesty to enforce a strict neutrality in relation to Portugal, and charging the ministers ever since they had been secure in their places, with pursuing a course most injurious to the country. After a long debate the motion was carried; yeas 68, non contents 68, majority against ministers 25.

The reply of the king to the address of the lords was presented by the marquis of Wellesley, lord Steward of his majesty's household, on the 6th. It was laudable, to the point, and gave little satisfaction to the party of the duke.

An address approbatory of the conduct of ministers had subsequently been introduced in the house of commons, and after a very debate carried; for the motion 361, against it 98, majority for ministers 263.

The discussion on the slave question came up in the house of commons on the 3d. Mr. O'Connell opened the debate, and spoke at great length in favor of immediate emancipation.—Lord Sandon followed, and for the purpose of harmonizing, was also in favor of immediate emancipation; but offered an amendment, increasing the grant to the proprietors of slaves to twenty millions, and a loan of ten millions. The chancellor thought the sum too large. After much discussion, Mr. Stanley said, he congratulated the country and the world that the *fact* had gone forth; that the abolition of slavery was inevitable; and that the question was now reduced to the matter of compensation. The first resolution was then put and carried; and as lord Sandon did not press his motion, the committee rose and had leave to sit again.

Lord King, baron of Oakham, died in London on the 4th of June, he is succeeded in his title by his son Peter, now lord King.

Prince George, the only son of the duke of Cumberland, is said to have become totally blind. He has been looked upon since the death of the duke of York as the probable occupant of the throne, and husband to the princess Victoria.

Disturbances continued in Ireland.

Sir Stratford Canning had arrived at Paris on his way from Madrid to London.

#### FRANCE.

A riot took place at Boves, near Amiens on the morning of the 23d ult. The gen d'armes were compelled to retire, at first; but being reinforced were enabled to take five prisoners, whom they handcuffed and were about conducting them to Aulnoy. The sight of the handcuffs so incensed the citizens, that the mob was again rallied in great numbers, and the gen d'armes obliged to abandon their charge. A detachment from the carroux of Amiens was ordered and quelled the riot without bloodshed.

The colliers in the neighborhood of Valenciennes, to the number of 5,000 had tumultuously assembled and committed great excesses. Ten thousand troops had marched against them for the purpose of quelling the insurrection.

#### HOLLAND AND BELGIUM.

England and France are said to have made a treaty with the king of Holland, in which they yielded to the latter those provinces for which he so strenuously contended. Belgium it is said is left in the precarious state in which William has thought proper to place her, occupying territory which she cannot keep, and not occupying all the parts belonging to her; without fixed boundaries, possessed of nothing which constitutes stability, inspires confidence, or insures the future happiness of a country. The vicissitudes in Belgium have resulted in favor of the Catholic interest.

#### GERMANY.

Serious disturbances took place at the *fete* of Hainbach, and the Bavarian troops were compelled to charge the multitude; five persons were killed and fifty-four taken prisoners. Symptoms of disaffection had also been manifested by parties of college students.

#### TURKEY.

The viceroys of Egypt had ordered Ibrahim pachas to retire immediately behind the Taurus, with all his army.

The revolts against the sultan in Albania and Bosnia had become general. The Ottoman troops have been driven from all the places they occupied and the Turkish functionaries deprived of their employments. The Servians, from Vidin to Nissa, unanimously refuse to pay their taxes, and the Greeks of the districts of Verevin and Greneva are also in open rebellion against the grand seigneur's government.

#### GREECE.

An order issued by the regent declaring all Greeks foreigners who do not take an oath of fidelity to king Otto, had excited general discontent and in some places had been openly resisted.

#### ITALY.

An insurrection had broken out in Italy having for its object a republican government. The centre of operations was to be Cimbbery, and the Polish refugees were to aid. The plan is said to have been a simultaneous movement on the Sardinian states, France and the French parts of Switzerland.

#### PORTUGAL.

The accounts from Oporto are unfavorable to the success of Donna Maria's cause. The cholera was spreading throughout the kingdom.

#### THE PRECIOUS METALS.

From a *Late Londoner*.

An elaborate paper prepared in the foreign office has been laid before parliament, which decides the question as to the comparative productions of the American gold and silver mines during the last ten years, ending with 1829, and the periods immediately preceding. This return exhibits a material falling off; and although much of the diminution may, perhaps, fairly be attributed to the unsettled state of the countries in which the mines are situated, still there is abundant reason for concluding, that the source itself is approaching to exhaustion. From this curious document we make the following abstract.—From 1790 to 1809, the mines of Mexico yielded gold to the value of £4,523,378, silver £94,429,393; those of Panama, gold £223,518, silver —; Chili, gold £863,974, silver £944,736; Buenos Ayres, gold £1,869,355, silver £19,288,850. From 1810 to 1821, Mexico yielded gold £1,913,075, silver £45,288,729; Panama, gold £23,603, silver —; Chili, gold £1,904,514, silver £878,188; Buenos Ayres, gold £2,611,940, silver £7,895,842; Russia, gold £3,703,743, silver £1,502,981. The returns from Monte Video are too vague to lead to any safe results. The comparative increase or decrease in periods of ten years is as follows:—Mexico from 1790 to 1799 and 1800 to 1809, in gold an increase of 16 1-10ths, in silver a decrease of 11 7-10ths, on the whole a decrease of 1 3-5ths, as compared with the first period; from 1810 to 1819, in gold a decrease of 30, of silver a decrease of 46 3-5ths, on the whole a decrease of 47 4-5ths as compared with the first period; from 1820 to 1829, in gold a decrease of 78 7-10ths, silver a decrease of 59 2-5ths, on the whole a decrease of 57 2-5ths as compared with the first period. Panama from 1790 to 1799 and 1800 to 1809, in gold a decrease of 11 7-10ths, on the whole a decrease of 31 1-10ths, in silver an increase of 93 3-10ths; from 1810 to 1819, a decrease of 86 4-5ths, Chili from 1790 to 1799 and 1800 to 1809, in gold an increase of 65 4-5ths, silver a decrease of 31, on the whole an increase of 4 3-5ths, 1810 to 1819 in gold an increase of 339, silver an increase of 30 4-5ths, on the whole an increase of 148 5-8ths; 1820 to 1829, in gold an increase of 55 2-5ths, silver a decrease of 81 3-5ths, on the whole a decrease of 31 9-10ths. Buenos Ayres from 1790 to 1799 and 1800 to 1809, in gold an increase of 45 4-5ths, silver a decrease of 92 4-5ths, on the whole a decrease of 19 1-5th; 1809 to 1819, in gold an increase of 41 3-5ths, silver a decrease of 51, on the whole a decrease of 51; 1820 to 1829, in gold an increase of 49 3-5ths, silver a decrease of 70, on the whole a decrease of 69 3-5ths. From 1830 to 1829 Russia produced in gold £3,703,743, in silver £1,502,981. On the produce of its whole of these mines there were from 1790 to 1799, and from 1800 to 1809, there has been, as compared with the first period, in gold an increase of 96 4-5ths, silver a decrease of 6 3-5ths, on the whole a decrease of 4 4-5ths; from 1810 to 1819, in gold an increase of 30 2-5ths, silver a decrease of 45 4-5ths; and from 1820 to 1829, in gold an increase of 74 3-5ths, silver a decrease of 56 3-5ths, and on the whole a decrease of 49 7-10ths.

#### WEST INDIA SLAVERY.

The following is the petition of the planters, merchants and others concerned in the West India colonies, to the king of England.

"We, your majesty's most dutiful and loyal subjects, being planters, merchants, mortgagees and others interested in the W. India colonies, approach your majesty in this period of our alarm and dismay, with a full confidence in your majesty's paternal feelings, which ensure the extension of your gracious protection equally to all your subjects—the weak as well as the powerful.

"We are threatened, through resolutions already proposed to parliament by one of your majesty's principal secretaries of state, with no less, in our opinion, than the confiscation of our property—our title in our slaves, secured to us in every possible manner by legislative and legal authority, being proposed to be forcibly taken from us.

"The effects of this measure will be to preclude the owners from all possibility of beneficial cultivation of their estates. It will reduce them from a state of competence to one of destitution.

"It will ruin such of us as, in our character of British merchants, have, under the faith of the guarantees of various acts of the British parliament, invested our fortunes—our entire dependence for the support of our wives and children—our mortgages of this very property. It is not more certainly, though more obviously, fatal to such of us, not a few in number, as are annuitants or claimants upon slaves only.

"We humbly submit to your most gracious majesty that injustice such as this, perpetrated by your petitioners, in comparison with their enemies, can never be sanctioned by the father of his people, through your majesty's giving your royal assent to a measure having such effects: unless the same shall be accompanied by an adequate compensation to all interested therein. We venture to represent to your majesty, that if the state, in the presumed exercise of a high moral duty, considers that the property of the West India proprietors in their slaves is in all respects worse than the property of individuals so interested, by offering to them a fair compensation for its surrender.

"We humbly assure your majesty that we shall not attempt to interpose unnecessary obstacles to such an object; but we claim your majesty's protection against any measures tending to deprive us of our positive and undoubted rights of property, which shall not have been obtained with an equitable consideration of such rights, and have obtained our concurrence.

"We approach your majesty with increased confidence, feeling that we are laying our grievances not only before a benevolent and patriotic sovereign, but before the only one of our kings who has himself witnessed the enthusiastic loyalty and devotion of his subjects of the West India colonies, and is, of his own personal knowledge, fully sensible of the calumnies and misrepresentations to which they have been exposed.

"Under these circumstances we lay ourselves at your majesty's feet, and humbly pray that you will not, by the exercise of your majesty's royal prerogative, sanction or authorise any act which shall be destructive of our rights of property, so repeatedly and so solemnly recognised by your royal predecessors, and the parliament of Great Britain; unless a further and better provision be provided for fair and equitable compensation."

#### AXE FACTORIES AT NEW HAVEN.

From the *New York Mercantile Advertiser and Advocate*.  
 PASSANT to the residence of the U. S. Consul, we know not when we have been more gratified than on the inspection of twelve wood axes, presented to the president of the United States, while visiting the manufactory at which they were made, at New Haven, Connecticut.

These axes weigh from 6½ to 7½ lbs. each, and were made by twelve different workmen, eleven of them being the first essay, only one out of the twelve having failed to complete his axe in the first trial. They are the result of the great perfection to which working in iron and steel has arrived in this country, were examined in our office by many persons who called in, and all admitted them to be of the most complete and splendid finish; their blades being polished as bright as silver, and each containing ½ lb. of steel; on a very close inspection not a flaw of any sort could be discovered. They are handsomely packed in a neatly made and highly polished hickory box, and will be exhibited at the Merchant's Exchange for a day or two, being on their way to Washington.

They were made at the manufactory of Alex. Harrison, esq. who now averages one hundred and fifty per day, and can with his present arrangements extend the daily product to 200. He usually makes his axes to contain but one pound of steel, that quantity being considered sufficient generally; any quantity, however, can be used, to order. The building used for this manufactory is 150 by 30 feet; the yard encloses, for containing coal, iron and other materials, 500 by 130 feet. A steam engine of 20 horse power is used, which consumes one ton of Lackawanna coal per day, one ton of the same is consumed in the forges; fifty launds are employed; five grindstones of one and a half to two tons each are kept in constant motion, as well as two smaller ones for finishing. All hands in the establishment are remarkably healthy, no inconvenience whatever arising to the grinders.

How cheering it is to find that the useful arts are advancing to such a high state of perfection among us, commencing our raw materials, employing our citizens, furnishing employment to our farmers to feed them, our mechanics to clothe them, and our miners to keep them supplied with coal and iron.

'Cold indeed must be the feelings of that American, who does not experience a pride as he reads the accounts which tell us of the rapid strides we are making in the supply of very many of our wants, at reasonable prices, by the employment of our own people, who are living comfortably and happily under an independent government; every industrious man enjoying his political, civil and religious freedom, and maintaining his rank in society.

It is in this latter glorious fact, that is seen the real and true advantage of our republican institutions. It is here, in the country of Washington, that the sublime scriptural truth, that the "laborer is worthy of his hire" is truly exhibited. Along may such state of things continue to exist. It is the number of honest, industrious mechanic, farmers, and other worthy men, that are the real substance of the country. In vain would Providence have blessed us with inexhaustible mines of the richest

ore and beds of coal—in vain would our streams furnish the musical waterfall—in vain would rail roads and canals be constructed, were it not for the sweat which moistens the brow of our hardy and industrious yeomanry, who are kept employed by the capital and enterprise of those who have, under the same wise institutions, accumulated a sufficiency to embark in establishments such as that of Mr. Harrison, which has now been in operation only six months.

New Haven is famous for the manufactory of axes, Messrs. Collins & Co. of the same place, having one on a much larger scale and equal celebrity. We understand the president was highly gratified with the present of these axes, and wrote a very handsome letter of acknowledgment on their receipt. With a commerce that whitens every sea, colleges and universities in countless numbers, smiling fields of the richest verdure, and golden harvests with boundless stores, with facilities of intercourse increasing daily, and a people industriously employed—in fine, with every other blessing, this great country wants nothing but a steady pursuit of its best interests, and thankful hearts to a kind Providence, to realise the most sanguine wishes of the purest patriots, and to continue to the remotest ages the house of liberty and the asylum of peace.

#### RELEASE OF THE MISSIONARIES.

The election of Messrs. Worcester and Franks, one of the leading abolitionizing topics in Georgia—and the friends of Governor Lumpkin—to defend him—have caused the publication of the following papers—a proceeding which does not appear to have been anticipated by the authors of them—for it is expressly stated that their views were "communicated only to yourself"—that is, gov. L. who has not been pleased to regard them as confidential. The proceeding will be esteemed an extraordinary one; but we shall not make any present comment upon it.

STATE OF NEW YORK, ALBANY, DEC. 18, 1832.

His excellency Wilson Lumpkin, gov. of the state of Georgia.

DEAR SIR: We beg leave to address you upon a subject with which we confess, we have no right to interfere, and in reference to which your feelings must, long ere this, have been sufficiently harassed. We refer to the refractory missionaries now confined in the penitentiary of your state, in pursuance of a sentence of the court of your state, and upon conviction for a deliberate and unjustifiable violation of the laws of your state.

It is not our object to enter either into an examination of the facts of their case, or into a discussion of the law which governs it, but to ask to you friendly suggestions, proceeding from a purest of motives, and which, being communicated only to yourself, can do no harm, if they do no good. Still it is proper, that we should precede these suggestions with such our clearly entertained opinions, in relation to the intrinsic merits of the impending controversy as may satisfy you that we are not now, as we at no previous period have been, ranged upon the side of those who arraign the conduct of Georgia, impugn the solemnity of her engagements and other public officers, or question the soundness of the principle she has assumed, that no independent sovereignty can exist within her limits, and that her laws within those limits, subject only to the laws and treaties of the United States, must prevail and be enforced; and that we may not be misunderstood, we further distinctly say that we do not consider the treaties made between the government and the Indians as marking in any degree in the general sense, or in the letter of treaties with independent nations, but rather hold them as contracts or articles of agreement, subject in all cases to the constitution of the United States and the laws of congress; and we consider it inconsistent, wholly and absolutely inconsistent with that provision of the constitution, which guarantees to all the states of this confederacy a republican form of government, that the president and senate should have the power to make a treaty which should constitute or recognize an independent sovereignty within one of these states. You will not understand us as admitting, or even for one moment supposing, that this has been either done or attempted by those authorities; but we are thus explicit, that no doubt as to our opinions may weaken the force of the suggestions we are about to make.

That we are in a degree in the possession of the power to entertain in relation to the law and the right of the case, we now speak as politicians. From the unpleasant agitation, which, at the present time, are convulsing, in an unusual manner and to an unusual extent, another of the independent states of the union, we feel the deepest interest that all danger of conflict between the authorities of Georgia and any of the authorities of the general government, should not be put at rest. That we believe, may be done by the passion of those misguided men. Our reasons for this belief grow out of the late election. No subject was more fully submitted to the people, pending that contest, than the course of the administration in relation to the Indians and the opinions entertained by the president, which opinions, it was well known, would be carried out in practice, in case of his re-election; and we feel safe in saying, that no question involved in the controversy was labored so assiduously and so ingeniously on the part of his opponents. Still the result has overwhelmed them with astonishment and shame, if not with conviction of their errors. That same result has furnished your patriotic state with a judgment in her favor, paramount to all others under this government, the clearly expressed judgment of the American people.

Under these circumstances, we cannot but believe that the exhibition of magnanimity on the part of the state, by the par-

don of the imprisoned missionaries, would have the most happy effect upon the public mind of the whole union, while it would take away the ground of pending litigation which desperate men may try to push to an unpleasant result; and we venture to ask this exercise of the important prerogative resting in your hands, because we are convinced that your patriotic fellow citizens would, after the events which have transpired within the last few weeks, sustain you in the act, for the sake of the state itself. We are sure they would do so for the quiet and peace of the union.

Excuse us for this unauthorised intrusion upon your notice and your official duties; and believe us, with the highest respect, your obedient servants,

SILAS WRIGHT, Jr.  
A. C. FLAGG,  
JOHN A. DIX.

#### *His excellency Wilson Lumpkin, governor of the state of Georgia.*

The undersigned citizens of the state of New York, having bestowed much attention on the proceedings in the case of Samuel A. Worcester and Elizur Butler, and viewing those proceedings as likely to affect the welfare of the other states and the whole union, feel it their duty to submit to your consideration the result of their reflections on the subject. As this expression of their opinions and wishes, springs from no feelings adverse to Georgia, but on the contrary is promoted solely by a regard to what they sincerely believe to be the true interest of all parties, they flatter themselves you will not deem it either obtrusive or improper.

Permit us then to state that under all existing circumstances, we deem it a matter of great moment, that the prisoners referred to, should be set at liberty, without delay, which as we suppose, can only be done by discharging them under a pardon emanating from the state authority—and such a pardon we earnestly recommend.

The result of the recent election must render it apparent, that the removal of the Cherokees is deemed expedient by the nation; and under this impression, the undersigned are of opinion that very many persons, who have hitherto counteracted their removal, will now deem it their duty to co-operate in bringing it about; and they have reason to believe and confidently hope, that an influence will be applied to reconcile the tribe to such a result, by those very persons who have hitherto labored to prevent it.

Under such a change of circumstances, the undersigned cannot see any possible advantage in the further confinement of the missionaries. On the contrary they conceive that since it is apparent that the Indians must be removed, the release of the missionaries may be of use in reconciling the Indians to that measure. For we cannot believe after what has taken place, that the missionaries, any more than ourselves, can doubt the expediency of acquiescing in the policy of the general government, sustained, as it seems to have been, by the decision of the American people. In the present state of this question, and of our public affairs, every cause of irritation should be removed as speedily as possible, and as we sincerely believe that it is in your power, by adopting the course suggested, to render an immense service to the nation, without injuring in the least the interests of your own state, we most respectfully solicit to the subject your early and favorable consideration.

We are, with sincere respect, your most obedient servants.

Eliphalet Nott,	W. C. Macey,
R. Hyde Worth,	Greenwood Blomson,
Simon Dewitt,	B. T. Welch,
R. F. Butler,	S. Van Benschelzer,
David Sutherland,	John Savage,
Ab. Van Vechten,	John Ludlow,
William B. Sprague,	J. W. Campbell,
William Lockhead,	Isaac Petris,
	H. Bleecker.

Albany, December 17, 1829.

#### LATE TOUR OF THE PRESIDENT.

While the president of the United States was on his late eastern tour, we cut out and laid aside a multitude of accounts of the proceedings had at different places, in a supposition that much matter for record would be gleaned from them; for this purpose we have overhauled the mass, and are compelled to express some surprise at the poverty of its contents, and sameness and tameness of the incidents mentioned. There is enough, however, of the ridiculous and ride.

The following are some of the few articles which we think should be added to the record:

Among the various and numerous anecdotes related in connection with the journeyings of the president, we have noticed no one more curious at the present time than the following.

The venerable Moses Brown called upon the president, at his lodgings, and was ushered into a parlor on the lower floor. The president came down to receive him, and was addressed as follows: "Friend Jackson, having been acquainted with thy predecessors, I thought I would call upon thee." To which the president replied, that "he was happy to meet a man so venerable in the possession of all his faculties, and hopeful that God would continue to bless him." Mr. Brown expressed a desire that he might visit the "Friend's" school, before he should leave the city, which he accordingly did in the afternoon, where he again met the venerable patriarch, whom, on taking leave, he addressed in the following terms: "Mr. Brown, I have examined your institution, and find no imperfection in

it—God bless you, sir." To which the sage of almost a century replied, "I wish thee a safe return to thy home—the Lord bless thee."

#### *Address of governor Lincoln to the president.*

The following is the address of governor Lincoln, of Massachusetts, to the president of the United States, in the hall of representatives, in Boston:

Mr. President—The legislature of the commonwealth of Massachusetts, representing sentiments and feelings of their constituents, learnt, with great satisfaction, during their recent session, your intention to visit this section of the union. Aware that the time proposed for your journey would not allow to the members the desired gratification of personally presenting to you their respectful salutations, by a concurrent and unanimous vote of both branches, the honor of tendering to you the congratulations of the government, upon your arrival in the capital, and the hospitalities of the state, during your continuance in it, was specially assigned to the executive.

This office, it is most grateful to me, to be permitted to discharge. And I have now the happiness, within these halls, where the resolution of the legislature was adopted, and in the presence of this assembled multitude of your fellow citizens, in the name of the government and people of the state, to bid you WELCOME TO MASSACHUSETTS!

Welcome, sir, most cordially welcome to all of interest, which can here be offered, worthy your attention and enjoyment!

We desire to present to you, as the chief magistrate of the nation, the evidences of the prosperity of this portion of a common country, over which, by the free suffrages of your fellow citizens you have for a second time, been called to preside.

We would point to our agricultural resources, and to the condition of an enlightened and an independent peasantry, the proprietors and cultivators of a rugged yet productive soil, united alike, the occasion and the reward of a virtuous and untiring industry.

We would exhibit the amazing result of the progress of that spirit of enterprise and improvement in manufactures and the arts, which has filled every valley with busy population, and made every waterfall subservient to the devices of human skill and ingenuity.

We would invite you at the same time to observe, in our city and commercial towns, how that trade flourishes, in the connexion of domestic product with home consumption, and the exchange of the fabrics of the workshop for the raw material, which is the growth of every clime.

And more especially, would we commend to your notice our public institutions, our schools and seminaries of learning, those noble monuments of our fathers' wisdom, and patriotism; and the hospitals, and charitable asylums for the relief of the desitute and the afflicted, the beneficent provisions of more recent time.

We speak not of these things in the pride of local vanity. They are the legitimate fruits of our happy republican form of government, a government, in the establishment of which we rejoice to recognize the active agency of your early years, and to the support of which you have zealously contributed, in various important stations in maturer life. They spring, as do all our political and civil enjoyments from that national sovereignty and independence which you have so valiantly defended, when assailed by foreign foes, and that union under the constitution, which, with equal patriotism and glory, you no less triumphantly asserted, on a late memorable occasion, against internal dissension and disloyalty!

May this visit, undertaken for the purpose of becoming better acquainted, from personal observation, with the interests and sentiments of the people, confirm those patriotic views, which you have expressed, of the mutual dependence of each section of the country upon every other, for the continuance of the prosperity of the whole. And may it be your happiness, as it has been that of your illustrious predecessors, when the labors and responsibilities of the highest station of earthly distinction had been laid aside, to enjoy in the tranquillity and dignity of venerated age, the cherished respect of a nation of free-men, benefitted by your public life, and grateful for your many services.

#### *Mayor's offer (New York) June 13, 1853.*

The mayor has received from the British consul, sixty dollars—from M. Van Schalk, esq. one hundred and sixty eight dollars—from Washington Irving, esq. one hundred and ninety-eight 25 100 dollars, making \$326 25—being the sum of the contributions from the president's suite and the company on board the North America, on Wednesday last, for the benefit of the unfortunate man who was injured in firing the salute on board the revenue cutter.

The mayor has received this day, the following letter, with its contents, for the foregoing object.

New York, June 13, 1853.

DEAR SIR—Understanding that you have under your direction, the funds raised by subscription for the relief of the unfortunate seaman who lost his hands while assisting in firing the salute to the president, as he approached the city yesterday, I hereby enclose to you, in conformity with instructions from the president, the sum of fifty dollars, which he requests you will apply to the same object. Your obedient servant,

A. J. DONELSON.

Washington Irving, esq.

[A similar letter, and enclosing also fifty dollars, was sent to Kirk Boot, esq. at Lowell, by order of the president, for the relief of two persons who were also mangled, when employed in firing a salute.]

*Presentation of a bible.*

While the president was at Hartford, Messrs. Andrus & Judd, presented him with a copy of their stereotype edition of the bible, elegantly bound. The president returned his acknowledgments for the present in the following terms:

Hartford, June 17th 1833.

GENTLEMEN—I return you my thanks for the sacred volume you have presented to me, and for the personal kindness you have expressed. I fervently unite with you in your prayer for our beloved country, and I supplicate Providence to incline the hearts of all our citizens to keep its holy law—to realize the inestimable blessings we enjoy—and to become as distinguished for genuine piety among the nations of the earth, as they are for the high favors, national and political, which have been vouchsafed to us.

For myself, gentlemen, I humbly rely upon the blessing of God to guide me in the performance of the high duties which my countrymen have assigned to me—commending all with all their requests to his care, and not doubting, as he led our fathers to acquire the Independence we enjoy, he will lead our sons in his own good way to defend and maintain it.

I am very respectfully, your obedient servant,  
ANDREW JACKSON.

Messrs. Andrus & Judd.

*The president and the grand lodge.*

The Boston papers contain the proceedings of the grand lodge of Massachusetts in reference to the visit of president Jackson to that city. It appears that as soon as the president arrived in Boston, the grand lodge was called together, and a resolution passed appointing a committee to wait upon him, and, in the name of the lodge, to tender to him the congratulations of the fraternity in that jurisdiction—to express their deep and grateful sense of the firm, discreet and honorable manner in which he has sustained his Masonic relations during a period which the enemies of the institution have rendered somewhat embarrassing to brethren in conspicuous public stations—to assure him of their hearty good wishes and prayers for his future health, prosperity and happiness, and to invite him to honor the grand lodge with a visit on the evening of the 21th of the month, at a special communication to be called for that purpose.

In reply to the invitation, the president said he was unable to visit the lodge on the 21st; but if another time could be selected, he would take pleasure in making the visit. The time was accordingly changed, and the grand lodge and laid wait, in accordance to the number of between three and four hundred, were accordingly assembled, at an early hour, for the purpose of paying their respects to their distinguished brother. About 8 o'clock, the committee appointed to escort the president to the hall came into the grand lodge, accompanied by the hon. Joel R. Poinsett, one of the president's suite, and presented the grand master the following letter:

Boston, June 23, 1833.

BROTHER: I anticipated the pleasure of waiting upon the grand lodge of Massachusetts this evening, and of tendering to them in person my thanks for the cordial terms in which they were pleased to notice my arrival within their jurisdiction; but finding myself a good deal fatigued after the labors of the day, I must ask their indulgence, and beg them to accept in this form the assurance that I justly appreciate their kindness and goodwill, and trust that their interests, as an institution calculated to benefit mankind, may continue to prosper. I am, very respectfully, your obedient servant,  
ANDREW JACKSON.

R. W. Benja. Russell, Francis J. Oliver, and others, committee of the grand lodge of Massachusetts.

After the letter was read, the hon. brother Poinsett addressed the grand master as follows:

"*Worshipful brother:* The president of the United States charged me to express to the brethren of the grand lodge of Massachusetts his sincere regret at being prevented, by indisposition, from accepting their invitation to meet them in the temple, and from tendering them in person his acknowledgments for their attentions. He begged me to assure them that he shall ever feel a lively interest in the welfare of an institution with which he has been so long connected, and whose objects are purely philanthropic; and he instructed me to express to them the high esteem and fraternal regard which he cherishes towards them all."

We shall close our selections for the present, by recording the following remarks of the editor of the "Richmond Enquirer:"

We have never had any very great penchant for presidential tours throughout the country. We were not very much delighted with the descriptions we have read of president Washington's tour—and the excursion of Mr. Monroe, during his first term of service, was sufficient to satiate and sicken us. We never witnessed any good which it produced in the measures of his administration. And we expressed at the time the disgust, which many of the attentions he received were well calculated to inspire in the mind of a republican. They were more like the homage of subjects to their ruler, than of a free people

towards their first magistrate. They partook more of the pomp of monarchy—than of the simplicity of the republic.

For our own parts, we would much rather that Andrew Jackson had remained at Washington, or visited the Hermitage, than have gone upon such an excursion as the present. He cannot indulge in the simplicity of his own character; nor absolutely regulate the manners of others by his own habits. He cannot repress the excessive attentions which will be paid to him, or the egyptian paucity, and the overloaded puff, of some of the newspapers. We have already seen the most ridiculous anecdotes told—things which would be scarcely tolerable in the songs—about ladies, and girls, and private parties, and select coteries—but the reports of such kind of things in the newspapers, are in the vilest taste! We beg our brethren of the north to avoid all such examples: "they are more honored in the breach, than in the observance." Yet amid all these superfluities, and many of them silly, descriptions, we cannot fail to perceive that the president has been received with a cordiality of kindness, and a sincerity of respect, which bespeak the great popularity of the man and his administration.

"There is some excitement," in several places, because of the expenses incurred on account of the president's visit. In New York they are reported to have amounted to from seven to nine thousand dollars—at New Haven, the tavern bill is put down at \$2500. We do not ascribe to these expenses any of the several times mentioned, or the contests of "rival chiefs"—some of whom were not well pleased!

MR. WEBSTER AT PITTSBURGH.  
From the Pittsburgh Gazette, of July 9.

DANIEL WEBSTER.

As already stated, this distinguished statesman reached town on Thursday afternoon last, under the escort of the mayor and a numerous cavalcade. The exchange hotel, at which he took up his quarters, has been thronged ever since by crowds of eager visitors, without regard to party, anxious to see and testify respect to him whom all unite in regarding as an intellectual giant, on whom the constitution itself did not disdain to lean at a moment of imminent peril. Agreeably to previous arrangements, he was waited on by a committee of forty of our most respectable citizens, to welcome him to Pittsburgh, to profuse facilities for seeing to advantage whatever he might deem worthy of examination, and to invite him to a public dinner. This last testimonial of respect was declined, for reasons, in the force of which the committee acquiesced. Mr. Webster intimated strongly in conversation, as we learn, that his great object was to see as much as possible, during his limited stay, of the west, of the people and the country, in a plain way—and that a public dinner, with its forms, etiquette and necessary limit, seemed calculated to restrain and obstruct, rather than to facilitate, the free and unceremonious kind of intercourse which he desired. The following is a copy of his written reply:

Pittsburgh, July 5th, 1833.

GENTLEMEN—I hardly know how to express my thanks for the hospitable and cordial welcome with which the citizens of Pittsburgh are disposed to receive me, on this my first visit to their place. The terms in which you express their sentiments in your letter of yesterday, far transcend all merits of mine, and can have their origin only in spontaneous kindness and good feeling. I tender to you, gentlemen, and to the meeting which you represent, my warmest acknowledgments. I rejoice, sincerely, to find the health of the city so satisfactory; and I reciprocate with all the people of Pittsburgh, the most sincere and hearty good wishes for their prosperity and happiness. Long may their city continue what it now is, an abode of comfort and hospitality, a refuge for the well deserving from all nations, a model of industry, and an honor to the country.

It is my purpose, gentlemen, to stay a day or two among you, to see such of your manufactures and public institutions, as it may be in my power to visit. I most respectfully pray leave to decline a public dinner, but shall have great pleasure in meeting such of your fellow citizens as may desire it, in the most friendly and unceremonious manner, at 4 o'clock, on Monday, with very true regard, yours,  
DANIEL WEBSTER.

To Hon. James Ross and others, gentlemen of the committee.

In reference to Mr. Webster's wishes, the idea of a formal dinner was abandoned; but as the anxiety seemed intense for some collective expression of public admiration, it was decided to invite him to meet our citizens at the spacious grove of Mr. Mittenberg, on Monday afternoon at 4 o'clock. The change of plan was judicious, and the scene a truly gratifying one. Refreshments of a plain kind were spread around, under the charge of the committee; but the tables could serve only as a nucleus to the vast multitude. Mr. Webster moved freely about the beautiful grounds, recognizing his numerous visitors of the preceding days, who were led, by the frank and engaging cordiality of his manners, to become, in turn, the introducers of such as had not before enjoyed the pleasure of taking him by the hand. His honor, the mayor, at length called to order, and addressed the company pretty much as follows:

"I have to ask, gentlemen, your attention for a few moments. We are met here to mark our sense of the extraordinary merits of a distinguished statesman, and public benefactor. At his particular request, every thing like parade or ceremonial has been waived; and, in consequence, he has been the better enabled to receive, and to reciprocate, the hearty and sponta-

neous expression of your good will. I am now desired to attempt, in your name, to give utterance to the universal feeling around me.

"Gentlemen—We are this day citizens of the United States. The union is safe. Not a star has fallen from that proud banner around which our affections have so long rallied. And when, with this delightful assurance, we cast our eyes back upon the eventful history of the last year—when we tread the gloomy apprehensions, and perhaps hopeless dependencies, which came over us—when, gentlemen, can learn, without a glow of enthusiasm, that the great champion of the constitution—that DANIEL WEBSTER—is now in the midst of us. To his mighty intellect, the nation, with one voice, confided its cause—of life or death. Shall there be withheld from the triumphant advocate of the nation, a nation's gratitude? Ours, gentlemen, is a government not of force but of opinion. The reason of the people must be satisfied before a call to arms. The mass of our peaceful and conscientious citizens cannot, and ought not—except in a clear case—to be urged to abandon the implements of industry for the sword and the bayonet.—This consideration it is, that imparts to intellectual pre-eminence in the service of truth, its incalculable value. And hence the preciousness of that unshakable and unswerving exposition, which has put down, once and forever, the artful sophisms of nullification.

"If, gentlemen, we turn to other portions of the public history of our distinguished guest, it will be found, that his claims to grateful acknowledgment, are not less imposing. The cause of domestic industry, of internal improvement, of education, of whatever, in short, is calculated to render a more prosperous and well-ordered happy people—has found in him a watchful and efficient advocate. Nor is it the least of his merits, that, to our gallant navy Mr. Webster has been an early, far-sighted, and persevering friend. Our interior position cannot render us cold and unobservant on this point, whilst the victory of Perry yet supplies us to a proud and inspiring anniversary. And such is the wonderful claim of his character and manner, his intellectual, in the remotest corner of the west, the exchangeable value of every product must depend on the security with which the ocean can be traversed.

"Gentlemen, I have detained you too long; yet I will add one word. I do but echo the language of the throngs that have crowded round Mr. Webster, in declaring, that the fraternal and simple sincerity of his character and manner, has created a feeling of personal regard which no mere intellectual ascendancy, could have secured. We approached him with admiration for the achievements of his public career—never supposing, for a moment, that our hearts could have aught to do in the matter; we shall part, as from a valued friend, the recollections of whose virtues cannot pass away."

To which Mr. Webster replied:

**Mr. Mayor and gentlemen—**I rise fellow citizens, with unaffected sensibility, to give you my thanks for the hospitable manner in which you have been kind enough to receive me, on this, my first visit to Pittsburgh; and to make all due acknowledgments to your worthy mayor, for the sentiments which he has now seen fit to express.

Although, gentlemen, it has been my fortune to be personally acquainted with very few of you, I feel, at this moment, that we are not strangers. We are fellow countrymen; fellow citizens; bound together by a thousand ties of interest, of sympathy, of duty; united, I hope I may add, by bonds of mutual regard. We are bound together, for good or for evil, in our great political interests. I know that I am addressing Americans; every one of whom has a true American heart in his bosom; and I feel that I have also an American heart in my bosom. I address you, then, gentlemen, with the same fervent good wishes for your happiness—the same brotherly affection—and the same tokens of regard and esteem, as if, instead of being upon the borders of the Ohio, I stood by the Connecticut or the Merrimack. As citizens, countrymen, and neighbors, I give you my hearty good wishes, and thank you, over and over again, for your abundant hospitality.

Gentlemen, the mayor has been pleased to advert, in terms beyond all expectation, or merit of my own, to my services in defence of the glorious constitution under which we live, and which makes you and me, all that we are, and all that we de-

"The Pittsburgh Gazette informs us that the sketch of Mr. W.'s speech is furnished by Mr. M. T. C. Gould, an engraver, who was much indisposed while making his notes—and hence the report is less precise and accurate than might have been expected. Adding—"A careful reader will, perhaps, in some places, perceive that the connection of the argument is not quite so close and logical as in the deliverance, and that abrupt transitions sometimes will fill it up. No opportunity was afforded to submit the report to the revision of Mr. Webster. The only material deficiency, however, is in the remarks in relation to education. The reporter lives at a distance from Pittsburgh, and in his haste to forward the report by an opportunity which presented, was compelled to furnish a mere skeleton of a portion of that part of the speech, with a request that the committee of arrangements would fill it up. That committee, however, thought it better to omit it entirely, rather than to supply from memory."

And Mr. Gold himself says—"the state of my health is such, that I have not read the MS. as I usually do, with reference to the sense and construction of sentences."

side in be. He has vastly overrated and exaggerated any efforts of mine, but he has not overrated the importance of the crisis to which his remarks allude.

Gentlemen, it is but a few short months since dark and portentous clouds did hang over our heavens, and did shut out, as it were, the sun in his glory. A new crisis had arisen in the history of this government. For forty years our government had gone on, meeting with occasional resistance, incidental, or directed—not concerted. But now, a time had come, when authority of law was resisted by the authority of law—when the power of our general government was resisted by the arm of a state government, and when military force, under all the sanctions of state constitution and state law, was threatening to impede the operations of the federal government! That was, gentlemen, a crisis. Every one of us felt it as such. I, and every good citizen of the country, felt it to be such. A general assembly pervaded the breasts of all who partook of the glory of their country at home—and how was it abroad? Why, every intelligent friend of human liberty throughout the world, looked with amazement at the spectacle which we exhibited. In a day of unquestioned prosperity, after half a century's happy experiment—when we were the wonder of all the liberal men in the world, and the envy of all the illiberal—when we were the out-lookers to be fast advancing to national renown—what was threatened? Disunion! There were those among us, who wished to break up the government, and scatter the four and twenty states, into four and twenty sections and fragments!

Gentlemen, it was at this moment, that the president of the United States, in a most judicious, and fully understanding the case, came forth, by his proclamation of the 10th of December, in language which inspired in the new hopes of the duration of the republic. It was patriotic, and worthy to be carried through at every hazard. Gentlemen, I speak without reserve upon this subject, I have differed with the president, as all know, who know any thing of so humble an individual as myself, but many important and valuable internal improvements rechartering the United States, in relation to the degree of domestic protection, and the disposition of our public lands, I have been not able to see the interests of my country in the way which he did. But when the crisis arrived in which our constitution was in danger, and when he came forth like a patriotic chief magistrate, I, for one, taking no counsel but patriotism—duty—impulse, and the impulse of duty—left myself bound to yield, in no lame and hesitating, but a cordial and efficient support to his measures.

Gentlemen, I hope that the result of that experiment may prove salutary in its consequences, to our government, and to the interests of the community. I hope that the signal expression of public opinion, which has for the time put down the despotism of a man, may be a salutary and lasting effect throughout our whole country. I know full well, that popular opinion will be urged against the proclamation. I know it may be said, in regard to the law of the last session of congress, that if such laws are to be maintained, congress may pass what laws they please, and enforce them. But this argument forgets, that members of congress are but the agents of the people, chosen at short intervals, to advise and to execute, by the people, whose servants in the national legislature, are, as mine and servants, and as willingly obedient, as any other of their servants. It is easy for those who wish, and who pursue, measures calculated to break up the union, to raise the cry of consolidation. But I repeat it, I am no consolidationist—I disclaim it. I wish to preserve the constitution, without addition or diminution of one jot or tittle. For the same reason that I would not add, I would not withdraw. Those who have placed me in a public station, placed me there, not to alter the constitution, but to administer it. If a change be desired, our masters must make that change—if alterations are required, you, and the rest of your fellow citizens must make the change. The constitution is our power of attorney—our letter of credit—our credentials—we are to act accordingly, without interpretation or alteration, honestly and truly. The people of the United States—their duty, from courts, can tread it under foot, but their servants have no such power.

And what is the ground for this cry of consolidation? I maintain that the measures recommended by the president and adopted by congress, were measures of self defence. Is it consolidation to execute the laws? Is it consolidation to resist the force that is threatening to overturn our government? Is it consolidation to protect officers in the discharge of their duty, from courts and juries, who are previously sworn to decide against them?

Gentlemen, I take occasion to remark, that, after much reflection upon the subject, and after all that has been said and after the encroachment of our general government upon the rights of the states, I know of no one power exercised by the general government, which was not admitted by the immediate friends and foes of the constitution to have been conferred upon it, by the people, when that instrument was adopted. I know of no one power which every body did not agree, in 1787, to be conferred on the general government. On the contrary, there are several powers, and those, too, among the most important for the interests of the people, which were then allowed to be conferred by the constitution of the United States, which are now indignantly doubted, or clamorously denied. Gentlemen, upon this point I shall detain you with no further remarks. It does, however, give the most sincere pleasure, to see you so well represented through the states west of you, and in the great state north of you, as well as in a tour of some days' duration in the respectable state to which you belong, I find but one sentiment in re-



gard to the conduct of the government upon this subject. I know that those who have seen fit in trust to me, in part, their interests in congress, approve of the measures recommended by the president. We see that he has taken occasion, during the recess of congress, to visit that part of the country; and we know how he has been received. No where have hands been extended with more sincerity of friendship; and for one, gentlemen, I take occasion to say that, having heard of his return to the seat of government, with health rather debilitated, it is among my most earnest prayers, that Providence may spare his life, and that he may go through with his administration, and come out with as much success and glory as any of his predecessors. [Great applause.]

Your worthy client has been kind enough to express sentiments favorable to myself, as a friend of domestic industry. What a world of remark does that suggestion open—when standing at the confluence of the two streams that constitute the Ohio, in the midst of a population distinguished for their domestic industry, family comforts—the means of education, and the means of providing for their families by their industry. [What is not comprised here, in the means of protecting domestic industry?] Next to the constitution itself, there can be no question of more absorbing interest, than the protection of our own domestic manufactures. I do not mean any particular class, but the whole, as comprehended under that system which provides for our wants—that system whose essence, and object, and life it is to administer compensating rewards to American manual labor.

Gentlemen, those of you, who have taken any pains to inquire into the history of that part of the country to which I belong, know, that in the quarter with which I am more immediately connected, the people were not early to urge upon the government protection by high duties. Indeed, candor obliges me to acknowledge, that, when the act of 1821 was passed, neither he who now addresses you, or the means of protecting domestic industry, were ready or willing to take the step which that act proposed. They were not prepared to act; they doubted the expediency. It passed, however, by the great and overwhelming influence of this central section of country, New York, Pennsylvania and Ohio. We acquiesced; we yielded to it, adopted it, and gave to our capital and labor, such direction as it implied, and as conform to the policy of the country. We have become wedded to it, and identified with it, till I know of no shade of difference between the interests of Pennsylvania and Massachusetts. We shall not yield it without a struggle. Neither shall we yield the principle of protection without a severe struggle, under any circumstances whatever. And who would choose to yield it? Who, standing here, and looking round upon this country and its interests, would be bold enough to teach the people to so much industry and so much happiness? Who would stop the mouths of those vast coal pits—arrest the cargoes that are now running down a river, the noblest in the world, and which stretches over the finest territory possessed by any government? Who would quench the fires of so many steam engines? It cannot be done, without great public calamity, and great private distress.

If I have said, that I am in favor of protection to American manual labor—and after all that has been said, I have come to the conclusion, that, to leave American manual labor to bear a competition with the unpaid and half fed labor of Europe, would produce a state of things to which our country can never submit. This is the reason why I maintain the policy of the American System. I see in my own country, and I believe it is the same in this, that its stimulus to labor, has been its offering a fair compensation for labor. When I say our country, I mean from Peuboscot to New Orleans; for nine-tenths of the whole, belong to the industrious, productive, laborious classes. Dead capital is in but few hands; and this system does not promote the interests of the capitalist one tithe part that it does those of the laborer, the industrious men who oversee, or labor upon, the capital of another. It is not this great stimulus which now applies itself to our whole society, and sets so many wheels in motion? Is it not the compensating price of labor—is it not, that labor is high and the means of living low? I want no other proof, that God has blessed us with a happy country and generation.

Suppose we compare ourselves with other countries—I see many whom I know to be emigrants from other countries. Why is the state of Ireland among you? Why has he left the land of his fathers? The Emerald Isle is as dear to him as these rivers and hills are to you. Was it not taxation on our hand, and the low price of labor on the other, that induced him to come to a country of free laws, and of boundless extent; where industry has its reward—where the means of living are low, and the price of labor adequate? And do not these remarks apply to emigrants from every part of our country? Is it not that industry and personal character can do more for a man here, than in any other part of the world?

Our government is the breath of the people's nostrils; they make it, and they appoint agents to administer it. The people are the source of the power of our government; and is it not clear, that it is unsafe to trust the affairs of government in the hands of the people and of their agents? Is it not the people have some interest in the government? Who would be safe in any community when the power is in the hands of those who have nothing at stake? It is the true policy of our government to shield the great body of the people—the productive classes.

Gentlemen, it appears to me so plain a proposition, that the industry of this country ought to be protected, and must be pro-

tected, against the cheaper labor of England and other parts of Europe, that argument is superfluous. Were it not for trespassing upon your patience, I would state, as a historical truth—for it is beyond all question—that a leading object of establishing the constitution was to devise a system of laws to protect artisans against the cheap pauper labor of Great Britain. In the town in which I live, it is as notorious as the revolution itself.

Soon after the peace of '53, there came on a period of distress over the whole Atlantic coast, far exceeding any that had been felt during the war. Importation in British ships was free—American ships there were none. The cheaper labor of England supplied the inhabitants of the Atlantic coast with every thing, from the crown of the head to the sole of the foot. The merchants of Boston appointed a committee, at the head of which was the name, ever venerable to the mind of all true Americans, John Hancock, by whom strong resolutions were reported, declaring that the inhabitants would not use any articles imported in British ships. The mechanics of Boston met and recommended the inhabitants not to use British articles of all.—[Great applause.] "For," said they, "with all regard to you, Mr. Hancock, what odds does it make, whether our shoes, coats, hats, handkerchiefs, or shirts come in British ships, or American ships, so long as they take away our bread, and give us no pay for they may." This state, the state of Massachusetts, and even the state of Virginia passed laws to protect their own people by import. But it could not be effectually done. One state would pass a law—another would not—there being no general system, there could be no protection. And it is a historical truth, plain beyond dispute, that our great objection to the Atlantic coast, in adopting the constitution, was that, by establishing a free and uniform system of imports, the various artisans and handicrafts might be permitted to earn their bread. There were, at that time, no manufactures in the interior, for there were no inhabitants. Here was Fort Pitt—upon the map to be sure—but no people. Among the mechanics—the workers in leather, tin, iron, &c. there was a greater dependence on poverty, than there had been during the war. And, I hope you will not wish me for another anecdote which is brought to my recollection. Massachusetts was the ninth state to adopt the constitution. If she adopted it, it would go into effect; but it was matter of great doubt whether she would. The mechanics of Boston met and passed resolutions. They said it was necessary for them. They elected delegates to adopt the constitution. Their proceedings were communicated to Samuel Adams. He had doubts—he was a friend of liberty, but he had honest and sincere doubts about the practicability of a general government. Paul Revere, a worker in brass, read to him the resolutions of the mechanics. He was asked how many mechanics passed these resolutions—(the meeting was held at the old Green Dragon)—was the room full of delegates overflowing. Were there any in the street?—Many. How many? More than the stars of heaven. [Laughter and applause.]

It was thus the constitution of the United States was carried. Any gentleman desirous of pushing the historical inquiry, will find that the great end prevailing interest was where there were merchants and mechanics. There was a natural hesitation about the adoption of the constitution; and it was only urged through by the interests to which I have adverted.

Under these circumstances, it cannot be expected that we, of New England, will readily abandon our ground. We are ready to do more work, with less protection, than we are ready to do; but we yet believe that the power is in the constitution. And I do not believe that it is within my competency to draw my pen across that power; for I have no more power to diminish, than I have to add. And, acting in the situation in which we are placed—as a portion of the great American family—having the same interests as these great and vast central districts—we shall go on, attached to the union, attached to all the great interests of the government, and attached to the constitution.

Your worthy mayor has alluded to the subject of internal improvement. Gentlemen, it has always seemed extremely strange to me, that in the progress of human knowledge and human virtue—for I believe that human virtue is making rapid progress—it has always seemed extremely strange to me, that the objects of government should be limited so much to belligerent operations, that its duties should seem to be considered as referable so exclusively to wars with other nations. Certainly, in a day of Christianity, in a day of light and knowledge, of benevolent feeling and action, it should be the business of government to turn its attention inward; to remember, that the objects of its supervision are rational, immortal beings; and to seek to promote all great interests, as far as may be within its compass, by all power; and, that, purely, within their own country, are objects far more worthy of zeal and assiduity, than such as look to our external relations—to war, or victory, or triumph.

What, in our day, has not been done by voluntary association? Our whole government is a voluntary association. Why should it not direct its attention to those things which look to peace? Upon this subject, I will observe, that when I came into congress, on taking a view of the country, and its interests, and concerns, at the close of the late war, I thought it to be my duty, to say, that a suitable time had come for government to turn its attention inward to survey this vast country, and particularly this vast western country—to take a comprehensive view of the whole, and to promote the interests of the whole, by the construction of roads, canals and other means of internal communication—to adopt a liberal system of internal improve-

ment, in whatsoever unites man to man; in whatsoever opens a better market, by clearing the way between the producer and the consumer, in whatsoever connects more intimately the various parts of our country, and binds us closer and closer together. The west, with which I am no more connected than with all my fellow citizens, is the great theatre for these internal improvements. The east is old—no only old but small. Our rivers can be measured, yours cannot. Our forests can be surveyed, yours cannot. We are bounded, yours are boundless. It has appeared to me, that the west, the settle, the opening, the soliciting west, was a proper object for the regard of government. To clear the rivers, to improve the labors upon our lakes, to open roads and canals, to do whatever might unite the people, and bring him who sells and him who buys nearer together, appear to me to be objects worthy of all regard. I claim no particular merit upon this subject—it is from no party, the west that I would lend aid to all these objects. My affections know no west—no east—no north—no south. I would comprehend them all in one great and connected whole, and consider it my country.

I see this place, gentlemen, surrounded with circumstances strongly enforcing these truths—you have vast internal improvements—the most prominent of which is your canal, which connects you with the Atlantic ocean; others are projected, not less important than those completed. The Ohio canal, which does so much credit to our young sister of the west, and with which your city needs a direct connection—the Ohio and Baltimore rail road, an arm or branch of which, extending to your city, would be peculiarly beneficial, and which is as much entitled to aid from the general government as the Ohio and Chesapeake canal; with respect to these, and many others, it has always appeared to me, and I make no merit of it, that it is the duty of our government to lend a generous countenance.

One word more, gentlemen, and I have done. The mayor has spoken of education: and can any man doubt, as a social being, as an immortal being, as a being interested in the world that he will be contented to see the Ohio and Chesapeake canal; with respect to these, and many others, it has always appeared to me, and I make no merit of it, that it is the duty of our government to lend a generous countenance. One word more, gentlemen, and I have done.

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Under free institutions, literature, knowledge and morals, might well be expected to flourish; but, we are setting the great example which all Europe may look upon with astonishment—that, with popular institutions, and under a system of absolute toleration, we see no indifference to the great cause of religion.

We have denied a political sanction to any sect; yet places of worship are seen to spring up in every direction, and of every denomination. Toleration begets no indifference; but zeal, rather than indifference. It is connected with education, with the intellectual and moral culture of the mind; and wheresoever men meet, to worship the God of their fathers, I wish them the means of instruction and the means of adequately conducting the great and good work.

Gentlemen, I have detained you too long. My friends, my fellow citizens, my countrymen, I must now take a respectful leave of you. I have spent a period of five or six weeks west of the Allegheny, for the first time in my life. It has been a series of happy days. I have seen much which I shall always remember—much to inform, as well as delight me. I return you, again and again, my unfeigned thanks, for the frankness and kindness of the neighbors, and for the way you have made me welcome; and wherever I may go, or wherever I may be, I pray you, my friends, to believe, I shall never lose the recollection of your kindness. May God bless you all.

It is believed that about three thousand persons were present during the delivery of Mr. Webster's speech.

We had laid aside some account of the attentions paid to Mr. Webster at Lancaster, Chillicothe, Steubenville and many other places in Ohio—at Louisville, &c. in Kentucky—at Wheeling and Weilsburg, Virginia—at Bedford, Chambersburg, Gettysburg, &c. in Pennsylvania—but it does not seem necessary that we should record them; but it may be well to insert what follows:

He declined a public dinner at Steubenville—but at a private entertainment in that town gave this toast—

*The state of Ohio*—The abundance of her resources and the fertility of her soil, are only equalled by the hospitality of her citizens—may her influence in the councils of the nation always be as salutary as they must be influential.

*The Frankfort (Ky.) Commentator* has these remarks: The Cincinnati papers inform us that Mr. Webster has left that place for his return to the east. In consequence of the prevalence of the cholera in Kentucky, he declined visiting this

state. We speak the feelings of the whole community when we say that it is a matter of deep regret that any circumstance should have prevented the people of Kentucky from having it in their power to testify to Mr. Webster the regard they entertain for him as a citizen and as a statesman. The citizens of Kentucky have looked forward with much eagerness for the period when the great son of New England would visit their state, and see with his own eyes how much there was in this favored land to justify the attention he had bestowed on it. We wished him to have contrasted our own people with those of his own section, confident that he would have discovered much to admire in us, although it was to be different from that to which he had been accustomed. *We were prepared to welcome him.* But, since it is so ordered, that the fell disease which desolates our land, turning a paradise into a charnel house, has deprived us of this pleasure, we must in vain hope that when the country is restored to health, he will return again. Cicero, we are told, when he visited the cities of Greece, although under the clouds of political displeasure, was every where in that polished land, greeted as the accomplished orator and skillful civilian. Mr. Webster would have found that in Kentucky he was considered as the compeer of our own great orators—a first rank ornament to the bar, a first object of the national councils; and like him deserving of the respect and attention of every man who took pride in the fame and achievements of his countrymen.

The "National Intelligencer" of July 11 said—  
Mr. Webster has wrought little less than a miracle upon party feeling in the western States. He has fairly extinguished the one and obliterated the other. In the last number of the Nashville Banner we find published the letter of invitation to him to visit that city, from which we take the following extract:

"In discharging the pleasing duty thus assigned them by their fellow citizens, the undersigned have much satisfaction in being able to assure him, that should it suit your convenience to extend your western tour, you will be most cordially received by the citizens of this town and neighborhood, without distinction of party, and that every effort in their power will be cheerfully made to render your visit as agreeable to yourself as they are sure it will be satisfactory to them."

That Mr. Webster should be thus respectfully invited to Nashville by a portion of his western countrymen is not at all surprising. The remarkable feature of the honor thus paid him is the complete political amalgamation perceptible in the following list of the committee by whom the invitation was signed:

- |                    |                    |
|--------------------|--------------------|
| Wm. Armstrong,     | E. S. Hall,        |
| Thomas Washington, | John Catron,       |
| Felix Grundy,      | Ephraim H. Foster, |
| W. M. G. Benge,    | Wm. H. Jones,      |
| Boyd McNairy,      | Ph. Lindsey,       |
| H. R. W. Hill,     | Francis B. Fogg,   |
| John P. Erwin,     | John Williams,     |
| Robert Woods,      | W. W. Gibbs,       |
| George Crockett,   | G. W. Hunt.        |
| H. L. Douglass,    |                    |

We here behold Jackson-men, Clay men, neutral, and every other class of politicians, harmoniously uniting to pay honor to talents and integrity which they believed to have been employed usefully to the whole country. It is a spectacle we delight to look upon. Would that such were often seen!

DISTRICT COURT OF THE UNITED STATES.

*Southern district of New York.*  
The postmaster general of the U. S.  
vs. John L. Clark.  
The same, vs. Samuel J. Smith.

These were actions of debt brought to recover penalties alleged to be incurred by a violation of the third section of the act of congress passed the 2d of March, 1827. That section is in the following words: "That any person who shall offend herein shall incur a penalty of not exceeding fifty dollars, for each letter or packet so carried."

The cause was brought to trial before a jury at the last January term, his honor Judge B. presiding. The cause in the plaintiff, J. A. Hamilton, D. A. offered evidence, showing that the suits were commenced on the information of E. J. Mallet, postmaster at Providence, R. I. That the defendants as partners kept a lottery and exchange office there, and another office in New York, and that they had been for a considerable period of time in the practice of sending their letters, from one office to the other, in a bundle, and that the letters, by passengers going back and forth in the steamboats running between Providence and N. York. They were also in the habit of sending with their own letters, free of any charge, the letters of third persons who desired to have them forwarded. Mr. Mallet several times interfered, and insisted on the illegality of the practice, and threatened them with a prosecution unless it was discontinued, and the defendants, not having taken legal advice, agreed to discontinue it.

Being afterwards advised that sending letters in this manner was not unlawful, they again began to send them as before,

which, being discovered by Mr. Mallet, he directed these suits to be brought, being the first ever brought for the offence alleged. No evidence was offered on the part of the prosecution to prove the offence of "setting up a foot or horse post," except that the defendants had sent letters by passengers going in the steamboats, as before mentioned. Thus, the counsel for the prosecution contended, was the setting up a foot post within the meaning of the law. To show that the waters between N. York and Providence are a post road, he referred to the act of congress of March 3d, 1823, which declares, "that all waters on which steamboats regularly pass from port to port, shall be considered and established as post roads." He also insisted that sending letters from the defendant's offices in the steamboat wharf by their office clerk, was clearly setting up a foot post on the post road between the two cities, the street to the steamboat being a part of the post road.

E. Peine, for the defendants contended that the acts complained of, did not constitute an offence within either the letter or spirit of the act of congress relied on. It was apparent to every one, that the gravamen of the offence provided against, was, not the sending of letters, but the setting up a foot or horse post. This was the act prohibited, although the penalty was affixed to the letters sent.

It was contended, that to bring the defendant within the letter of the law, it must be shown that they set up a post. A post by a post was meant, some person sent expressly, and with some sort of regularity, for the purpose of conveying letters. If he went on foot, he would be a foot post; if on horseback, or in a carriage drawn by horses, he would be a horse post; but in either case, he must go by land. That it was absurd to suppose that a horse or foot post could go by water. The words horse or foot post, to the water post, were intended to be descriptive of the mode of conveyance, and could mean nothing else. A person going in a packet to England might as well be called a foot post, as one who went in a steamboat to Providence. Besides, the letters were sent by passengers in the steamboat, going on their own business, and who carried the letters casually. This was not the setting up of a post of any kind. It was indispensable to the character of a post, that the business on which it went should be the carrying of letters. And it was insisted that the words of the law were to be understood in their plain, and obvious sense and not to be strained to create a penalty.

In order to show that the alleged offence was not within the spirit of the act of congress, the other post office laws on the same subject, and the obvious policy of their prohibitions were referred to. From these it was evident that the government did not claim the exclusive right to carry all letters, but merely the exclusive right to maintain posts for carrying them. The government post office establishment was derived from the English system of monopolies. In that country, the wants of the government, might preserve it, as a branch of the revenue, in the highest degree of rigor. But in this country no such necessity existed, and it was inconsistent with the spirit of our institutions, to make the post office establishment an infringement upon the liberties of the citizen. All that was necessary, was to prevent establishments of the same character from being set up in opposition to the government establishment. And accordingly all the prohibitions of the various acts of congress were directed to this object, and, this only. None of them were designed to prevent the transmission of letters, however frequently, or in whatever quantities, but to prevent the setting up or growth of such establishments.

The act of March 3d, 1825, repeals all other acts passed for the establishment or regulation of the post office, and is emphatically the post office law. The only prohibitions in this act are the following:—

Section 6. Requires the master or manager of any steamboat to deliver the letters brought by him to the postmaster of the place—and also requires every person employed on board a steamboat to deliver the letters entrusted to him, to the master or manager.

Section 17. Requires the master or commander of every ship or vessel arriving at a port of the U. States, before breaking bulk to deliver all his letters at the post office.

Section 19. Prohibits any stage or other vehicle which regularly performs trips on a post road, or road parallel to it from conveying letters; and also prohibits any packet boat or other vessel which regularly plies on a water divided to be a post road, from conveying letters, except in such a manner as to be in the charge of the carrier; and imposes a penalty of fifty dollars on the owner of the carriage, other vehicle or vessel, or the person who has charge of it, for its violations.

No subsequent act of congress contains any prohibition except the section above recited under which these suits are brought prohibiting the setting up of a horse or foot post.

It was contended that the act in relation to the forbearance of congress, when legislating about ships, vessels, steamboats, packet boats, and carriages, to prohibit the sending of letters by passengers, or passengers conveying them, and confining the prohibition expressly to the masters and owners, or persons in their employment, was conclusive evidence that they never designed to prevent their being sent by passengers. That the reason of the master, owner, and persons being prohibited was obvious. It was to prevent the consequences themselves from becoming rival establishments to those of the post office. It would have been the most natural and easy thing imaginable for

congress, when legislating about these conveyances, to have said that no passenger going in them should carry letters. As they had not seen fit to do so, it was hardly to be supposed that they had designed to do it, when prohibiting something so apparently different as the setting up of a foot or horse post.

The court charged the jury in substance as follows:—

That, if the defendants employed a person to carry letters from New York to Providence regularly, such person was to be deemed a post. That, if such person as employed to go on horseback, he would be a horse post; if on foot, a foot post. But that it was not necessary that a person employed to go on foot, should go all the way by land, to constitute him a foot post. For instance, if he were employed to go from New York to Albany, and should go to Harlem on foot and then take a steamboat to Providence, he would be a foot post. If not the law having, by various previous provisions, prohibited the carrying of letters by steamboats, packets, stages and carriages, undoubtedly designed, by the provision under which these actions were brought, to complete the plan of prohibition by extending it to the conveyance on horseback, or on foot. That it was for the jury to say, whether the acts complained of were a violation of the law, as the court had stated it to be. If not a violation, the acts were undoubtedly an evasion of the law, but these actions should not be sustained for acts which the law did not expressly forbid.

The jury withdrew and returned a verdict for the defendants.

Afterwards, the district attorney moved to set aside that verdict on the grounds of misdirection of the court, that the verdict was against evidence, and on newly discovered evidence. But the court, after argument, denied the motion, as the charge contained no misdirection; the jury had passed upon the evidence submitted to them, and the newly discovered evidence was merely cumulative and was known, or might have been, before the trial to the postmaster at Providence who had directed the suits to be brought. Judgment was therefore rendered for the defendants.

#### "IRON CASE"—AT NEW YORK.

The following case was reported for the "Journal of Commerce"—and we give it in *extenso*. It is not necessary, at present, to say more than that the great principle involved in Mr. Clay's "bill of compromise," as some have called it, was grossly violated before it went into operation, in the repeal of certain provisions in the act of 1832, on which that compromise was founded, and of four o'clock in the morning!—though these provisions were originally intended, and specially inserted in the law of 1832, to insure to the makers of iron the amount of protection apparently extended to them, and for which they the more cheerfully submitted to the large reduction of the duties established by that law!

There were circumstances attending the repeal of the provision which cannot be thought of without disgust—and the effect of this repeal is—that iron, partially manufactured, or more properly speaking, apparently manufactured, is admitted at a less rate of duty than the iron itself!

We have already freely stated the facts which belong to this extraordinary act of legislation—and shall, probably, have something more to say on the subject, that the repealing act may be repealed, as a matter of respect to common decency. The boast of the English government seems to be, that the importer, who breaks down the iron arch of Pennsylvania," said he, "and the whole system will fall to the ground."

DISTRICT COURT OF THE UNITED STATES FOR THE SOUTHERN

DISTRICT OF NEW YORK.

In admiralty, July 7, 1835.

The United States of America,

Thirty-one boxes and forty-two packages of articles, and ten pieces of iron falsely denominated straight, bent and turned links, and anchor iron. John F. Sarchet, claimant.

These articles were imported in the Wm. Byrnes from Liverpool, and invoiced 29 boxes bent links—2 boxes straight links—42 packages turned links—and 10 pieces of anchor iron, with their respective weights, cost, &c. The importer, who broke down the iron arch of Pennsylvania, claimed to enter them at the custom house at 15 per cent. ad valorem under the act of 1816, as non enumerated articles manufactured in part—and denied that they were a complete manufacture of iron, which pays 25 per cent. ad valorem. Attached to and forming part of the invoice, was the affidavit of the shipper at Liverpool that he was in the habit of receiving and giving orders for links and anchor iron, and that they were the articles in commerce known by that name—and also the affidavit of the manufacturers that these were articles of commerce well known by those names, and fit for nothing but scrap iron unless made into chains and anchors, and for these purposes much more valuable than bar iron. These affidavits were very full, detailing the proofs by which links and anchor iron are given out from the raw material, and the relation thereto. These the importer submitted to the collector attached to his invoice, who handed them to Mr. Mead the appraiser, who made the following report:

Appraiser's office, January 18, 1835.

S. Sweetwood, esp. collector.

The two invoices handed you herewith of Mr. Thomas Barrow of Liverpool, offered for entry, contain the following articles, viz.

Bolt or chain iron of various diameters cut up in ends of different lengths for the making of links for chains, some are

straight, some bent thus U and others of an oblong form turned or twisted thus T the ends tapering to a point and flat for welding.

The straight ends are of the diameter of 72 inch and cut in uniform lengths of 5 inches. The ends bent thus U are 72 and 9-16 of an inch in diameter and in length 54, 6 and 7 inches. These, together with the straight ends before named, are simply cut from the bar or bolt iron while in a heated state—varying in length and in diameter according to the size or strength required.

The oblong or turned links are 15-16 of an inch diameter and 11 inches long, bent while heated, and in that state cut diagonally at the side by the aid of a machine called a mandrill, and then packed for purposes of transportation on a round bolt of iron of the same diameter, with a large head or flat piece of iron at one end of the bolt sufficiently large to prevent the links from passing over, and at the other end by a key securing them from coming off.

The two pieces called anchor iron are two feet long, 64 inches square at the large end and tapering down to 14 inches at the other end, and is in fact and truth hammered iron. It is unlike bar iron in every particular. Each piece is prepared separately by itself and then welded together for anchors.

I would particularly recommend to your perusal the oath or affirmation attached to this invoice of anchor iron. It sets forth in a clear and explicit manner the article in question—without a word from me—that it is intended for anchors there cannot be a doubt—that they are not anchors there cannot be a shadow of a doubt, and that the manufacturer of iron so certified to any known purpose, it is also equally clear and conclusive.

The oath or affirmation attached to the invoice of bolt or chain iron, is in the main equally clear and comprehensive, as regards the facts therein set forth, save that part which draws deductions from premises not warranted by facts, which part is marked in the margin of the affirmation by the object of the law. I cannot but consider this a case where the interest of the law is to evade the payment of duty imposed by the law, and one so clearly and palpably wrong as not to admit of any well grounded defence under any view of the case. They cannot in truth be considered as manufactures within the intent and meaning of the law; that they are not chains, no one will be foolish enough to aver; but that they are intended for links for chains, no one will deny.

Under what view of the case, then, can they be called manufactures of iron? We might with the same propriety call a bar of iron a manufactured article. I am, respectfully, your obedient servant.

(Signed) A. B. MEAD.

The bolt or chain iron, although cut up into pieces for links, should be classed for duty as bar or bolt iron, made wholly or in part by rolling, and the anchor iron as hammered iron.

(Signed) A. B. M.

The collector then, on suspicion that a fraud had been committed in making the entry, ordered the packages to be examined by Nicholas Saltus and Daniel Ayres, two merchants in New York city, who reported to the collector as follows:

SCHEDULE D.

New York, January 31, 1833.

David S. Lyon, esq. deputy collector of port of New York.

Sir: In answer to your letter of the 24th, requesting us to report to you our opinion of the iron entered by Mr. Sarchet in this custom house, imported in the ship Wm. Byrnes, beg leave to state that the said iron is what is represented in the certificates, viz: three descriptions of links well known to the trade as parts of chain cables, requiring but a small process to make them complete chain cables, and parts of anchors ready to be joined together. The tariff expressly states that chain cables or parts of chains, shall pay 3 cts. per lb. and anchors or parts of anchors, 2 cts. per lb. This was well known to Mr. Sarchet, and his attempt to enter them under any other form is an attempt of fraud on the revenue, and consequently in our opinion ought to be seized. Respectfully we are, &c.

NICHOLAS SALTUS.  
DANIEL AYRES.

The articles were thereupon labelled as bar and bolt iron—short bars and bolts of iron, falsely denominated links and anchor iron—and also for that "the invoice and packages were falsely made up with intent by a false valuation, extension, or otherwise, to defraud the revenue"—that the goods were described as manufactured articles subject to 25 per cent. ad valorem, when they were iron in bars and bolts, and subject to a specific duty—that the packages contained articles not described in the invoice—that the packages were examined by two merchants and found to differ in their contents from the entry.

On the trial—the substance of the testimony was this:

The entry clerk of the custom house testified that Mr. Sarchet came to his desk, and proposed to enter this invoice at 15 per cent. ad valorem: but witness would not so enter it, and an entry was made at 35 per cent. ad valorem: He asked Mr. Sarchet what he wanted it charged at? He replied 15 per cent. Bonds were executed in blank.

Mr. Mead, U. S. appraiser, testified—that his report was correct, and he found this invoice, pieces of iron intended for links of chains, and he was bound to say, that the papers attached to the invoice were correct in every particular, and squared with the information he received, and confirmed it. The straight links he considered braziers' rods, but in commerce they would not be known as such. That he had no experience in iron, but what he had acquired as appraiser.

Mr. Saltus for the U. S. said that he was an importer of iron, and signed the report with Mr. Ayres to the collector as above, which was correct—that it costs about 2 to 3 cents to make these links into chains—links are known in commerce as distinctive articles. In orders you merely give the diameter, and the manufacturer has rules for the length. The government advertises for straight and bent links, and witness has supplied them. Also for anchor iron in parts, but he never supplied an anchor iron—chain cables are invariably imported 90 fathoms, in sections of 15 fathoms connected by shackles.

Mr. Ayres for the U. S. said that he signed the above report—and it is correct. He should think a link a part of a chain, and thinks the trade would so consider it—should think anchor iron part of a chain. He sells links, and anchor iron—the invoices name as links and anchor iron in parts, but he never supplied, and so known in commerce. He should order them by that name from abroad. Being asked if he so ordered, sold, bought and invoiced them, by what name he would enter them—the district attorney objected and the judge ruled he must not answer the question.

Mr. Ayres further said, to make the turned links into chains he thought would cost 2 cents per lb. Imagines Sarchet's parts of anchors only wanted welding, a hole punched and a ring to make anchors of them.

Mr. Jacobs, clerk in the appraiser's office, said he knew very little of iron—supposed this anchor iron for the purpose of making anchors. Until this trial supposed a link considered by every body a part of a chain.

Mr. Barker, collector of Philadelphia, said Sarchet in 1829, contended that the anchor iron was not parts of anchors, but anchor iron subject to 15 per cent.—But for the law of 1832, witness would have considered links parts of bolt iron, and so charged them. The treasury decided before 1832 that they were not parts of chains, and the anchor iron not parts of anchors. He has charged the links as bolt iron and the anchor iron as anchors, as I always fix the highest rate of duty where there is a doubt.

Mr. De Camp, custom house officer, made iron 30 years previous to 1818. He should call links parts of elaius, welded or not, and the straight ones, braziers' rods cut up in pieces, fit for rabbit screws and many purposes. The anchor iron I supposed pieces of anchors, and would be so considered by the trade. When these pieces leave the forge they are half made. If I wanted to make an anchor, I should order the number of pieces, giving the weight, and I don't know how it would come invoiced. Never saw an invoice of it. I don't know whether it is an article of commerce, but I have seen small quantities come into port for 15 years past, like this. Never finished or made an anchor, but sold a great quantity of anchor iron to merchants, who sell to the anchor maker. If well drawn, not much to do but weld it.

On the part of the claimant—Mr. John H. Howland of New York, importer and dealer in iron for many years, testified that, this invoice was not chains nor bar or bolt iron.

Mr. Cornell, a merchant, and five chain cable and anchor maker, including the most extensive in America, testified that links, straight, bent and turned, and anchor iron, were an article of commerce well known by those names, and so ordered, bought, sold, and invoiced—that the links and anchors equally finished with iron in bars and bolts, and the links more so. That both were more valuable for chains and anchors than bar or bolt iron, but if not used for these purposes they should sell the same for scrap. That these links are not a manufactured article, but partly manufactured, and are the raw material of the chain maker, as common bar and bolt iron is of the general smith, and as anchor iron is of the anchor maker. That links welded and finished separately, would be no part of a chain unless in links—that a chain or part of a chain is a series of chains connected together, and these must be more than one. That the cost of making these straight links into chains is about 4 to 85 per cent.—bent links 10 per cent. less, and turned 84 3/4 per cent.—that the general price of anchors is 11 to 15 cents per lb. and of anchor iron 51 cents. That the bar and bolt iron and anchor iron is a different kind of iron from bar or bolt iron, and much superior in quality, having no cinder in it, and higher in price, made in a particular way for the manufacture of cables and anchors. There is none in America suitable for the purpose, and experiments have proved it. The claimant also introduced the testimony of the act of 1828, before congress, to show that congress in passing the law knew of the nature of the article, in which Mr. Keese's explanation says, that at the Peru works the manufacture principally chain links and bar iron—and also the advertisements of the navy departments for links and anchor iron—to show that congress intended to leave these articles non-enumerated, as bar iron could not possibly be imported in that form for any other purpose, and as our own iron is not suitable, that the chain cable and anchor makers might have the advantage of a cheap raw material.

Much other testimony was taken, which, with the arguments of counsel, occupied the court six days; but our limits will not permit its insertion.

Justice Betts read the following

OPINION:  
U. S. district court, ss. 6 iron boxes, &c.  
The forfeiture is claimed—

1. Because, on inspection of goods, the invoice was found to have been made up with intent by a false valuation, extension or otherwise, to evade and defraud the revenue. There is no

proof showing any erroneous valuation or extension in the invoice, and it is admitted by the district attorney that the forfeiture can only be sustained by force of the expression "or otherwise."<sup>12</sup>

He insists that the proof shows that the invoice was accompanied by a representation from manufacturers abroad, calculated and intended to induce the collector to allow the goods to be entered at a rate of duty lower than they were subject to by law, and that the inventory in correspondence with that proof, was made up by a misdescription, a false denomination of the goods.

The articles were entered as articles of manufacture subject to a duty of 25 per cent. ad valorem, and the affidavit of the manufacturers representing them to be so. It is contended on the part of the government that they were bar and bolt iron and anchors or parts of anchors, and liable to a specific duty under the act of May 23d, 1824, of 3 cents per lb. on the links and 2 cents per lb. on the anchors.

By the act of May 22, 1824, sec. 1, art. 5, a duty is imposed "on iron cables or chains or parts thereof," of 3 cents per lb. and "on anvils and anchors two cents per pound."

By the act of May 19, 1828, sec. 1, art. 2, a duty is laid "on bar and bolt iron, made wholly or in part by rolling," of \$37 per ton.

The 5th article of the 1st section of the act of May, 1824, provides that "all manufactures not otherwise specified, made of brass, iron, steel, pewter, lead, or tin, or of which either of these metals is a component material, a duty of 25 per cent. ad valorem shall be laid."

The 9d article of the 1st section of the act of April 27, 1816, enacts, that there shall be laid a duty of 15 per centum ad valorem on all articles not subject to any other rate of duty. The claimant insists, although he avers his importation as subject to duties under the act of 1824, yet that strictly it comes within the provisions of the law of 1816, and should be charged with only 15 per cent. duty.

To bring these articles within the scope of the label under this branch of it, it must be found that they were subject to specific duties, and that the manner of charging them upon the invoice is comprehended in the interdiction "or otherwise" of the act of 1830.

The point has been most pressed, in argument, that the court should now decide, whether they are not entitled to entry on the payment of 15 per cent. instead of 25.

It does not appear to me that the point is necessarily raised for decision in this case. The allegation is that the goods were subject to specific duties, and that the claimant attempted a fraud upon the revenue in entering them as liable only to an ad valorem duty. If the general proposition is decided in favor of the claimant and his goods acquitted, it would be entirely gratuitous on the part of the court to go further, and settle between him and the officers of the custom house the rate of duty he should pay.

The present question is one of forfeiture alone, and whether the goods are liable to specific or ad valorem duties, is an inquiry which can have no relevancy except as showing the motive of the party in preparing his invoice. As he entered them there as liable to 25 per cent. duty and offered to pay that, it would be a useless speculation to inquire what the evidence of a fraudulent motive might be, had he endeavored to pass them at the lower rate, thereby saving 10 per cent. more to himself. We can in justice, do no more than estimate the influence of the act done, and there would accordingly seem to be no utility in carrying our regards to a more supposable state of facts. The term "otherwise" in a penal law is liable to serious objection for want of that precision and certainty the citizen has a right to expect in the language of a law which is to confiscate his property; and no court could go further in giving it meaning and application, by construction, than the plain intent of congress manifested in the context of the term, imperiously demanded.

The 4th section of the act of May 28, 1830, declares "that if any package shall be found to contain any article not described in the invoice, or if such package or invoice be made up with intent, by a false valuation or extension of value, to evade or defraud the revenue, such package shall be forfeited."

Having designated three delicts by this clause, each of which shall work a forfeiture of the goods, the inquiry is whether some other substantive and distinct offence was intended to be provided against by the term "otherwise," and if so, whether it is to be interpreted to embrace every other fraud or evasion that may be devised, other than the three specifically designated.

It is believed no sound administration of penal law can permit a range so unlimited of meanings to language of a very specific import. The expression ought rather to be construed as supplementary to those preceding it, and as having relation to the same subject matter. Congress no doubt intended to specify the modes in which offences followed by a forfeiture of property should be proved to have been committed, but as the enumeration might possibly omit some offence coming clearly within the general classification, though varying in language of a very different manner from those named, used a phraseology broad enough to bring such equivocal acts within the statute. The statute should therefore be construed as applying only to cases of the same character with those enumerated, and not to any of a different and independent description.

The offence described by the act is "making up a package or invoice" in a particular way. The term valuation and exten-

sion, apply to the invoice, and the otherwise as immediately associated with them by juxtaposition and grammatical connection, ought undoubtedly to be read as having reference to the invoice also. By what method of making up an invoice other than by valuation or extension, can this fraud be committed.

But by omitting articles, that offence is provided for in a previous part of the section.

But effect may be given to the term by applying it to a fraudulent misdescription of the invoice; though true in certain intents, yet being false and fraudulent as to the matter of duties to which the real article would be entitled. For instance, as entering refined sugar as white sugar, &c. the description actually given though true in terms, not being the whole truth such as represents the exact character of the commodity, and if acted upon at the custom house will leave the goods to pass with a lower rate of duty than they would pay under full denomination. In the case before the court, anchors or bar iron entered as anchor iron—parts of chain cables, as links—bolt iron, as straight links—if done with intent to evade or defraud the revenue would be making up the invoice otherwise than by truth valuation or extension, and in a way calculated to evade the payment of duties and so as to give application and significance to this branch of the statute. It would thus become the false charges and the want of correspondence of the goods mentioned in the preceding part of the section, as all the articles of the label depend upon the allegation of a false description or misdescription of the goods imported. This controlling question in the merits of the cause may be as well discussed under this branch of the case, as in connection with any of the other charges of the label. The different forms in which the offence is stated in the label so as to bring it under some of the provisions of the statute as comprehended in and depend upon the proposition that "what is called in the invoice anchor iron, is bar iron or anchors; and what are called straight links, are bolt iron, or brazier's rods; and what are called bent and turned links, are parts of chain cables or chains;" and these false descriptions are given with intent to evade the payment of duties. If this proposition is true, the goods would be subject to forfeiture under the branch of the label now discussed; and if not true there is no ground on which to set forth in the invoice a description that would subject them to forfeiture. Without therefore waiting to arrange the proofs under the various charges of the label, the most commodious and perspicuous mode of considering it will be to bring it in review under the head of the pleadings.

A critical examination of the evidence produced on the part of the government cannot fail to show that the allegations upon which the property was seized are too feebly supported, to justify a condemnation for these causes alone; and if the proofs make out a case involved in some uncertainty and doubt, this doubt raised is not as to the accuracy of the invoice and entry (which would impose on this claimant the obligation of proving their correctness) and bona fides. Wheat. R. 411, but it is, whether a probable cause for seizure existed.

The invoice and entry described the first item under consideration to be, "ten pieces of anchor iron."

The specific charge in the label, applicable to this commodity, is, that it was iron bars; although in the proceedings and argument it was considered to be anchors, or parts of anchors, and that it did not correspond with the invoice because of that misnomer. The only witness on the part of the United States essentially competent to examine the other part of the label that would subject these as parts of anchors, is Mr. De Camp. But he is exceedingly indistinct and uncertain in his judgment as to the denomination it has acquired in commerce, and he unites with the other experienced witnesses, on the part of the United States, in saying it is not known as bar iron, that it is both more refined and of higher value than bar iron, and also is carried forward to a state of manufacture adapted to making anchors, and is more valuable for that use than any other.

Mr. Ayres says it is known in commerce as anchor iron; is so imported, invoiced and sold, and the general bearing of the proofs for government is, that an order for anchor iron would be as distinct and well understood in business as for any other article in the iron trade.

Under these facts, without advertent to the very full and satisfactory evidence on the part of the claimant in this behalf, it cannot be maintained, that the article entered as anchor iron did not correspond with the invoice described it as such. If it was not to be considered a manufacture, but the raw material for the trade and business of anchor making, yet it is put beyond all doubt by the proofs, that it has acquired a settled and notorious denomination entirely distinguishing it from bar iron. So also it cannot be termed an anchor and be liable to a specific duty as such, because it has to undergo an important modification and manufacture to bring it from its present state into that of anchors.

The act of 1824 imposed a duty on anchors, and not as is assumed in the report of the merchants who inspected this importation, on anchors and "all parts thereof." The latter provision is made in the act of July 14, 1829, (sec. 1, art. 9.) but this importation does not come under the provisions of the latter statute.

So as to the other parts of this entry. The testimony of Messrs. Mead, Satus and Ayres, on the part of the United States, is clear and unequivocal, that the articles invoiced and entered as straight, bent and turned links, are well known in commerce by those appellations. That they were manufactured and sold by these appellations; and the straight and bent are com-

mon in our market and pass by the name of links—the turned are an English fabric, and seem to have been imported solely by the claimant. All the witnesses however agree in terming it a link, and the appraiser using the same denomination details the mode of its manufacture.

This species of links and the bent ones were unquestionably within the general description of links, and whether they are more, and compose parts of chains, will be more particularly noticed presently.

Those called straight links have the appearance of ordinary brazier's rods, shortened to a standard length, fitting them for chain links. The rod is no other way changed than by cutting it into pieces.

It has been strenuously argued that this is only a simulated manufacture, still less of the raw material, to answer many valuable uses to which it is ordinarily applied, and that the alteration is fraudulent; intended to introduce the article in its present form at an import below what it is legally liable to.

Although in the opinion of some of the witnesses, iron cut into these similitude pieces may be used to advantage for bolts, screws, spikes, &c. yet by far the greatest weight of evidence is, that unless manufactured into links, it would be only marketable or useful in this form, as scrap iron.

And the proof both of the witnesses on the part of the United States and the claimant, places the fact above question, that the article in this form is a well known commodity, manufactured here and imported from abroad, and bought and sold under the name of straight links, and that it is in well established use for making chains, and is of most valuable for that purpose. This proof is abundantly sufficient to show that the articles found in the packages correspond with the invoice, and that they were properly entered as links, if they are not something more than merely links. The remaining inquiry then is, whether all the links are not subject to duty as parts of chains.

There can be no doubt that in correctness of language every distinct component of an entire thing, is a part of that thing. In this sense a link is a part of a chain. As a wheel, spring or chain is a part of a watch, each of them essential to the existence of the particular thing.

The act of congress laying a like duty upon "cables or parts thereof," includes within the latter, the separate links, as well as the series united in a chain, and would accordingly be so applied, unless a different signification be given by usage, and is well known to those conversant with the particular article, or the connection in which the expression is used, denotes that it is to receive a more comprehensive meaning. In seeking the proper interpretation of the phrase "parts thereof" as applicable to chain cables, we discover at the first step, that custom, norms, locutions of laws, as well as of society, has affixed a meaning to the first part of the subject which is essentially a variant from its acceptation in the strict sense of the term. A link considered as a substantive article of manufacture, and unquestionably finished, have every operation performed upon it required to fit it for the use it is destined for; whether round or oval, open or closed, it becomes the link only when the artist has completed his labor upon it. The link which forms part of a chain cable must necessarily be so; neither a straight piece of rod, nor bent at one end, nor turned so as to bring the two ends nearly into union, can accurately be said to compose that description of link. Usage, however, as it has been abundantly proved, does give the name of links, to things intruded to form chain cables, that cannot compose such cable without great additional labor and manufacture, and if in like way the expression "parts of chains" has obtained a meaning different from the literal import, the rule which adopts the customary appellation in the one case, ought also to give it the same force in the other.

The evidence very satisfactorily shows, that chain cables are imported entire and in fragments or sections of several fathoms in length, which can be united by shackle links, or opening an ordinary link so as to supply the length that is in commerce, and that such sections of the chain are known in commerce as parts of cables or chains. The part being complete as a chain of itself, but of less length than the cable commonly required.

As this is the denomination the commodity receives from the dealer, the manufacturer and those conversant with it, the presumption is accordingly forcible, that the law of 1834 contemplated those sections of the chain, which are in commerce as parts of the same duty as the entire chain. But whether this be so or not, it is very clear to my mind, that in the sense of the act of 1834, nothing can be deemed part of a chain that is not, as to itself, as finished and complete, as the entire chain. It matters then very little in this case whether in the interpretation of the act, single links should be accepted as parts of chains, inasmuch as it is made to appear, that they must be finished and perfect as links. Nevertheless the construction I put upon the act in view of the facts disclosed by the evidence in this case, and which it is proper to avow is, that parts of chains and pieces of chain are synonymous, and mean a series of links comprising a section less than the chain as usually imported. In this view of the subject, the part may consist of several fathoms, or any less extent beyond individual detached links; it denotes a portion taken from the whole and still retaining the properties of the whole, less only the extent.

In either view of the subject these articles are not liable to condemnation for the causes alleged.

The district attorney has argued that the importer is bound to swear that the entry is true in all particulars, and that these

goods being entered as manufactured articles and subject to a duty of 25 per cent. if it is found that they cannot with justice be denominated manufactured or are subject to specific duties, they must be forfeited for those causes.

The answer to this argument is, that the goods have not been proceeded against as improperly described in the entry, nor is any statute shown subjecting them to forfeiture for that cause. The allegation of the libel is, that the goods on examination and inspection were found not to correspond with the description in the invoice, and it is not that variance that the act of 1830 subjects property to forfeiture.

And it may be further observed, that it is not shown that an erroneous claim at the custom house in respect to the duties, payable by imports, affects the importation or entry, when the goods are correctly described.

Probably it is of constant occurrence at the custom house, that merchants and the collector differ as to the rate of duties to be applied to an entry, when the goods are accurately and exactly denominated. The court know judicially, that such differences have sometimes occurred, and that the construction the merchant claimed for the laws, has been upheld in all the courts. Had it been invariably otherwise, congress would deal with most ungenerous severity with the citizen in confiscating his property for a difference of opinion, which could do the revenue no harm, as the issue is placed unadvisedly in the hands of the public officers, for them to judge whether the merchant is correct or not, in his estimate of the character of the commodity, and they have the power in the first instance of enforcing their construction of the laws, by retaining the goods until he pays the duties they demand.

In my opinion a misdescription of that character would no afford ground for forfeiture of the goods.

The following decree was entered.

This cause having been brought to hearing upon the pleadings and proofs, and having been argued by Mr. Hamilton, attorney of the United States, on the part of the United States, and by Mr. Walker and Mr. Hall on the part of the claimant, and the premises having been fully considered by the court, it is considered and declared, that the charges in the libel, purporting in the invoice mentioned in the pleadings, with intent to evade and defraud the revenue, are sufficient in law to subject such goods as were imported in boxes to forfeiture under the provisions of the fourth section of the act of May 38, 1830: but it is considered and declared, that anchors, or anchor iron, imported in bulk and not in packages or bundles, are not subject to forfeiture, under the provisions of the said section, and if they were in the cause, that anchor iron is a commodity well known in commerce and to artizans by that appellation, and is distinct and different from the article denominated bar iron, or iron in bars; and that the commodity seized and article upon in this cause corresponds with the description thereof in the invoice.

And it is further considered and declared, that it is established by the proofs in the cause, that the articles described in the invoice as straight links, bent links, and turned links, are articles well known in commerce, and to artizans, by those names and denominations, and are not, nor is either of them, bolt iron, within the acceptation of that term in ordinary usage in trade and commerce; that they have been subjected to a process of manufacture by machinery and manual labor, changing them from the raw material into articles of enhanced value, for the particular uses to which the change has adapted them; and that they correspond with the descriptions thereof in the invoice.

And it is further considered and declared, that it is established by the proofs in this cause, that cables or chains, or parts thereof, as known and denominated in commerce and by artizans, consist of a series of finished links, and that one unfinished link, or any indefinite number of unfinished links, are not denominated "cables or chains or parts thereof," and are not known as such.

Therefore it is considered, adjudged and decreed by the court, and his honor the district judge, by virtue of the power and authority in him vested do order, adjudge, and decree, that the goods, wares and merchandises, specified in the pleadings in this cause, and seized by the collector as charged, were not entered at the custom house in this port as charged in the libel, by a false denomination, or description; and that the packages or invoices thereof were not, nor was either of them, made up with intent to evade or defraud the revenue; and that some of the said packages contained any article not described in the invoice thereof; and that the goods imported and entered as aforesaid, correspond with the invoices thereof; and it is therefore further considered and decreed, that the goods, wares and merchandises, described in the pleadings, be acquitted of the seizure thereof, and be forthwith delivered up to the claimant.

But inasmuch as it is made to appear in the proofs that the public appraisers, and two merchants, sworn to assist in the examination of the goods aforesaid, reported to the collector that, in their opinion, the importation and entry thereof had been fraudulently made with intent to evade the revenue, and recommended a seizure thereof, it is ordered that a certificate of probable cause of seizure be allowed and entered.

(From this decree the U. S. district attorney has appealed.)  
J. A. Hamilton, for the U. States; C. Walker and J. P. Hall, for claimant.

# NILES' WEEKLY REGISTER.

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THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

93—We insert, under the head of "nullification and so forth," a strange letter from gen. Hamilton, of South Carolina, and certain rough remarks of the Washington "Globe" upon it—as matters of curiosity only, proper for record, and in the manner presented to you, except that we have italicized the words in the "Globe," as to "the unconstituted protection" of coarse woollens, and cottons and "cash duties," with what is said about the triumph of president Jackson "OVER THE AMERICAN SYSTEM IN ALL ITS PARTS." These are queer things; and, if the "collar" is truly marked—may be worthy of future comment. The temper of the general's letter, and the charity of the "Globe's" remarks, can hardly be sufficiently admired.

## THE CHOLERA.

But four cases of this disease occurred at Pittsburgh, from the 17th to the 23d ultimo.

The cholera had nearly disappeared from the western part of the state of Louisiana. At New Orleans it had entirely disappeared, and that city is represented as healthy. The mortality amongst the slaves in Louisiana must have been immense. The Richmond Compiler states, that on the estate of general Wade Hampton, a little above N. Orleans, on the Mississippi, out of 1,500 slaves, more than 700 had died.

The various papers received by the late mail from Kentucky, give the gratifying intelligence that the cholera has greatly abated through the state, and in many of the towns where it had raged severely, it had entirely ceased. In some sections it had left the towns but had extended its ravages into the country.

Two cases and one death of cholera have occurred at Knoxville, Tennessee.

At Columbus, Ohio, seven deaths had occurred from cholera, and the disease prevails in several other towns in that state.

At Charleston, Va. but one case had occurred for several days.

A note from Kanawha Salines, Kanawha county, Va. reports 96 cases as having occurred there between the 9th and 16th ult. Most of the new cases are represented as mild and much more manageable than before.

The board of health of Pittsburgh under date of the 23d ult. report six more deaths from cholera, within the week immediately preceding, being forty-eight in all since the 11th of June, the date of its first appearance.

It appears from letters subsequently received from Princeton, New Jersey, that the reported appearance of cholera in that city was premature. The physician who, at first pronounced the case, which gave rise to the alarm, "a case of malignant cholera," now considers it "an aggravated case of cholera morbus."

A gentleman of Salem, Indiana, writes to his friend at Cincinnati that from the 1st to the 12th of July the cholera had carried off 60 of their citizens out of a population of 600.

RELIGIOUS NEWSPAPERS, AND CONTROVERSIES. We have "fallen upon evil times." Indeed, it would almost seem that a return to the "days of fire and faggot" might be speedily looked for—if the secular power could be rendered subservient to the propagation and "glorious progress" of some of the leading Christian sects. Concerning such quarrels, (which then existed as now though with a better excuse than at present), *Franklin*, about sixty years ago, said in a private letter to a friend:—

"When theologians or religious people quarrel about religion, each party abuses the other; the profane and the infidel believe both sides, and enjoy the fray; the reputation of religion in general suffers, and its enemies are ready to say, not what was said in the primitive times, *behold how these Christians love one another*, but, *mark how these Christians hate one another!*"

And when we refer to certain newspapers in which "the drum ecclesiastic" is most loudly and wickedly

beaten—with *rub-a-dub* here, and *rub-a-dub* there—it may well be said—"mark how these Christians hate one another."

There have been many regular *set-toes* between wrangling priests—whose zeal was manifestly greater "to floor" their antagonists—and, by cart-loads of Latin and Greek and Hebrew, "with" or "without points," send each other into the safe and fast keeping of "the prince of devils," and gather laurels for themselves—outrageously and indecently inconsistent with the sublime principles of that religion which teaches meekness and forbearance and "peace and good will to all men." And even the 4th of July—a day which of all others should be kept free from such controversies, and mainly because that perfect rights of conscience were established by the Declaration of Independence, has been used for the purpose of forwarding sectarian or particular religious views, and the progress of one of the "churches" has been toasted on this day! At Salem, (Mass.) a "reverend gentleman," invited to address the people in honor of the anniversary, thumped and thundered against Sunday mails; and at Boston, at a large dinner party, the increasing power, or numbers, of the Roman Catholic church in the United States, was several times greeted at the "festive board!" Such things are not only in "bad taste"—they are decidedly *mischievous*, and should promptly obtain the most decided marks of public reprobation, contempt and scorn.

We "owe no subscription" to the rules of faith of any party of religionists—for we cannot receive the whole dogmas of any one; but we agree in *practice* with the good people of all, who "do justice, love mercy and walk humbly." And it always delights us to witness, or be informed of, such instances of co-operating goodness, as is found in the Baltimore infirmary, where our valuable and valued friend, *Solomon Etting*, esq. the governor of that institution and a "Jew," has a charge over the "Sisters of Clarity," devoted to administer to the wants and relieve the pains of the sick and wounded and sore. No one who is acquainted with the persons just alluded to can, for an instant, suppose that "Jew or Gentile," "bond or free," is regarded in the fatherly or sister-like kindness and care with which patients are attended—or that between the two, so different in matters of faith, there is any difference in *doing* what the "law and the gospel" enjoins on both.

The wonderful increase of Roman Catholics in the U. States, within a few years past, seems to have much alarmed some other sects of professors. But these ought rather to imitate the zeal and industry of the Roman Catholics in performing what they believe is a duty, than "utter thunders" at them which fall harmless. And on the other hand, the lofty *exclusiveness* which we sometimes see proclaimed by the Roman Catholics, is merely calculated to provoke enmities among the people, and render cause for saying "mark how these Christians hate one another!"—and alas! with strict justice.

We read that "the harvest truly is great, but the laborers few." Every "church," more or less, has adopted certain "articles of faith" which are regarded by its thorough-going members as *essentials*; but if all these "essentials" were collected together and made into one book, a *Chinese* philosopher would probably, regard the Christian religion, (as set forth in these utterly opposing dogmas), as a much more confused mass of matter than that of the various sects which abound in his own land; and, perhaps, also claim, in his own behalf, the fact,—that a far greater number of the inhabitants of the world are of his own general way of thinking. And yet on the important point of shewing the duty which man owes to the CREATOR by rendering kindness to his creatures,—the followers of Moses or of Jesus—of Confucius or Mahomet, or even those who regard the person of the Grand Lama as the invisible evidence of GOD—would

all agree. In matters of faith, every man has an unquestionable right to judge for himself, when determining what particular sect approaches the nearest to the dictates of his own conscience—but it is required of all men, that, using this great and glorious liberty for themselves, they should not interfere with or abuse others for doing the same thing. It shows a spirit which is in malignant opposition to the clarity of the gospel; and in the beautiful parable of the "good Samaritan," and in numerous other instances, it pleased the Great Teacher, to shew that professions, without works of benevolence, were utterly vain. The Gentile, who poured oil and wine into the wounds of the man who had been beset with thieves, was preferred to the priest-capped Levite, who would have suffered a fellow man to perish by the way-side. The *disguised* professor—one who had a legal right to enter the temple and render mouth-worship there—saying "stand aside, for I am holier than thou," was shewn to have no religion in his soul—whereas the other, who might have been hucked into pieces had he penetrated even the "outer veil," was held up as an example for the followers of the "Meek and Lowly."

It is not often that we speak of such subjects—and for the reason that it is hardly possible to refer to the tenets or conduct of a religious sect, without finding a thousand pens ready "to leap from" their ink-stands, blackened with all the fury of partizan zeal, and sharpened by the common "danger of the craft;" and the most insolent remarks uttered, in the most general terms, are discovered to have some direct application to persons or things which never entered the mind of the writer of them—but we would encourage a greater degree of liberality, and a closer observance of what we quaintly call the 12th commandment—"Let every one mind his own business." Our business, "as we understand it," is to enforce the 11th commandment—"Love one another." And we do think that deeds, and not words—the offerings of the heart, rather than of bulls or of rams, or any other outward ceremony or sacrifice, will find acceptance hereafter: when the dust of all men shall be mingled in a common mass of matter—autoerats and emperors, popes and archbishops shall return to the earth as they were, with the wild Arabs of the desert, and the filthy Hottentots of southern Africa—and "all without distinction lie." But we have been disgusted with the foul and malicious things which we have seen published in too many of the religious newspapers, and would enter an humble, but earnest, protest against them all, saying "Let there be peace between you."

"BULLS AND BEARS." It is not long since that speculations in stocks assumed the shape of an organized business, in any part of the United States—though allied gangs of "black legs," and other sharpers, including counterfeiters of bank notes, were well known to exist—for nearly all, if not all, of the dealings in stocks resulted in actual sales and actual purchases made, as persons wished to change the condition of their capital, or as they supposed that prices would *honestly* advance or decline—as individuals sell, or purchase, flour, cotton, tobacco, &c. in their prospects of the future state of the actual market. And even yet it will not be easy for sober-minded Americans clearly to apprehend, that persons holding a respectable rank in society, make a regular business of gambling in the stocks, on the same principle that persons bet 100 or 1,000 dollars on the turn of a card, the cast of a die, or a foot-race between a pair of cockroaches! With this difference, however—that the "black-leg," in the gambling houses, proper, or "hells" as they are called in London and Paris and other places—perhaps, more fairly, takes the chances of the play, than the stock-jobber on 'change, and may be a less closely-calculating knave—for the stock-jobber may have more influence on the game which he is playing than the "black-leg." Instance the vile and base procurement, at New York, of a certain message of president Jackson concerning the bank of the United States, before it was laid before congress, and the heavy stock transactions which followed that disgusting proceeding—a proceeding which, even in stock-jobbing London, would have consigned the authors of it, with the actors in it, to public execration and universal contempt. It was for less than

this, that the banner of lord Cochrane was torn from the wall, and trampled under foot, and he, himself, cast out of the company of honorable men. This gross fraud has never been explained. The president is, as he must be, acquitted of all previous knowledge of the matter; but many think that the grossness of it, and the treachery of some in whom he had confided, ought to have caused a strict examination into the facts, as well as a severe and public exposure of all the persons engaged in it.

The fact is that such a body of dealers in stocks as we have described, is in full operation—and to these men may be fairly ascribed the chief part of the clamor and falsehood which has been latterly circulated concerning the bank—for the ailment of the stock-jobber is in agitating the price of the stock, resting upon his more perfect knowledge of business, (as the professed gambler does upon his knowledge of the cards), to turn such agitations to his own advantage. So the buzzard, at a "giddy height," smells a putrid carcass, to feed on.

We have "bulls and bears" as well on 'change at New York, as on 'change at London—a class of persons who have adopted not only the cockney terms, but also the cockney rules, for doing "business." They had better have called themselves the *swindlers* and the *swindled*—and then we Americans would have understood them without the necessity of referring to an English slang dictionary.

In making these general remarks, we do not wish to be thought as denouncing every such dealer in stocks for a deliberate gambler, or desperate knave. We hope that some exceptions may be found among them. But the ordinary manner, and leading motives on which this business is conducted, we think, well deserves, the general character which we have given to it. There is a saying that "speculation is the life of business." It may be so—though we have never practised it in any manner whatever. But if speculation in substantial things—such as flour and cotton, "gives life to business"—it is no argument in favor of those processes concerning [not in] the stocks that we have spoken of—any more than it would be to apply it to foot-races of cockroaches, as suggested above—for the whole business of stock-jobbing does not add one cent to the earnings of the country; whereas speculations in flour or cotton, by encouraging or compelling enterprise, may add to the quantity, or increase the general market for those substantial commodities; and thus a benefit will accrue to the growers of wheat or of cotton—and the circulation of money, which is "the life of business," be rendered more rapid as well as more extensive—resulting in new and substantial investments, to be further used in new creations of value. But dealings in the stocks have no substantiality in them. Persons who do not hold a single share contract for the delivery of thousands—and those with whom such contracts are made, offer fresh contracts—without the transfer of a single share of stock, except in some extraordinary case, where the shares contracted for are demanded. It is not possible to believe that there is any public good in such transactions—or that they furnish a fitting employment for intelligent men. Let every circumstance be pleaded in their favor that may—it is neither more nor less than sheer gambling.

We have been led to these observations by the facts stated in the following paragraph—which we cut out of a Philadelphia paper a considerable time ago, and have just found in one of our collections of scraps; and, with its insertion, we shall conclude our remarks for the present.

*Bulls and bears.* These terms, so common among stockholders, and so well understood by them, frequently puzzle the uninitiated of the community not a little. They originated in the London stock exchange, where stock-jobbing is carried on to a greater extent than in any city in the world, and where a large majority of the transactions have no reference to investments, being made altogether on time, and the difference paid on settling day. Bulls are buyers, and bears sellers. In New York, where they endeavor to copy England as much as possible, and especially London, a large trade of the same nature is carried on, especially in United States bank stock. A great strife has prevailed for the last two or three weeks between the two belligerent parties, the bulls and the bears, the latter struggling to the utmost to



keep the stock down, as they have large, and still have larger deliveries to make at prices considerably below the selling rates. The bulls have nothing to do but to watch the maneuvers of their adversaries, as the stock continues to rise, in despite of all their efforts to cheapen it. But the worst of all is, that the bulls refuse to settle at the difference, but demand the stock, which requires the bears to make bona fide purchases, and which they must do of the bulls, who keep advancing on them, or send here, as they have done, though without much success.

**WE ARE AND WE ARE NOT.** We are sorry to see it mentioned, by a Washington letter writer, that a distinguished officer of the navy was, sometime since, engaged in speculating in the stock of the bank of the United States, and as if in full communion with the herd engaged in that business—but we are not sorry to learn that he probably sustained a loss of five thousand dollars by thus wandering out of his proper course.

**BANKING IN NEW YORK!** We have a full and long statement of certain things which happened in taking, or assigning the stock of the "Seventh ward bank," in New York, and enough, indeed, of "bargain, intrigue, corruption and management!" We have not room for the details. The great principle of the politicians of this state—that the "spoils belong to the victors," were never more completely manifested than on the present occasion, as the following brief notices will shew:

The number of shares applied for in the 7th ward,	13,170
was Do. awarded	3,710

Refused 9,460

The capital of this bank was to be only \$500,000—but it seems that more than 6,000,000 were subscribed, a "glorious speculation!"

Now, of the 3,710 shares assigned to the 7th ward, it appears that the four bank commissioners, ("providing for their own families"), first awarded 1,135 shares to themselves, their fathers and brothers, sons-in-law and brothers-in-law and mothers-in-law, and JOURNEMEN—yet generously leaving 2,575 for other persons, or more than two-thirds of the whole!

Well—the 2,575 shares were thus disposed of—	
To public officers—of the United States or state or city of New York.....	1,640
To members of the common council.....	230
To inspectors of the ward elections—(3 persons)....	115
To members of the assembly.....	550

2,535

To THE PUBLIC!!!..... 40

2,575

"O, heu—jam satis!"

An application is to be made to the legislature for the repeal of the charter of this bank—but is the "management" about it more flagrant than in other cases, since the organization of that grand machine, the "SAFETY FUND?"

There was, however, one redeeming feature in the conduct of the commissioners. They did not knowingly, it seems, award one share to the brokers. But still we must say that the right to exclude them, as a body, is rather questionable!

**PRICE!** The price of cotton is rapidly rising. We suppose that the south will not ascribe this to the arrangement about the tariff, seeing it does not go into effect until the end of the present year—and, for several years, will not have any material effect on our present manufacturers of cotton. But coffee, has also risen, though imported duty free! What will the "philosophers" say to these things? They are "botherers," whichever way they are turned—"stumbling blocks" to the "wise," but easily understood by practical men.

**THE REVENUE.** According to the data which have been furnished by the returns of revenue accrued at some of the principal ports during the first half of the present year, there seems to be a diminution of about one-third as compared with the revenue which accrued during the

same period in 1832. This is owing to the repeal or reduction of duties under the new acts of congress, and not to any falling off in the amount of importations. But notwithstanding the diminution of duties accruing the present year, it would not be surprising if the actual receipts should be equal to those of 1833. For, in the first place, a considerable part of the duties which accrued in 1832 are payable the present year; and in the second place, the introduction of the cash duties and short credits under the new laws, will throw a larger amount of payments in the present year than of right belongs to it. The receipts last year, from customs, were \$24,224,441 77. The expenses of government will not exceed \$14,000,000. Consequently, if the receipts of the present year shall equal those of 1832, there will be a surplus of more than \$10,000,000, which, added to the balance in the treasury at the commencement of the year, \$4,502,914 45, and \$4,000,000 from public lands and other sources, will give a total surplus of more than \$18,000,000. Deduct \$7,001,698 83, the amount of the national debt at the beginning of the year, and there will be a clear balance of about \$11,000,000, which congress will not know what to do with. If we had the control of Uncle Sam's purse-strings, we would, with the consent of the southern states, apply this sum to the gradual extinction of slavery. Next year the actual receipts from customs will not probably exceed \$15,000,000 or \$16,000,000.

*Cour. & Eng.*

[We shall see—"nous verrons!" how nearly these calculations will be realized. There are some "odds and ends" which, we think, have not been brought into the account.]

**PUFF—PUFF—PUFF.** Flaming handbills are stuck up, says the N. York Gazette, about our streets, offering to teach fifty-two (!) branches of education in a year, at thirty-eight cents each branch. We saw one under which some wag had written:—"Them as larus manners, twopence more."

[It would not be venturing much to say, that the handbills alluded to were issued by modest foreigners, just imported or exported, as the case may be, and who have had interest, or impudence, enough to fill many newspapers with daily puffs. One fellow teaches reading, perfectly, in 12 lessons, to persons who just know the difference between A and Z; another grammar, critically, in 7½ lessons; others writing, in 64 a 7 lessons; another painting in 5½ lessons; and many teach—that "fools and their money are soon parted."

**LOST MAIL FOUND.** We learn from the post office in this city, that the mail from New Brunswick, (New Jersey), which has been missing for two or three weeks, and for which a reward was offered, was received at our post office by the southern mail this morning. It appears from the post bill that this mail had been received at the post office in Cincinnati, (Ohio), whence it was sent to the post office of this city where it should have arrived on the 6th ult! It is fortunate that this mail has been found, as it exonerates several persons from unjust suspicions. We are informed that a considerable sum of money has also been saved; that one letter contained \$700, and others checks, &c. to the amount of more than \$2,000. [N. Y. Post.

**LIBERIA.** There are good accounts from Liberia.—Those who expected that a prosperous colony would be built up at once—were ignorant of the history of every state in this union. All such establishments require much nursing, as well as energy of mind, and strength of body—with considerable time—and the pioneers are always the greatest sufferers; but now the colony appears to be established—and its inhabitants have become sufficiently acquainted with the soil and climate, as well as with one another, to make rapid improvements of their condition, and make daily accessions of strength.

Two of the principal, (colored) officers of the colony, Messrs. Williams and Roberts, lately addressed a large meeting at Boston, in aid of the colonization society—when the following facts appeared—

The population of Liberia is between three and four thousand, distributed in seven settlements along the coast and in the interior of the colony. Its territorial extent

is from one hundred and fifty to two hundred miles in length along the coast, and about fifty in breadth. It contains one thousand houses, four schools and six churches. The most friendly relations subsist with the surrounding native tribes, many of which have placed themselves under its protection, and submitted to its laws.

Mr. Williams, who is lieutenant-governor of the colony stated that when he first arrived at Liberia, it was nearly a wilderness. "There were but a few inhabitants, and these furnished with nothing but miserable huts for habitations. They were surrounded with enemies on every side, among the native tribes—and by the more infernal foe, the slave trader. Slave factories were numerous along the coast, and one was located within a few miles of Monrovia. Yet he felt that there he would enjoy the privileges of a freeman, and he determined to adopt it as his home. He accordingly returned to America for his family, with whom he soon after established himself in Liberia. He drew a brief but striking sketch of the condition of the country then, when they were obliged to sleep on their arms, with the fearful anticipation of midnight massacre, and rejoiced when the morning sun beamed upon the unbroken slumber even of infancy. The slaves were abroad on every side, and even in the harbor of Monrovia, several slave ships were often at anchor at once. Yet in this feeble and perilous condition they resolved upon the bold attempt of storming the slave factory in their neighborhood. In the white man's land, such an exploit might have been called chivalrous. Mr. Williams headed the party, and the enterprise was completely successful. The fort was taken by storm, and a large number of imprisoned slaves liberated. Mr. Williams contrasted those times with the present situation of the country—with a population increased thirty fold, at peace with, and themselves the protectors of the surrounding native tribes, enjoying the means of moral and literary improvement, and possessing all the comforts of life. He gave a favorable account of the morals of the colonists. During all his residence in the colony, he had not seen more than two or three residents drunk, and had heard more profane language since he left home a few weeks ago, than during the whole period of his abode there.

Mr. Roberts confirmed the statements of Mr. W. concerning the condition of the colony. Ten thousand natives of the adjoining tribes were under its protection and laws, and it had friendly intercourse and communication with more than one hundred thousand in the interior. The commerce was considerable and increasing. The exports of the last year amounted to \$70,000, and those of the present year would probably be more than \$100,000. The slave traffic had been completely abolished. He repelled, as totally untrue, the charge, which has been circulated in this country, that the colonists connived at the traffic, and even furnished the traders with slaves. He said that a slave ship had not been seen in the harbor of Monrovia for many a year. They dare not cast anchor in its waters. Nor is there a slave factory within one hundred and fifty miles of the colony on either side. To that extent the traffic is completely abolished.

The colony, he said, is prosperous and increasing, and the day is not far distant, when the flag of Liberia will wave in the harbors of America and England. Then policy, if not justice, will persuade America and England to respect us.

**MR. STUART'S TOUR.** A certain Mr. Stuart has made a book called "*Three years in America.*" It very much differs from other *manufactures* about us and our country. Mr. S. evidently meant to be honest—and to speak of things as they were, or, at least, as they appeared to him.

We meet with the following notice of the book alluded to—

Mr. Stuart did not see a beggar in Boston, or a person that was not well dressed. His observation just comes contemporaneously before the public with a paragraph in the country newspapers, which tells us that at Old Boston, in Old England, where the population amounts to 13,000 upwards, 5,000 are paupers in the receipt of parish pay.

It should have been added, however—that, though there are no "beggars" in our Boston, there are a few "paupers"—perhaps, to the amount of the half of one per cent. of the whole population, regard being had to natives of all New England.

**LOTTERIES IN THIS COUNTRY.** It appears from the statements collected in Mr. Gordon's able discourse, that although the lottery trade is prohibited by the laws of this state, the yearly traffic in Boston alone, probably amounts to more than a million of dollars; and that, 25 per cent. being allowed for commission, the profits may be rated at \$250,000, which, divided among 50 dealers in this city, makes a yearly income of \$5,000 to each. It is believed that the business is so systematically arranged, that the city is divided into districts, and persons appointed in each, to board vessels just arrived, visit certain bar-rooms, cellars and other resorts, and contrive means generally for the good of the trade.

In the city of New York, according to the presentation of a grand jury, made Nov. 12, 1830, the number of lotteries drawn during the year previous was 52—with 1,857,000 tickets, amounting at the scheme price, to nine millions two hundred and seventy thousand dollars.

But, says Mr. G. to ascertain, as near as may be, the amount of tickets sold in various states, the best data, that can be easily obtained, are furnished by the number of schemes drawn in a year in each state, and the value of them. We presume the following statement may be relied upon as very nearly correct, in regard to the lotteries authorized by the following states, in 1832:

States authorizing lotteries.	Nb. of classes.	Am't of tickets at scheme price.
New York,	80	\$14,387,801
Virginia,	72	10,920,166
Connecticut,	68	8,332,583
Rhode Island,	88	7,837,621
Pennsylvania,	26	5,315,056
Delaware and N. Carolina, (joint grants)	37	3,462,900
Maryland,	18	2,212,540
Delaware,	32	670,263

Aggregate in 9 states, 420 \$53,156,930

In addition to this amount, Maine has two lotteries, and several of the southern states have others. Rhode Island granted one of 52 classes last month, which will tax the community several millions. But independently of these, the sum above named, with the addition of 25 per cent. brokerage, makes an amount of sixty-six millions four hundred and twenty thousand dollars—that is, of five times the sum of the annual expenses of the American government, and of nearly three times the whole yearly revenue! [Boston Merc. Jour.]

**FRIENDS' TRIAL IN TRENTON, N. J.** The court of errors and appeals—composed of the governor and members of council, one from each county in the state—convened yesterday, and organized for business, the cause for argument being the important case between the two parts of the society of Friends commonly called Orthodox and Hicksites, involving the right to the possession of certain property. In consequence of the absence of George Wood, one of the counsel for the Orthodox, the court adjourned over to this morning; when all the members of the court appeared, except two—Mr. Board, of Bergen, and Mr. Carter, of Warren county. The cause was then opened by Garrett D. Wall, who read the pleadings filed in the case, on the part of the Hicksites. He was followed by George Wood, who read those filed on the part of the Orthodox, which occupied the court nearly two hours. He was followed by S. L. Southard, who read the interpleadings on the part of the Hicksites.

The members of the court, with the governor, sitting in this case, are—Dr. Clowson, vice president of council, of Hunterdon; J. Townsend, of Cape May; James S. Green, of Somerset; Daniel Holmes, of Monmouth; Wm. Chapman, of Burlington; Wm. Merkle, of Sussex and I. T. McDowell, of Middlesex; two members being absent; and two—J. Kaighn, of Gloucester, and I. H. Williamson, of Essex—being ineligible to a seat in this suit, the first being a member of the society of Friends, and the last being one of the counsel for the Orthodox. There is no member of council from Cumberland besides the governor, who was selected to council, and afterwards appointed governor.

It is yet uncertain when the regular summing up of the pleadings of the counsel will commence. If the reading

of evidence, which is very voluminous, is dispensed with, it will probably be opened by G. D. Wall, on the part of the Hicksites, this afternoon, or to-morrow morning. He will be followed by George Wood and the hon. Theodore Frelinghuysen, on the part of the Orthodox; and the whole will be closed by the hon. S. L. Soutard, on the part of the Hicksites.

Great interest is felt, both on account of the importance of the trial and the very high standing and talents of the counsel, on both sides of the question. In addition to the above named gentlemen, who will take part in the argument, I. H. Williamson assists in preparing and arranging the case on the part of the Orthodox. The court meets regularly at 9, A. M. and 3, P. M. sitting six hours each day. The secretary of the court, judge Westcott, has taken pains to have the supreme court room fitted up in a very convenient manner for the occasion. This room is very large and airy, and capable of containing a large number of spectators; although numbers are now here from Philadelphia and the adjoining counties, yet hundreds more might be accommodated without inconvenience. [*Philad. Gaz.* July 17.]

**MR. RANDOLPH'S WILL.**—We understand that Mr. Randolph's papers have been ransacked, and that no will of a later date has been found. The public curiosity has been so much excited upon this subject, that we may be excused for noticing the present state of the facts, as we understand them.

Judge Leigh is said to have in his possession, two wills in Mr. R.'s hand writing—the 1st is dated in January, 1822; the 2d in March, 1832.

The 1st directs his slaves to be manumitted, and makes provisions for their maintenance, and we believe, removal, under the superintendence of bishop Meade, and of Francis S. Key, esq.—and bequeathes the residuum of his estate to judge Leigh. This will is said to have been subsequently "cancelled" by Mr. R. and his signature to have been cut out.

The 2d will makes no provision for the manumission of his slaves—and its principal legacies are, 1. \$10,000 to judge Henry St. G. Tucker. 2. \$10,000 to judge Leigh. 3. \$5,000 to John Randolph Leigh, a young son of judge L. A. Gascoigne and a filly and some plate to Mr. John Wickham. 5. Two fillies and a pair of hand-sticks to Mr. Macon. 6. His carriage and horses, and some French plate, to Dr. Brockenborough—and the residue of his estate to the eldest son of his wife, Mrs. Bryant, of Gloucester, a daughter of judge Coalter—with the reversion, in case of the death of the boy, about 20 months old, without heir, to the eldest son of judge H. St. G. Tucker—and in case of his death, to the judge's next son, &c. &c.

This last testament will probably be offered for probate to the next Charlotte court. It may perhaps be contested by the trustees for the slaves, upon the ground that the first will may be good—or, it may perhaps be contested by other parties, upon the ground, that neither of the wills is good—and in this case, that the whole property should be distributed according to the provisions of the act of assembly.

It is probable, indeed, that the subject may give rise to some litigation—in which case, it may become hereafter the duty of the court of appeals to decide the whole matter. [*Richmond Enquirer.*]

**ESCAPE OF SLAVES.** As the James Fisher, a regular trader from Richmond to the northern ports, was lying at Rockets, on last Saturday evening, the 27th ult. four slaves got on board and concealed themselves in the hold of the vessel. She was deeply laden with coal bound to Newark. In the course of that night or the next morning, she sailed—and some time during the day, (Sunday), a knocking was heard on the ceiling of the deck. On raising the hatches, three of the negroes rushed out, one of whom jumped into the river. On putting out the small boat, the swimming fellow was taken in. It was then discovered that the fourth slave, belonging to Messrs. Wortham & Magruder, of this city, had become suffocated in the close-air of the vessel. The captain of the James Fisher, with the negroes, returned on Sunday evening, in the steamboat Potomac, and delivered them up to their owners. The captain and crew most positively disclaim

all knowledge of the intended plan of their escape. As several cases of this description have recently occurred, it becomes essentially necessary to adopt the most efficient police regulation to prevent their repetition.

[*Richmond Enquirer.*]

**DESTRUCTIVE FIRE AT WATERFORD, N. Y.** *Waterford, (Saratoga co.) July 26.* We have just succeeded one of the most ruinous fires which has ever been visited upon our village. Almost the entire part of the town, upon which our extensive mechanical and manufacturing operations were carried on, is now in ruins. The loss is immense, and falls almost entirely on that enterprising class of our citizens which constitute the life of all our business operations. The fire was discovered in the new machine-shop of Kimball & Co. about 2 o'clock this morning, and before the citizens had collected to much extent, the roof had tumbled in, and the fire had communicated to the shop of Messrs. King, Wing & Co. on the south, and Messrs. Olney, Ambler & Minor, on the north; the last contained about 8,000 dollars worth of machinery—loss very heavy. From thence it caught to the roof of Waterford cotton factory, and raged with such violence, that before we could arrest its progress, the two upper stories, with almost the entire machinery, and much valuable property, was either consumed or dashed to pieces, in the attempt to save it from the devouring element. The walls of this great building remain almost unbroken, only to give prominence to the surrounding desolation. The Fire Engine Manufacturing company, are sufferers to a considerable extent, say in all, four or five thousand dollars. The company of Olney, Ambler & Minor, about \$10,000; Mr. Blake 2,000; and the cotton factory \$15,000; besides, some eight or ten different branches, which were carried on in the same buildings, of more or less importance. The loss amounting in all to four forty to fifty thousand dollars.

About four hundred industrious mechanics are dependent upon the mercy of the public for employment in consequence of the fire. [*Albany Eve. Jour.*]

**SALE OF PUBLIC LANDS.** The sales of public lands in Michigan territory during the quarter ending the 29th June, amount to about two hundred and five thousand dollars, as follows:

At Monroe.....	\$90,000
Detroit.....	79,000
White Pigeon.....	36,000

The accession which has been made to the population of Michigan since the opening of navigation this season, may be estimated at between 5,000 and 6,000. There is but little doubt but that next year the population of this territory will entitle us to enter the union as a free and sovereign state. [*Detroit Journal.*]

**FROM THE "FAR WEST."** The steamboat Assiniboine, B. Pratte, jr. master, arrived on Thursday night last, from the mouth of the Yellow Stone, with a full cargo of furs, skins, &c. for the American fur company. By this arrival, we learn, that the steamboat Yellow Stone lost three of her hands and a pilot, by the cholera, while ascending the river, near the mouth of the Kansas. We also learn, that famine—a calamity more dreadful than the cholera—threatens the inhabitants of the immense region of the Upper Missouri. No buffalo had appeared upon the plains of that country during the past spring; and the Indians, in the thriftless economy which governs them at all times, were in consequence destitute of the means of subsistence. Even the traders were compelled to subsist on Buffalo tongues, (obtained during a preceding season), and corn; and the voyageurs had not this fare allowed to them. No one has, we believe, pretended to account for this disappearance of the immense herds of buffalo which covered those regions. It was observed, by persons who were in the Assiniboine, and who have been in the habit of navigating the Missouri, that points at which vast numbers of buffalo had always been known to herd, were deserted, or but a single one now and then seen. [*Missouri Republican.*]

**OFFICERS OF THE LATE WAR.** A meeting of a number of the officers, who served in the late war, with Great Britain, was held at Columbus, O. on the 8th ult. when a

resolution was passed, appointing a committee of three, to draft a memorial to congress, asking a grant of land, in consideration of their services and sacrifices—and that the committee respectfully solicit the co-operation of the Ohio delegation in congress, in obtaining a just remuneration as aforesaid. And that said committee, George Keeling, John McElvain and William Doherty, correspond with officers and committees of other states, interested in the subject.

**SAILING OF THE DELAWARE.** The United States ship of the line, *Delaware*, capt. BALLARD, sailed from Hampton Roads on the 30th ult. for New York, with a fresh southerly breeze, which will probably take her to that port in 30 hours. On Monday, the president of the U. States, and his suite, paid a visit to the *Delaware*, and were attended through the ship by capt. Ballard and his officers. The president expressed in warm terms his admiration of the interior wonders of this prodigious floating castle, its superior style of equipment, and the high state of discipline observed in every department. At going on board, and leaving the ship, he was complimented with a salute of 21 guns—although he had signified his wish to dispense with that ceremony.

**SINGULAR PHENOMENON.** A correspondent of the Buffalo Bulletin, gives the following account of an uncommon occurrence which took place in Genesee county, on the 30th of June:

Between two and three o'clock in the morning, there was heard by several of the inhabitants of the town of Java and Skellon, Genesee county, a remarkable roaring, resembling that of a "rushing mighty wind," accompanied with a trembling motion of the earth for a considerable extent. It was so considerable, that some removed the glass and earthenware from their shelves to prevent its breaking. In the morning there was discovered on the farm of Mr. J. Sykes, in the north part of the town of Java, a remarkable breach in the earth, extending from Seneca creek, west, across a small flat of a few rods in extent, up the side of a hill, the slope of which was about twenty degrees, making it in the whole to be about forty or forty-five rods in length. It was 20 rods wide at the end next the creek, 13 at the middle, and 16 at the upper end, where the earth was sunk from 25 to 30 feet, while it was raised about 90 feet above the bottom of the creek at its lower end, making the highest point at the creek nearly as high as the lowest depression at the other extremity. The bed of the creek was raised about 20 feet above and carried about 3 rods beyond its former situation. The ground was thrown into ridges from 2 to 10 feet high. A considerable portion of the surface has entirely disappeared, presenting in its stead several strata of different kinds of earth. Trees, stumps and logs were carried 15 or 15 rods. A small grove of timber, some of which was 20 inches through, was carried the above distance, some standing, some broken down, and some torn up by the roots. In some instances, logs and other ponderous substances, that were in contact, were separated six or eight rods, and others before at a distance, were thrown together. There are many conjectures concerning it, but no one can satisfactorily account for it.

**A PATRIARCH.** Died at Hickory Hill, in Baltimore county, on the 22d inst. Mr. William Thompson. This venerable man, on the first day of February last, had attained the very advanced age of 111 years. He was born in St. Mary's county, Md. spent the greater portion of his life in Frederick county, and moved, last fall, to Baltimore county, where he died. He left eleven or twelve children, the eldest of whom was living last summer, and is believed to be still in existence, at the advanced age of 91—his youngest son surviving is 25 years of age. The subject of this notice was distinguished for his honesty and temperance. He has been heard to say, that in the course of his long life he had never used a gallon of ardent spirits, and had never been intoxicated but once, and then from drawing cider. He never was confined to his house until three days previous to his death, and enjoyed his sight and hearing to the close of his life. He never required the use of spectacles, and as recently as

the past summer, walked the distance of two miles to a son's house and back to his home in the same day.

**GEOLOGICAL SURVEY.** Messrs. Ducatel, Alexander and Tyson, the gentlemen appointed by the executive, in pursuance of a resolution of the last house of delegates, to make a geological survey of the state, reached Fredericktown, on Saturday evening last, on their return from Washington and Allrighy counties. They are now engaged in exploring the neighboring county of Montgomery, from whence they will proceed to Baltimore, and soon after contemplate again visiting our county, with a view to a more extended and minute survey. We learn from them that they have discovered the most flattering indications of great mineral wealth in Alleghany county—and that that heretofore neglected part of the state is probably destined one day to become the Wales of Maryland, yielding inexhaustible supplies of iron and coal.

Various speculations have been for some time on foot in regard to the existence of coal and other mineral products, in the mountains in the vicinity of Frederick, and it is stated that an examination is now in progress in the neighborhood of the Yellow Spring. When Messrs. Ducatel, Alexander and Tyson revisit the country, they will probably endeavor to ascertain whether the expectations of the coal hunters are well founded. [*Examiner.*]

A "VENERABLE TURTLE." In the year 1816, Mr. Jonathan Worthington, of West Springfield, found a turtle upon his premises which had "J. W. 1817" marked—evidently cut with a penknife—upon the under shell. The turtle was set at liberty, after examination; and again found in 1823; again in 1828; again in 1829; and a few days since in 1833. The father, grandfather and great grandfather had the same given name with the present Jonathan Worthington, who thinks that the great grandfather marked the turtle. The turtle is of the species commonly called the box turtle, having the upper shell very crowning, and the lower shell flat, with a joint in the centre, with which this amphibious, when alarmed, closes his entire body in his shell in a close and compact manner. The "venerable" gentleman, if the date is correct, must of course be upwards of 116 years old, and is said to be as active as any of the young fry of the same species which is generally to be met with.

"What's all the best on't," the farm upon which the present Mr. Worthington lives, has been in possession of the four several Jonathans, and the "venerable" has always been found within a few rods of the same spot; which indicates that, whatever may have been his observations for the last century, his travels have not been very extensive. [*Springfield (Ms.) Journal.*]

**SANTA FE CARAVAN.** Letters from some of our traders, as late as the 20th June, have been received in this city. They were then assembled at the Diamond Grove, about 150 miles from Independence, in this state. On the 19th, an election for officers was held. Mr. C. Bent was elected to the captaincy; Messrs. Legrave, Barnes, Smith and Branch, lieutenants. There were one hundred and eighty-four men belonging to the expedition, and ninety-three wagons, carriages and dearborns attached to it, sixty-three of which were loaded with goods. The company had suffered very much from the badness of the roads, caused by the great rains which had fallen there, as every where else. We have understood, though the letter we have seen does not allude to it, that the traders are under the escort of a company of rangers. [*St. Louis Rep.*]

**MONUMENT TO CANOVA.** Extract of a letter dated Rome, March 8: "Last Monday week cardinal Galeffi visited the capital, for the purpose of inspecting the piece of sculpture erected to Canova's memory. The work was entrusted by the late pontiff to Fabris, the sculptor, who has acquitted himself in a way highly creditable to his talents. On the pedestal of the memorial is sculpture in the act of embracing painting and architecture, and mourning with them over the loss of their favorite. At her feet reclines the genius of harmony, contemplating her stringless lyre. Canova is represented sitting, reclining against a bust of Minerva, but as if on the point of

rising from his seat, under the inspiration of some sudden conception, which he is desirous of perpetuating with his chisel.

**A NOBLE TAILOR.** The great Mr. Stultz, tailor, in Clifford street, who retired to France a few years ago, and was created baron Stultz, died on the 17th November, at his estate called Airca, in the south of France. This estate cost him upwards of £100,000. He had another large estate near Baden-on-the-Rhine. About a year ago the baron sent the emperor of Austria a present of £40,000, to do with it what he pleased, for which present he received in return the order of Maria Theresa, and the patent as count Gottenburg. The baron had great wealth in the bank at Vienna, (Rothschild's). His property, besides these estates, exceeded £400,000. [London paper.]

## BRIEF NOTICES.

Commodore Chauncey arrived in the city of Washington, and proceeded to the discharge of his duties as one of the commissioners of the Navy Board.

B. W. LEON, esq. of Va. has been formally nominated as a candidate for the presidency, by a public meeting at Mecklenburg court house, Va. on the 15th ult. Maj. T. M. Nelson presided at the meeting, and acted as secretary, the hon. Wm. Mark Alexander made the nomination, a series of resolutions, which were adopted after some opposition.

Clough, the murderer of Mrs. Hamilton, was executed according to his sentence, at Mount Holly, in the state of New Jersey on Friday the 26th ultimo.

On Tuesday night last, the schooner Volunteer, capt. Morgan, was captured off the mouth of Severn, near Annapolis. The crew were taken from the wreck on Wednesday morning by the schooner Volant, capt. Post, of Staten Island and carried to that city with the vessel, towed in by the latter schooner. One of the hands of the Volunteer, a lad, in consequence of his sufferings on the wreck is not expected to survive.

The "Courier de la Louisiane," of the 13th ult. states that the two steamboats that carry the United States mail between New Orleans and Mobile, have both burst their boilers. "The accident occurred to one in the beginning of the week, and to the other yesterday—we understand the engineer was killed, and two other men slightly wounded. The contractors, we hope, will immediately supply their places."

Mr. McAdams, of Clermont county, Ohio, was married in May last to his fifth wife. The Springfield Pioneer states that he is the father of twenty seven children.

Mrs. Hazleton, a lady residing in Concord, New Hampshire, has reached her hundredth year, and is represented as being in good health.

The president of the United States left Washington on the 26th instant, in the steamboat Columbia, on a visit to the Rip Rap, for the benefit of his health.

Six thousand five hundred letters were received at the post office in New York on the 22d instant, the whole of which were either delivered or mailed for their place of destination before 5 o'clock in the afternoon of that day.

A man by the name of John Haggerty, who resides in Franklin Place, Philadelphia, stabbed his wife and wife's sister on Saturday last, while under the influence of intoxication. The alarm being given, several citizens rushed in, when Haggerty placing himself on the stairs threatened destruction to any one who should ascend. A young man made the attempt and was wounded in the face. Another seizing the opportunity rushed behind Haggerty and knocked him down with a porrier bottle. He was then seized and conveyed, covered with blood, before a magistrate, and committed to prison. The wounded persons were said to be doing well on Sunday morning.

Charles Martin Baker left Philadelphia on the 19th ult. in the 3 o'clock boat, on a visit to Baltimore, in company with a young man named Wilkins, to return to the latter following. Wilkins has returned and reports that he had not seen Baker since the evening of the 21st instant. The latter is said to have had two hundred dollars with him. He is a native of Marshfield, Massachusetts.

Mr. Amos Kendall has been appointed agent of the government of the United States, by the secretary of the treasury, under the direction of the president, to collect information from the state banks in the principal Atlantic cities with regard to the withdrawal of the deposits from the bank of the United States. **Melancholy.** Mr. Joseph Ingham, wine merchant of this city, threw himself on Thursday evening the 25th ult. out of his room in the third story in the Tremont house, and fell upon the iron points of the railing on the south side of the building, three of which penetrated the breast and back. He had exhibited for some days symptoms of mental alienation, in which state of mind he must have taken the perilous leap. He was alive last evening, but his situation is extremely critical.

[Boston Atlas.]

Four prisoners made their escape from the jail in Washington city on the night of the 23d inst. by sawing out a part of the ceiling and working their way into the street. A reward of one hundred dollars is offered for their apprehension.

An attempt was made yesterday by several of the convicts in the Maryland penitentiary, to effect their escape. We learn that three of them succeeded in scaling the yard wall, by means of a jake which is used for cleansing the sewers. This they fastened upon the rail of the parapet and ascended the handle. One of the men leaped to the ground on the outside of the prison, but was soon apprehended and returned by the persons in the neighborhood. The other two were taken on the wall, by the officers of the institution.

A valuable *spring* has been discovered by boring near Pittsburgh, on the opposite side of the Monongahela river. The depth reached by this process was 627 feet, and the stream of salt water rises to a height of thirty feet above the level of the earth, and at the rate of seven thousand gallons in 24 hours, of strength sufficient to make twelve or fifteen barrels of salt.

A fire broke out at Ithica, N. Y. on the night of the 14th ultimo. The loss is estimated at from 50 to 60,000 dollars; insurances on the same to the amount of \$30,000.

A postmaster in Maine has been fined by the supreme court of that state, \$530 for the detention of a letter by one of his clerks. A package of \$8,600 was recently missing from a trunk at Doolittle's tavern, in Boston, when a search took place, and the money found between two beds, where, it is presumed, the person entrusted with it, put it himself for great safety.

An ingenious piece of mechanism has been invented by young Louis Napoleon Bonaparte, for the firing of artillery. It affords the important advantages of firing the guns in the wettest weather, without priming them, with much greater expedition than usual, and with perfect certainty and safety. Experiments have been made in this country since his arrival, and have completely succeeded.

A visitor at Long Branch, from the city of Philadelphia, lost his life on Monday last, by an act of inattention, which we mention as a caution to others. After eating a hearty dinner, he foolishly ran a race from the boarding house to the beach. He immediately stripped, and while in a state of profuse perspiration, went into the surf to bathe. In a few moments he was seized with a cramp in the stomach, and though medical assistance was promptly tendered he died in the course of the day. The individual was Dr. Mangus, a French gentleman.

[Phil. Gazette.]

The harvest in Ohio is said to be excellent, and that there never was a greater promise of fruit in that state.

It is stated in the Raleigh Register that a new mill was erected near London in 1633, but was afterwards demolished in order that it might not deprive the laboring poor of employment.

The jail in Detroit has been twice attempted to be set on fire, late. Two suspicious, says the Detroit Courier, rests upon the blacks.

Two young men by the name of James and John Taylor, while engaged in blasting rocks on the 23d instant, at a quarry near Port Deposit, were dreadfully mangled by a premature explosion. James Taylor survived but a few hours, and John is much hurt, though his wounds are not considered dangerous. It is supposed that he will lose his eye sight.

Mr. Watkins, ex sheriff of London, against whom several libel cases were pending in the city of New York, was tried on one of them last week. The damages were laid at \$25,000. Mr. P. conducted his own defence and was most profuse in his abuse. The jury returned a verdict of 6 cents damages.

The legislature of Georgia have passed a law, forbidding the employment of any slave or free person of color, as a compositor, (type setter) in any printing office in that state, under a penalty of \$10 for every day during any part of which the said black should be thus unlawfully employed.

At Buffalo, on Saturday the 13th, a storm of wind and hail destroyed 10 or 12,000 lights of glass, beside blowing down some old buildings in the suburbs of the town. The weather is said there to be "remarkably cold for the season."

The Mississippi state bonds to the amount of \$1,500,000, bearing six per cent. interest, from the 1st of March last, redeemable in thirty three years, have been purchased at 113 1/2 per cent. by Messrs. Prime, Ward, King & Co., T. Biddle & Co., S. & M. Allen, J. D. Beers & Co. and others.

## FOREIGN NEWS.

From London and Paris papers of the 14th to 24th of June.

## GREAT BRITAIN AND IRELAND.

Mr. C. Grant, on the 13th June, brought before the house of commons, in a speech of great length, the propositions of government for regulating the affairs of the East India company.

The following resolutions have been adopted in the house of commons on the 11th inst. in relation to a vote of the British colonies, the second resolution passed by a vote of 386 to 77.

"1. That immediate and effectual measures be taken for the entire abolition of slavery throughout the colonies, under such provisions for regulating the condition of the negroes as may combine their welfare with the interests of the proprietors.

"2. That it is expedient that all children born after the passing of any act, who shall be under the age of six years at the time of the passing any act of parliament for this purpose, be declared free; subject nevertheless, to such temporary restrictions as may be deemed necessary for their support and maintenance.

"3. That all persons now slaves shall be registered as apprentices, and acquire thereby the rights, and privileges of freemen; subject to the restriction of indenting, under condition for a time to be fixed by parliament, for their present owners.

"4. That, towards the compensation of the proprietors, his majesty is enabled to grant to them a sum not exceeding £20,000,000 sterling, to be appropriated as parliament shall direct.

"5. That his majesty be enabled to defray any such expense as he may incur in establishing an efficient stipendiary magistracy in the colonies, and in aiding the local legislatures in providing upon liberal and comprehensive principles for the religious and moral education of the negro population to be emancipated."

*House of lords. East India charter.* Lord Ellenborough inquired how the question on the above subject was to be introduced to the house. The first inquiry was made by Earl Grey—by means of resolutions.

Lord Ellenborough then inquired if a similar course was to be pursued respecting the West India measure?

Earl Grey said resolutions had already been proposed in the other house, and that a bill founded thereon would follow. The house, on the 13th of June, went into committee on the Irish title act, when Lord Althorp proposed a resolution to the effect that an advance should be made to the clergy of Ireland, in lieu of all arrears of tithes in 1831, 1832 and 1833, and that the money should be repaid by a land tax on those lands for which the tithes were in arrears.

The plan of the government as stated by the chancellor of the exchequer, with regard to the tithes in arrears, is to stop their exaction to grant a sum of money to the clergy in lieu thereof, which is to be repaid to the government by a tax upon the land liable to the payment of tithes, but which have not been paid. This will shift the burthen from the tenant to the landlord. Sir Robert Peel took part in the discussion, as also did Mr. O'Connell, of course. The first proposition submitted by Lord Althorp was agreed to, and the debate upon the other resolutions was adjourned over.

"It is said that his majesty, as the head of the church, has addressed a strong letter of remonstrance, through the archbishop of Canterbury, to the bench of bishops, and especially to the six or seven, who disinguisht themselves by their vote on the Portuguese question, relative to their conduct under the present critical circumstances of the nation, expressing his surprise that they should expose themselves to the imputation of acting from selfish and worldly motives, sacrificing all claim to the respect of the religious community, and exposing the church to the danger of losing its influence, by their being ultimately driven by the power of public opinion from their seats in parliament, if their votes, as spiritual peers, were not regulated by more reverence and attention to the signs of the times?"

It is stated in the London Times that the tory peerage, aided by the bishops, will make another attempt to overthrow the Grey ministry by defeating the Irish church reform bill, which it is feared can only be defeated by the creation of new peers, as the majority of the tory party in the upper house is less than fifty. The king is said to be averse to this measure.

Mr. O'Connell had given notice that he should bring forward a motion for the repeal of the union.

On the same day, on the second reading of the duke of Richmond's Quakers' and Moravians' affirmation bill, the bishop of London took occasion to make some remarks upon the want of solemnity in the administration of oaths in that country, and the unnecessary use of solemn oaths. The right reverend prelate said that he considered that nine tenths of the municipal oaths ought to be abolished, and a simple affirmation substituted; he also objected to administering oaths to persons not of age, except in judicial cases, and he gave notice of his intention to direct the attention of parliament to the subject in the next session.

The lord chancellor and lord Buxley fully concurred in the views of the bishop of London.

In the house of commons, Mr. Tennyson gave notice of his intention to move a call of the house on the 3d of July, to take into consideration the expediency of triennial parliaments.

Mr. Ewart, on the same day, presented a petition from the merchants and ship owners of Liverpool, praying for the removal of all restrictions upon the importation of sugar for the purpose of refining. The petitioners stated that the exports of British manufactures and produce to Brazil, St. Domingo, Cuba, &c. exceed by five fold those to our West India colonies, with a field for unlimited extension, whilst our imports admitted to consumption from those countries do not amount to one fourth the value of our exports. The petitioners estimated the loss to the revenue and commerce of the country by the present restrictive system, of bounties actually paid out of the treasury, by indirect taxation, by the restraint upon the consumption, and upon the extension of commerce and manufactures, at fully £5,000,000, annually.

Mr. Freese moved for leave to bring in a bill to repeal the corn laws of our exports. The motion was seconded by Mr. Hume. The motion was rejected by a majority of 25.

*London, June 24.* The state of the markets for the principal staple articles of trade and commerce, is exceedingly favorable, and prices have generally advanced. The spirit of speculation and confidence in the future condition of trade has revived, and business to a great extent is doing in nearly all the articles.

*Colton.* A week of heavier business has not occurred in the Liverpool cotton market for some time. On one day 10,000 bags were sold. We are not authorised, by any communication we have seen, to state that they are overrunning business in the

manufacturing districts, but we apprehend that to be the case, and are desirous therefore of throwing out a warning hint upon the subject, because we think the extraordinary activity of the cotton market would not continue, if manufacturers were paying due attention to the demand.

Ireland still remains in a highly excited condition on account of the collection of tithes, and in many instances of late the civil authority have found it necessary to call in large detachments of the military to their aid.

Prince Talleyrand had sold his splendid collection of paintings preparatory to his leaving London for Paris, which was to have taken place on the 20th of June. It was confidently believed that he would not return again as ambassador.

The duchess of Berri had been liberated and taken her departure for Palermo, accompanied by general Bugaud, a nurse and her child.

In France a discovery has been made of the existence of a secret tribunal of the most appalling description, and which seems to have been formed on the model of the sacred college of Westphalia. It was instituted by the Italian refugees in France, and has led to the most horrible assassinations. It serves to show that the friends of Italian freedom, like the friends of liberty every where, are to be found and discredited by weak, fustian and unprincipled partisans.

At the sitting of the chamber of deputies on the 18th ult. M. Benjamin Delessert said that he was charged by the committee, and intrusted with the examination of the bill relative to the treaty with the United States, to express its regret that the late period of the session at which the bill had been presented, and the numerous important points involved in the examination, rendered it impossible to make the report this session; but the committee was most anxious that a treaty should be terminated which preserved the commercial relations so highly important to the interests of such old allies as France and the U. States.

Gen. Lafayette thus spoke:—"The rapidity, gentlemen, of our work, and the sentiment of a double duty, impel me to say a few words. An American treaty (exclamation from the centre) was laid before you, with the speech from the throne at the commencement of the session. I do not mean to dwell upon the various causes of delay that have supervened, but will confine myself to what was presented to you the other day by the minister of finance. I will not either, gentlemen, expatiate upon the sentiments of national honor and justice, or of what is becoming towards a friendly nation—the only one, which, in 1814 and 1815, did not unite with our enemies; and if she had done it, he it said in passing, her claims would long since have been liquidated, as were those of all hostile powers. I will add, that if she had even consented that a third power, England, for instance, should take charge of, and urge these claims, every thing would have been settled long ago; but she would not present herself as an enemy, and preferred to wait till she could, as a friend, urge her claims. Now I enlarge upon a great interest, the greatest of our maritime interests, that is the liberty of the seas, though, as we cannot place any great reliance upon that coalition which occurred during the American war, between the squadrons of Russia, Spain, Holland and our own, I think that a union of our naval forces with those of America, without meaning to prejudice possible circumstances, is the true plan of securing the liberty of the seas. I will merely occupy your attention concerning a commercial interest of great urgency.

I regret that our honorable colleague, M. Pulcheron, is not here, as he might repeat to you the estimates he made for me the other day. The city of Lyons alone (I cite but a single example) carried on with the United States a commerce of 55 millions of francs. Since the treaty made by the good will of the United States, this commerce is worth 80 millions, and it will be 100 millions by the 1st January next. I might also speak of what the chamber of commerce of Havre has written to one of our colleagues; I might dwell upon the interests of the wine growing departments; but I confine myself to the single observation, that if the treaty is not decided on at this session, it is to be feared that the claims of the seas American congress in December next, measures may be taken, in view of the neglect on our part, to replace things where they were before the treaty. I leave you to judge of the inconvenience of such a course to our commerce.

With these short remarks, which the minister of foreign affairs would, if he were present, sustain, as not long since he told me he would, I will merely reply, in advance, to one objection that may be made, that in this matter I speak as a good American. Gentlemen, that is a title of which I am proud—it is a title dear to my heart—but no one, I imagine, will allege that I have ever been a bad Frenchman.

I ask, therefore, that this question may have an early place in the orders of the day, so that you may discuss it before the close of the session; and my advice, if I may be permitted to use such a term, is, that after such examination as is proper, the great interests above alluded to be not lost sight of.

The minister of foreign affairs said that the government was most anxious for the immediate discussion and adoption of the treaty. The delay in presenting the bill to the chambers arose from the difficulty of collecting all the documents necessary for the execution of a treaty by which a vast amount of business was made of transactions extending over a period of more than 20 years. Even now, some of these documents had not come over

from America, but he hoped before the next session the committee would be in possession of every information.

Count Joubert considered that it should not be allowed to go forth to the world, and particularly to the United States, that the chamber was prepared to adopt blindly a treaty involving the payment of so large a sum of money as was to be paid to the United States. The interests of the country required that every point connected with the treaty should be minutely examined, and from the feelings of distrust which the provisions of the treaty had excited in many members of the chamber, he had no doubt it would be so.

M. Mangin animadverted on the absurdity of supposing that the chamber or the committee could have formed any decided opinion on the subject, when the minister himself had just told them that all the necessary documents were not collected.

The minister for foreign affairs assured that the provisions of the treaty had excited in many members of the chamber, he had no doubt it would be so.

Other hon. deputies demanded to be heard, but the chamber, which had for some time shown strong marks of impatience at this episodic discussion, called loudly for the order of the day.

The president said that no question was before the chamber; the discussion could not be allowed to be carried further; the constitutional right of the chamber was perfectly understood; no treaty which required the assent of the legislature for the means of carrying it into execution could be considered as even provisionally susceptible of being carried into execution until that assent was given. The discussion was, therefore, entirely open, and nothing which had passed could prejudice the opinion which the chamber might hereafter come to on the treaty. (Applause.)

The chamber then proceeded to the discussion of the Budget of ways and means for the year 1831.

In the session of the chamber of the 19th, Gen. Lafayette took occasion to complain of the continuance of the slave trade, even under the protection of the tri-color flag.

The minister of the marine replied, that since 1830, not a single instance had existed of the French flag having covered the slave trade; but Spanish and Portuguese vessels, engaged in the slave trade, had disguised themselves under French colors, in order to avail themselves of the exemption enjoyed by French vessels from the search of English men-of-war, but this would not again occur, as with the express object of putting an end to the slave trade, a new convention had been made between France and England, for the mutual right of search in certain seas.

A statue of Napoleon is about to be erected upon the column in the Place Vendôme, formed of the cannon taken from the enemy in his victorious campaign; and the workmen are already engaged in raising the scaffolding.

#### SPAIN.

A private letter from Madrid states that in consequence of a discovery that the troops and civil authorities in Cadix being devoted to the queen's party, the garrison of the city had been suddenly changed, and the persons appointed to office by the queen suspended. It was also stated that a Spanish army to co-operate with that of Don Miguel had been ordered to be collected on the frontiers of Portugal.

#### HOLLAND AND BELGIUM.

At the opening of the chambers on the 7th of June, the king of Belgium announced from the throne that events of great importance to Belgium had taken place; that France and England, according to their engagements, had taken possession of the fortress which threatened one of the finest Belgian cities. That a convention had been concluded by the same powers, which would put Belgium in possession of the greater part of the advantage attached to the treaty of the 16th of November, without taking from her those portions of territory, the separation of which would be always felt as a painful sacrifice. He would take care that, in the arrangements with Holland none of the rights of Belgium should be infringed.

A partial disarmament was to take place, so as to diminish the expenditures without weakening the organization of the army.

He announced that the government would now be able to direct unremitting attention to the internal amelioration of the country—to the fostering of its manufactures and commerce.

He also stated that he had obtained from the United States the most favorable stipulations for one of the most important branches of manufacture.

The government had felt the necessity of giving a new impulse to the public works, and he recommended a plan to the chambers for a grand communication from the sea and the Scheldt to the Meuse and the Rhine.

Accounts from Rotterdam state, that great preparations are making there to receive the prisoners coming from France. King William and all his court will be present to welcome their return.

From Brussels, advices have been received to the 23d of June. Among the topics of discussion was the appropriation of money to construct an iron rail road, to commence at Malines, (which is between Brussels and Antwerp), and directed to Verviers by way of Louvain, Tirlemont and Liege, with branches to Brussels, Antwerp and Ostend. For this purpose it was proposed to contract a loan of eighteen millions of francs.

A letter from Valencia of the 30th of May states, that the batteries had almost incessantly continued to fire upon the city of

Oporto since the 16th, which had suffered considerably. Despatches were frequent from Don Pedro's army, chiefly Frenchmen. The fort of Evrillon had been completely silenced. Don Pedro had dismissed twelve officers and two quarter-masters from the marine brigade. The marquis of Palmello and Mr. Meulizabel had reached Oporto with reinforcements for Don Pedro's army. Captain Napier had arrived to take command of the fleet. It is stated on what is called a respectable source, that a very satisfactory understanding exists between the king and ex-Grey on the subject of Portugal, and that in the event of the constitutional forces marching and taking Lisbon, they will meet with a degree of support from this country which was hardly to have been expected, considering the difficulties with which the agents of Don Pedro had to contend here, owing to the conviction on the minds of ministers of the hostility of the majority of the houses of peers to the constitutional cause of Portugal. Arrangements have, we are informed, been made most to secure the pacification of Portugal. They are dependent, it is true, on certain contingencies, but little doubt is entertained on the subject.

Despatches had been received at Paris from Madrid by the government, apprising it that the king of Spain has refused to acknowledge Isabella Maria, the queen of Portugal, although the cabinets of Paris and London had put this condition to their consent to the abolition of the salique law, and to their acknowledgment of the princess of Aemuriz, as heiress to the throne of Spain. In consequence of which, the envoys of France and England would protest against the holding of the cortes, and against the violation of the rights of those which it would con-secrate.

#### RUSSIA.

The czar received that portion of his troops, at Dunaberg on the 31st, which were under the command of count Pahlen. He has also visited a number of fortifications that have been recently erected. The numerous new public buildings in St. Petersburg are proceeding rapidly. But no works of art—no splendid dome, or costly towers, are to be seen from the examination which his conduct has justly drawn upon him, in relation to the Poles.

A letter from Warsaw, in March, states, that by order of the czar, prince Paskewitch has declared to respectable mothers (now betrayed of their sons) that should they be discovered to have written to their exiled children, they would be publicly whipped in the public market place.

#### AFFAIRS OF THE EAST.

It is stated from Constantinople, May 28th, that Ibrahim pacha has really commenced his retreat, and preparations were making in the Russian camp which indicated the speedy withdrawal of the troops. The official news that the Egyptian army had actually commenced its retreat, arrived at the Russian capital on the 27th. The reis efendi immediately communicated it to the foreign ambassadors, and count Orloff repeated his declaration that the Russian army should retire so soon as he was certain that the Arabs really had retreated.

#### TOMB OF KOSCIUSKO.

From the Swiss Patriot.

Soleure, Switzerland. At a short distance from Soleure, on the high road to Lucerne, is situated the village of Zukwill. It is there, in the vicinity of a chalet, that repose the remains of Kosciusko.

Kosciusko! At this revered name Poland should arise and threaten the tyrants oppressing the land of liberty. At this very name the glorious achievements of a great general burst on our minds.

On the 3d of May, 95 Poles proceeded from Soleure in military procession to Zukwill, to prostrate themselves at the altar of the Almighty, to salute the ashes of an illustrious countryman, and to celebrate the anniversary of the constitution granted on the 3d of May, 1793, to the people of Poland.

The sun gave the light of its glorious rays to the noble remnant of a nation so illustrious and unfortunate. The heroic clapping, M. Sauer, was at Zukwill to give his pious assistance to the noble refugees.

The religious ceremony over, the Poles left the temple, and knelt before the tomb containing the ashes of Kosciusko. It would be difficult to describe the solemnity of the scene on seeing the heroes of Gochsen and Ostrolicnsky bathing with their tears the stone containing the ashes of the hero of Poland, and swearing in his footsteps. Perhaps at that very moment the vile slaves of despotism were insulting with their sardonic grin the unfortunate Poles who, on the borders of the Frozen ocean, are painfully eating the bread of slavery.

A Polish officer, in his mother tongue, briefly mentions the deeds performed by Kosciusko in behalf of his country, and gives out that noble warrior as the model they are to imitate. "Poland," says he, "is not yet annihilated; whosoever wears a Polish heart, still exists the nationality of Poland." He then, in French, stated his satisfaction at being able to speak of liberty in the land of freedom; and to offer, in the name of his countrymen, his thanks to a nation that has given them welcome and entered into their pain and suffering. And—like the people who always turned their eyes towards Zion—the children of Poland turned their faces towards the north, and saluted their country from afar.

An inhabitant of Soleure replied to this speech; he expressed the wish of the Swiss population: union, fraternity, liberty and

devotedness for those who have shed their blood in the defence of freedom.

Thus terminated a ceremony which affected deeply the numerous spectators it had called together.

THE BRITISH WEST INDIES.

We insert below a table showing the population, with the annual amount of produce and of the exports and imports, of each of the British West India colonies, drawn from documents laid before the British parliament. It will be apparent from this statement, how completely the produce, and consequently the property of these islands is dependent on slave labor. The number of slaves is nearly ten times that of the white population, and the colored persons out-number the whites in the proportion of one and a half to one. [Boston Daily Adc.

Of the population, produce and imports and exports of the British West Indies, compiled from official documents:

Islands.	Whites.	Colored (Free).	Slaves.	Sugar.	Coffee.	Rum.	Value of exports to Great Britain.	Value of imports from Great Britain.	Tons of tonnage employed.
Antigua	9,000	3,000	30,000	160,000	—	100,000	270,000	15,000	9,000
Bahama	13,000	5,100	62,000	323,000	39,500	37,000	542,000	300,000	9,800
Bermuda	3,200	1,150	31,200	122,000	1,555,000	590,000	571,000	74,000	1,800
Demerara	6,400	70,000	15,000	777,000	1,840,000	2,200,000	1,657,000	60,000	600
Grenada	5,500	3,600	15,000	180,000	6,900	52,000	252,000	75,000	5,000
Honduras	520	9,200	91,000	180,000	—	350,000	382,000	25,000	3,000
Jamaica	37,000	55,000	232,000	1,396,000	15,460,000	3,506,000	3,633,000	1,800,000	13,000
St. Kitts	9,000	9,000	6,200	30,000	—	41,000	32,000	8,000	1,200
St. Lucia	1,000	1,000	10,000	50,000	—	150,000	60,000	14,000	5,000
St. Vincent	900	2,700	13,000	60,000	54,000	327,000	302,000	70,000	6,000
Tobago	1,200	9,800	32,500	82,000	—	18,000	140,000	29,000	5,200
Trinidad	4,200	1,200	13,500	121,000	—	500,000	182,000	92,000	14,000
Total	77,460	113,900	692,700	3,916,500	19,700,000	7,506,000	8,053,000	4,035,000	303,700

THE GLORY OF THE CHURCH.

The following, from a late English paper, is not over-colored. But the English church is not more than other established churches, in its principle, though more onerous in its operation, but yet more tolerant—provided always, the pecuniary requisitions are duly complied with!

MODERN BISHOP OF THE ESTABLISHED CHURCH OF ENGLAND.

But what are the labors, watchings, fastings, perils and difficulties of our bishops? These holy men, perhaps, pass many a sleepless night in the first stage of their exaltation, by what possible means they may escape from Llandaff or Bristol, or some other poor see, with which they find themselves disagreeably saddled. By dint of voting and jobbing in the house of lords, the successor of the apostles finds his prospects brightened a little for, after infinite exertions of soul and body, he is translated to Exeter, or Brentford, whereby his apostolical pocket is replenished with a greater number of orthodox guineas. But not in Exeter is the godly man at ease; he is smit with a love of multiplication, and letter after letter is written to his patron and the minister, urging the necessity of a more advantageous translation. In the course of time Winchester or Durham is vacant—then do all the eagles gather together to the carcass; loud are the screechings of the episcopal vultures, and the dismay of the first lord of the treasury, to know how to satisfy so much pious voracity; at last, after undergoing the threats of a dozen great lords, each eager for his own client, the premier makes selection of the hero of this picture, and crowns his hopes with twenty-five thousand pounds a year, and all the

gorgeous dignities of the Durham episcopacy. After this, surely the man of God is contented at last? By no means, he has sons and daughters not a few, and nephews very numerous. For all these there must be accumulated a store of good things full of marrow; the eldest son is to be the head of the family; for him, therefore, the parliament and the regular course of parliamentary jobbing is open; but for his younger brothers the church must open her nurse-like arms, and pour upon them a shower of benefices. My lord bishop speedily sends forth from his liberal ura a deluge of golden prebends, livings, arch-deaconries, rectories, procuratorships, chanceries, sub-deaneries, perpetual curacies, fellowships, and the like vicarages.

Bishop Tomline bequeathed seven hundred thousand pounds to his family, already well enriched with episcopal munificence.

BRITISH WEST INDIA TRADE.

Though there is nothing really new, or extraordinary, in the facts stated below—for every one who knew any thing about the matter knew that they would happen—we give them a place; only requesting that our readers will refer to what we said about the "recovery of the West India trade," at the time when it was "recovered!"

From the New York Daily Advertiser.

We had occasion a few days since to notice this subject; since which we have had an opportunity to become acquainted more particularly with facts, and find that the injury done to American commerce, is much greater than we apprehended, owing to the great facilities afforded to the provinces. It is a fact that English vessels are constantly arriving here, from the British West India Islands, with rum, molasses, &c. which they discharge, and take in return cargoes of beef, pork, flour and other articles, proceed to Yarmouth, Halifax or any other port in the province, lie along side of the wharf twenty-four hours in some cases, roll out a few barrels into stowage, and then proceed on their voyage of destination, where they discharge their cargo free of all duty. It is estimated that the detour by taking this circuitous route is not on an average more than ten or fifteen days longer than to proceed direct from this port. The extra expense would be on a vessel whose disbursements are 400 dollars a month, for 15 days, 300 dollars; to this may be added some little extra pilotage, and perhaps help, half per cent. extra premium, which, on ten thousand dollars, would be fifty dollars. The whole difference may be set down at three hundred dollars. An American vessel of one hundred and sixty tons burthen, will take about fifteen hundred bbls. say five hundred bbls. of beef, five hundred of pork, and five hundred of flour. The duty on beef and pork in an English island is to be five dollars a barrel, making five thousand dollars; the duty on flour, calculating the difference of currency, one and a half dollars a barrel, or seven hundred and fifty dollars; making the whole duty on these articles alone, which is a very moderate cargo, five thousand seven hundred and fifty dollars, which must be paid by the American bottom. The British cargo is admitted free of duty, consequently pays nothing, and is subject only to the before mentioned detention of about fifteen days, which may be set down, as before stated, at about three hundred dollars.

Thus the American vessel would have to pay \$5,750 British 300

Difference \$5,450

Now every one who is familiar with the trade, knows that this difference alone is a much greater profit than is usually made in a West India voyage. In fact the British vessel would be making a handsome business, if she cleared \$7,450 a voyage, while the American owners would be losing three thousand dollars a voyage. We have taken a vessel of one hundred and sixty tons, when it is known that much larger vessels are engaged in the trade, we have also taken these articles when it is well known that many more might be enumerated. We have, however, taken a case within compass for the sake of being easily understood. Is it at all surprising that the number of British vessels arriving here is constantly increasing? Is it at all surprising that the trade has nearly all passed into the hands of the British merchant. How can it be expected to be otherwise. Can American industry, enterprise and skill, pursue a trade against all these disadvantages? We presume no one will pretend that it can be done.

If we take another view of the case it is equally fatal to the American interest. Formerly the large British West Indianmen went out from England to the islands in ballast, depending on return cargoes of sugar, rum, coffee, &c. On the voyage out, as the vessels were empty, they earned no freight. Now the vessels come out to Nova Scotia, with passengers and some bulky articles which earn a fair freight, then take in a cargo of freight; here take in a cargo of provisions, touch at the provinces, and proceed to the islands, or take in a cargo of sugar and proceed direct—thereby earning three freights, where they formerly got nothing, and then be at the desired port, ready to take a homn cargo at a high rate. Whichever view we take of it, wherever we turn, we see the American vessel entirely and effectually cut off from a trade which has the name of being free and reciprocal.

In the first commencement of this trade, before the route was taken to the provinces, for the purpose of turning good Duches county pork into pork raised in the provinces, merely by a ces-



tificate, and when provisions were taken from here, and the duty paid, the British vessels in part, after earning two freights from England, and being on their way out to the islands, began to take freight at 50 cents a barrel, or even 25. The consequence was, that our own vessels, unable to carry freight out and home for 25 cents a barrel, were driven immediately out of the trade, and have never returned to it. They could not compete with vessels which had earned two freights already, and had a high freight waiting for them for England the instant they reached the islands.

How differently did this trade stand before this arrangement. Then, although the trade was prohibited, the American vessels enjoyed the whole without any interruption. As the vessels of neither country could go direct, and as there was no diminution of the consumption of American flour, lumber, provisions, fish, live stock, candles, soap, &c. &c. in the British islands, and as they must be laid somewhere, then these articles were all carried by American vessels to St. Barth's, St. Thomas, and other neutral islands in the neighborhood, and reshipped in drogers to the different British ports. It was found by official returns that the exports were as great as they ever were, and it was also proved that we were in the full and entire enjoyment of the carrying trade. It is now proved, beyond all controversy, that this valuable commerce is wholly or nearly lost.

#### DUTIES ON IMPORTATIONS.

At this season of leisure, we shall present some extracts from a document to which we have once or twice referred, being statements of the merchants to show, that the INCREASE OF THE DUTIES IMPOSED BY THE TARIFF LAW OF 1828 HAD NO EFFECT TO INCREASE THE PRICE OF GOODS IMPORTED: This was a beautiful confession from the merchants! It established our whole theory, concerning that measure, and that the duties do not necessarily increase the price of commodities, nor diminished duties necessarily diminish prices. And the fact, at present, we believe, exists—that every leading article, the duty on which was reduced by the act of 1828, now bears a higher price, in the market, than it did at this time last year. We shall revert to this subject on some future opportunity. The "philosophers" may speculate about these things as they please. We are practical, and are content with the facts as they have occurred, and will happen.

The document before us is No. 13, of the 29th congress, 2d session, and contains 24 large 8vo. pages. We have selected all the letters and statements that bear directly upon the plea of the importers—that they, and not the consumers, paid the extra duties imposed by the law of 1828. And a law was passed for their relief, the drain of which on the treasury is yet to be unfolded. We understand that the amount claimed is an "awful" one!—that it has been heaped up into a good many millions of dollars. "Now verroon!"—"now verroon!!!"—"now verroon!!!"

#### TO EXEMPT MERCHANDISE FROM DUTIES.

Dec. 18, 1832. Printed by order of the house of representatives. Mr. Verplanck, of the committee of ways and means, presented the following documents on the subject of the bill "to exempt merchandise imported under certain circumstances," &c. No. 619.

Copy of a letter from S. D. Bradford to Samuel B. Barrell. Boston, 24th January, 1832.

Samuel B. Barrell, esq.

MY DEAR SIR: I have lost no time in presenting your letter of the 17th to captain Rich, and the other gentlemen, whose claims you have been selected to represent, and several have promised to address you. I enclose two letters by this post, and may, perhaps, at a future time, write you more fully upon the subject mentioned in yours. I am not a little surprised that any person who was connected in any way with the home or foreign business, should think of resisting our claim, as the ground that goods rose after the tariff of 1828 passed; and that, in this case, the importers were partly indemnified for the loss sustained by the sudden increase of the duties. All persons who were in trade in 1828, will testify that it was a year of very great depression in the price of domestic and foreign goods, and that every article on which the duty was raised on the 30th June, rather declined than advanced in price. My house are large operators, and our commercial connections are extensive with Great Britain, Russia and India; and we imported freely in 1828, and can truly say, that every article we imported was actually worth less to us after the 30th June, than in the previous year, 1827, under the old duty; and we had to sell nearly all the woollens Russian goods, at cost or under. Many of the latter we exported or sold at under prime cost to exporters, whereas we should have made on our 700 pieces of ravens duck \$1,050, had not the duty have been increased. We would apply the same remark to broadcloths, flannels, plains, kerseys, castings, serges, flannels, and nearly every other article on which the duty was increased. We can prove this by our books, if called upon, and so can others who claim under your direction; but, as for congress ever being able to pass an act which cannot be executed without going into all these calculations, such an undertaking would be interminable and impracticable, and I should consider it as doing nothing. No plan will answer, or can be executed, which does not include, generally, the cases of all such as shipped goods previous to 1st May, or whose partners or agents ship goods, not knowing that such a bill had passed, and which said goods arrived before 1st September, 1828.

The bill reported last year would meet my case, and that of most others, very fully. I should like the wording a little altered, (as I once before said to you, and I gave the words I would substitute) but I think much doubt will be raised as to its real meaning. If a partner or agent in England, or Russia, or elsewhere, sent out goods to his house here before he knew the tariff had passed, or would pass, the duties on such goods should be given up, and they should be viewed as goods "ordered" from this country. Any bill proposing to return only a part of the extra duty, would be impracticable and unjust: the whole should be returned, no matter even if the importer of other kinds instead of having fallen. Why favor the importer of other kinds of goods? The importer of iron, knowing that the duty on that would rise on the 1st September, would of course, avail himself of that fact, provided any advance could be had; but no advance has taken place on iron or any thing else, as you will see by reading Henry Lee's report on the article; and the *doctrine of Mr. Barrell was for once, verified, that laying a high duty lowers the price of an article, and reducing the duty increases its value.* I hope, therefore, there will be nothing in the bill about "satisfying the secretary" about loss sustained. The mail is closing: I will write more fully in a few days. Yours, dear sir, very truly,  
S. D. BRADFORD.

Extract from Mr. Bradford's letter of January 26th, 1832.

"Nothing can be more certain than that the extra duty laid in 1828 came, nearly all of it, out of the pockets of the importers. Some cases may have arisen, where some kinds of goods, and, after the tariff was passed, higher than before; and certainly if this had not been the case, many importers would have lost nearly their entire stock: but the advance was on articles on which the extra duty amounted to an increase of 100 per cent.; and it may be truly and safely asserted, that in all such cases the advance realized was only a fractional part of the extra duty imposed. Take, for instance, the article of English flannels, and suppose an importer to have received a bale on the 30th June, 1828, of 30 pieces, costing £45 sterling in England; the duty under the tariff of 1828, on this bale, (being 53 per cent.) would amount to \$73 36; by the act of 1828 the duty would have been \$907.

"Now suppose the importer did realize, in July or August, 1828, 5 and 10 per cent. advance more on flannels than he would have done if the duty had not been increased, still is not his loss very heavy? It would amount to the difference there is between \$907 and \$73 36, (less the small advance obtained) and the profit he would have obtained on the sales of this bale, would no extra duty had been imposed, and these 1700 items will amount to more than the difference between the old duty and the new, which we claim to have refunded. In like manner, I could illustrate the same fact in many other articles. This country consumes largely of an article called "bookings," well known to the New England people, (Mr. ———'s assertion to the contrary notwithstanding), and many bales of this article are annually imported, costing, in England, 6d. per yard; the duty by the tariff of 1824, was 4d cents per yard, and 22d cents per yard by that of 1828; but I need not enlarge on this subject."

Letter from Benj. Rich and Son, in reply to S. B. Barrell's letter to Mr. Bradford, of January 17th.

DEAR SIR: Your letter to Mr. Bradford of 17th is before us, and in relation to that part where it is said that the articles rose in price in proportion to the additional duty, and that the consumer paid it, we can answer for ourselves, most decidedly, that every article we imported from Russia rather declined than rose: clean hemp, which we had been selling at \$225, we were obliged to take \$200, or not sell at all; and ravens duck, on which the duty was increased upwards of four hundred per cent. we could not obtain for it any higher price than before, and were obliged to export it, and work in every way possible to save ourselves, and, finally, had to submit to a loss on an article which we had previously made a fair mercantile profit. This we know to have been the case on many other articles, particularly wool, and some woollen goods. There is no better reason why congress should admit our claim, than that it was evidently their intention to have extended the time to the first of September on all articles the same as they did on iron.

Letter from Windsor Fay, in reply to S. B. Barrell's letter to Mr. Bradford, of January 17th. Boston, January 24, 1832.

SIR: Mr. Rich has shown me a letter from you, requesting information to prove that the tariff did not cause a rise on the imported article equal to the additional duty; and I am happy that the facts in the case fully warrant the assertion that, in wool, the importer could not realize even the price at which it had before sold. I have before me sales by Whitwell, Bond & Co. of Smyrna and Adrianople wool, in December, 1829, at 13d cents per lb. at which price the sale was stopped, and the lot afterwards closed at private sale at 11 cents; whereas the price of these wools, previous to the tariff of 1828, had been 14 and 15 cents, and the additional duty imposed by the tariff was about 5d cents. The sale of wool which I have referred, was among the first public sales of wools after the passage of the tariff: as there was hardly one bale of wool sold in this city

\* This does not express our ideas—price and value are not synonymous terms, except on a merchant's book. B. R. S.

for nearly or quite a year, of course I refer to imported wools of Smyrna and Adrianople. Your obedient servant,  
WINDSOR FAY.

S. B. Barrell, esq. Washington.

Extract from Mr. Bradford's letter of February 11th, 1832.  
"We are gratified, but not surprised, that the documents which have been transmitted to you, to prove the decline in the value of goods in 1828, have produced conviction upon the minds of those who have perused them. No person who was engaged in commercial pursuits at the time, can doubt for a moment that all the statements which have been submitted to prove the decline in the price of imported goods, after the passage of the act of May, 1828, are literally and strictly true. We cannot turn over a page current of that year, which does not confirm it; and the losses which the foreign merchants sustained were neither few nor small. How, indeed, could it be otherwise? The new duties imposed, amounted, in many cases, to an increase of 80 or 125 per cent. above the old duty, and were prohibitory; so that no person has imported a bale of those articles since 1828.

"We are very sorry to find that any gentleman should have come to the conclusion, that the decline in the prices of goods in 1828, arose in consequence of 'overstocked' markets; and that the cause of this overstock was 'an expectation,' on the part of the merchants, that the duties would be increased; and that increased orders were sent abroad for goods in consequence of this expectation. *The very reverse of this is the fact.* The imports in the summer of 1828, and in the autumn of that year, were not large by any means, nor upon an increased scale; and it is a well known fact that very few persons believed that the tariff act of 1828 would pass, until they read its passage in the public prints of the day; and we are confident, that if any person believed it would pass at all, there was not a merchant in this country, who ever conceived, for a moment, that it would commence its action at once. All supposed that four to twelve months would be allowed for the merchants to prepare for so great and sudden a change, as had been done upon all previous occasions.

"We are pleased to find that Messrs. Lewis & Co. have forwarded to you the documents which we requested them to send. We could send you twenty more affidavits from this city, should it be deemed necessary; and as many more from New York; but we cannot think it expedient to multiply documents which may not be required. If, however, you are of a different opinion, we will forward you any number for which you may write to us."

*Affidavits of sundry merchants of Philadelphia, showing a decline in the price of goods subsequent to the passage of the tariff of 1828.*

[One of these affidavits is sufficient—all the rest respond.]

*Philadelphia, February 3, 1832.*  
I, Thomas C. Rockhill, of the house of Thomas C. Rockhill & Co. merchants, of Philadelphia, do hereby certify, that I am, and have been extensively engaged in the wholesale dry goods importing business in said city for many years, and sold large amounts of British cotton, woollen, and worsted goods, in the years 1826, 1827, 1828, and 1829; and, during those years, my experience satisfies me, that there was a continued decline in the value of such goods, and that the additional duties imposed on British manufactures in the month of May, 1828, did not create a general appreciation in the value of such merchandise.

T. C. ROCKHILL.

Sworn and subscribed before me, February 2d, 1832.

J. PETTIT, J. P.

*Statement of loss on three importations of goods by F. & R. Thompson, Philadelphia, and on which a claim for return of duty is made agreeably to the statements furnished by them, October 23d, 1830, and forwarded to the secretary of the treasury of the United States, by J. N. Barker, collector for this port.*

Marks and Nos.	When and by what vessel imported.	Cost in sterling.	Cost in dollars.	Loss.
F. & R. 374 & 380	Seven cases imported July 7th, 1828, per ship Hannibal, from Liverpool	£678 11 10	\$7,015 06	\$333 12
381 & 387	Seven cases imported July 21, 1828, per ship Algonquin, from Liverpool	584 7 3	9,597 16	183 35
388 & 392	Five cases imported August 9th, 1828, per ship Julius Caesar, from Liverpool	461 18 1	9,039 99	117 37
		1,724 17 9	7,066 02	833 84

*Philadelphia, 2d month 2d, 1832.*

The above statement of loss is a certificate of the loss of interest. Upon the same description of goods, imported by us from the same house, in the corresponding period of the year 1827, we realized a profit.

F. & R. THOMPSON.

[This statement is supported by the affidavit of the clerk employed by the Messrs. Thompson.]

*The loss on F. & R. Thompson's importations stands thus:*

Sterling cost of 9 cases cloths, £1,724 17s. 2d.	\$7,666 02
Amount of duties paid on same	4,704 40
Exchange, freight, insurance, and shipping charges	1,400 00
Cost of the goods	\$13,770 42

Loss of a merchant's ordinary profit on \$13,770 42, estimated at 7 1/2 per cent. is \$1,062 75  
Loss per statement - - - - - 833 84

\$1,896 59  
The above statement shows that the loss only varied a few dollars from the amount of extra duty charged upon their goods.

*Affidavit from Boston, showing a decline in prices in 1828, of articles upon which there was increased duty under the tariff act of that year.*

We, the undersigned, being merchants of the city of Boston, do hereby testify and declare, that we have, for many years, been dealers in, and sellers of, cotton, worsted and woollen goods; were large holders of dry goods, of various fabrics, prior to the year 1828, as well as during that year in which the tariff act was passed, and freely during that year in flushings or fear-nights; drab kerseys, broadcloths, woollen paddings, baizes, flannels, worsted, hosiery, blue, mixed, and green plains, blankets, printed calicoes, and most, if not all other articles of cotton, worsted, and woollen manufacture, on which the duty was greatly enhanced by the tariff of 1828. Upon the passage of said act, many persons supposed that those manufactures on which the duty was increased, would immediately rise in the market, and command prices proportional to the said increase of duty; and, at the first view of the subject, such, perhaps, would appear as the natural result. Such, however, was not the effect of the tariff of May, 1828; for, instead of advancing, most, if not all, of the principal articles of cotton, worsted and woollen goods (on which the duty was increased) rather declined than improved in price after the passage of the tariff act of May, 1828, and would not, in many cases, bring so much in market as they had done the year previously to establish by full and complete extracts from our books, to which we had reference before expressing ourselves so fully as to the state of the market and the value of goods in 1828. The consequence of this state of things, was a great and heavy loss to such of the undersigned as had ordered goods under the tariff of 1824, but had them arrive under the tariff of 1828, as the increase of duty on many leading articles in the business of the undersigned was raised from 5 to 150 per cent. by the act of 1828, and for which they were unable to indemnify themselves by obtaining an increased price when they made sales of their goods after the passage of the act of May, 1828. The duty, for instance, on a yard of flushing, costing 3s. 3d. sterling in England, was increased from 18 cents to 25 per yard; on a yard of baize, costing 6s. 7 from 4 cents to 22 cents; On a yard of drab kersey, costing 1s. 11d. from 13 cts. to 92 1/2 cts. " " flannel, " 1s. " 8 " 17 " " broadcloths, " 7s. " 56 " 105 " " " golding, " 10s. " 7 1/2 " 10 1/2

Printed cotton from 7 1/2 to 8 1/2 cents per square yard. Some of these new duties were, in effect, prohibitory, and have since caused a discontinuance of importation of the articles on which the duty was thus increased; but still the undersigned had to receive, in 1828, such articles as they had ordered under the old duty, which arrived under the new, loaded with the increase of duty, and lost heavily on the sales of them. The undersigned could not undertake to decide what occasioned the decline in prices which occurred in 1828. It may have arisen from sundry and various causes, but they are decidedly of opinion, it was not produced by an increased importation, occasioned by an expectation on the part of the American merchants, that the tariff would pass; on the contrary, they have found no evidence that the importation of those articles in which they deal, were upon an increased scale in that year, or greater, if so great as usual; and they are of opinion that, generally, the passage of that act was a matter of great and sudden surprise to the great body of merchants themselves. The decline in price in 1828 was not peculiar to the articles in which the undersigned deal, but the same occurred in the price of Russian manufactures, of raw wool, and many other, the necessary articles of living. The same is true of molasses, also, the value of which declined very much in the market, although the new duty was greatly increased.

The undersigned could go more into detail to establish the facts they would prove by various other illustrations, did they deem such a course necessary or desirable, but they are of opinion that the evidence already produced on this subject will be deemed sufficient.

For the late firm of WRIGHT, BLAKE & Co.

GRANT & SEEVER,

JER. FITCH & Co.

JOHN H. BRADFORD & Co.

EDWARD CLARKE & Co.

PHINEAS FOSTER,

HENRY GASSETT & Co.

HOMER & DOBB,

By George Homer.

Boston, Feb. 24, 1832.

\* 6 shillings? but so in the official copy; probably pence.

Ed. Res.

Letter from A. & S. Henry, of Manchester, to Grant & Seaver, of Boston, in reply to Grant & Seaver's letter countermanding their orders for British manufactured goods. (Per Manchester.)

Manchester, 20th June, 1828.

DEAR SIR: We duly received your esteemed favors of the 22d and 31st ultimo, and in compliance with your desire, we have used every effort in our power, and held out every inducement that could be reasonably supposed, to induce the parties with whom we have made contracts for your woolsens, to accept of countermands, but we are sorry to say without the least success, and we shall be compelled to send almost every piece of them.

The fact is, that the manufacturers who had orders for the states, do not know what to do with the goods, for they are only calculated for the particular market, and unsaleable here or in America, if they are at all responsible houses, their goods, so far as they have been prepared, will be delivered to them by the manufacturers.

We believe that is the case without a single exception, and in truth the equity of the case makes it but reasonable for the orders that came forward, and which are at best of no great extent, would throw a dead and unsaleable stock upon some houses, which would, perhaps, ruin them, whereas, if distributed amongst the different parties who sent the orders, the inconvenience, or even loss, will not probably be very serious.

As to what we are preparing for you, being as we have said, obliged to take them, we have hesitated whether to ship them when ready, or to pack them up and let them lie in Liverpool for your further instructions; but we have finally concluded that the best course will be to ship them at once.

If they lay over they would lose the season, and of course be less valuable to you in the spring; and as to selling them in this country, either now or during the ensuing winter, we are very confident that the loss would not be less than 30 to 35 per cent. at least, exclusive of interest. We can scarcely suppose that in your mode of disposing of your supplies the loss would be so great as upon a sale here; in many articles there will be a positive loss, but still it can be no "break-neck" business.

There is also a chance that congress may remit a part of the high duties on such goods as the importers are compelled to take, and no doubt all the merchants will unite in endeavoring to obtain redress.

The law is a monstrous one, and it is difficult to believe it can be permanent. We are extremely sorry that a compliance with your wishes should be impracticable, but we trust you will see that (circumstanced as we are) we are adopting the wisest course in sending you the goods we are compelled to take, rather than keep them here waiting your further instructions.

Believe us truly, dear sirs, your most obedient,

A. & S. HENRY.

Messrs. Grant & Seaver, Boston.

Letter from Grant & Seaver to Samuel B. Barrell, eq., Boston, January 31, 1832.

DEAR SIR—By your letter of ———, we learn that an opinion is entertained by some of the members, that goods imported under the tariff of 1828, and sold at advance prices in consequence of said tariff, and that the consumers were sufferers instead of the importers.

We have carefully examined our invoices and sales, and now annex particulars of many leading articles of which we were importers to considerable extent, to wit:

**Broadcloths**—which cost from 9s. 6d. to 16s. sterling per yard: on this article we lost from 15 to 35 per cent. and, in some instances, 35 and 40 per cent. The advance of duty was enormous, in consequence of which we were induced to hold some of the goods for a time in preference to making so heavy a loss; the result has been, that we have now on hand; a considerable amount of the identical cloth in question, on which we shall lose, including interest, more than 50 per cent.

**Cassimeres**—The same remarks as those against cloths, will apply to this article, and add, that we received cassimeres charged at 4s. 6d. which would cost \$1 60 per yard under the old tariff, which actually cost us, under the new, \$2 12; and we find we sold a part of these goods at \$1 50 and \$1 55 per yard, in 1828, and finally closed them in February, 1831, at about the same sacrifice, exclusive of interest.

**Flannels**—We suffered heavily on this article; have now on hand flannels charged at 20s. 6d. sterling per piece, which, under the old tariff, would cost \$14 04, and under the new \$19 25 per piece; these goods are now worth in the market about \$12 50. We, therefore, shall lose, including interest, from 10 to \$11 on each piece, enormous, say from 3 to \$400 on a bale of from 30 to 40 pieces.

**Bocking buttons**—Charged at 7d. sterling per yard, cost formerly 21 cents per yard, and under the present tariff, cost 39 cents per yard. On these goods, our loss was very heavy.

**Kerseys**—The operation of the tariff is such, that our kerseys which cost 1s. 7d. were charged a duty on the 50 cents minimum, and on those which cost 1s. 2d. were charged with a duty

\*These cassimeres were sold for less than they cost, under the old tariff. Eo. Rco.

†That is—\$1 54 less than their cost under the old tariff. Eo. Rco.

on the 100 minimum; the consequence was that we actually lost on all our kerseys; and on those which came under the 100 minimum, our loss was exceedingly heavy.

Vestings, cassimeres shawls, hosiery, &c. &c.—we also lost money on.

All orders since the passage of the tariff, have been given with a view of coming nearly up to, but safely within, the different minimums; for instance, orders for kerseys have been for those which do not exceed 1s. 7d. sterling, or to come under the 50 cents minimum, and also for a quantity very much lighter, to come up to the 100 minimum; the same case is also observed in ordering cloths, cassimeres, vestings, shawls, &c. &c.

"The fact is, our losses were heavy on our importation for the autumn of 1828, instead of making our usual profit of 12 1/2 or 15 per cent. Under these circumstances, we feel that importers, and not consumers, are entitled to the full allowance of the difference between the established duties at the time the orders were given, and those which were charged on the goods at the time of their arrival; and that we should, in justice, also receive interest on the same up to the time of payment of such difference."

We have not, usually, been in the practice of selling goods at auction, but in the fall of 1828, and spring of 1829, finding it impossible to dispose of our tariff goods at private sale, were induced to offer a part of our importation of 1828, at Whitwell, Bond & Co's public sales, and we herewith enclose to you your affidavit respecting such sales; and, also, affidavits of our clerk: can likewise furnish affidavits of commission merchants of New York, if necessary, as we shipped a few goods to that market, but were reshipped, in consequence of being worth less there than in Boston. Respectfully, your obedient servants,

GRANT & SEAVER.

Sam'l B. Barrell, eq.

BANKING:

The following has been published as the true "democratic" plan of operations—when the bank of the United States shall wind up its affairs.

A substitute for each state, instead of a branch of the United States bank—increasing the capital of each state from one to ten millions, (to be owned and managed by the citizens of each state.)

New Orleans has on this plan	\$8,000,000
with the accumulation of several millions more.	
Alabama	1,000,000
and will increase it this year to 4 or 5 millions	4,000,000
Mississippi	1,000,000
and will increase it all the state requires	5,000,000
Tennessee with branches	4,000,000
Indiana will establish this season with 1 to 2 millions	2,000,000
(this ought to establish with branches)	10,000,000
Kentucky 5 to 8 millions	5,000,000
Illinois in due time	1,000,000
Missouri	2,000,000
Virginia	5,000,000
New York (in one bank in New York)	10,000,000
Pennsylvania (in 1 or 2 banks)	10,000,000
Maryland (in one bank)	4,000,000
North Carolina	2,000,000
South Carolina, if they can sell their bonds	2,000,000
Georgia	2,000,000
New Jersey	1,000,000
	\$79,000,000

Other states to be added.

Five per cent. stock of all the states having 20 to 30 years to run will bring par, and many a considerable premium.

The plan the same as the Union bank of New Orleans. See their charter.

With this project perfected how great would be the "division of the spoils" in presidencies, cashier-ships, directorships, clerk-ships, and all sorts of agencies—and the dealings in the stocks would employ a whole regiment of lazy sharpers, in New York only, and support 5 or 6,000 persons, doing nothing to add one cent to the wealth of the United States, or comfort of the people.

BOWDOIN COLLEGE.

The Boston Daily Advertiser, giving, in extenso, the long and learned opinion of Mr. Justice Story, in the case of this college, has also the following summary, which it may be useful to insert, as shewing the point decided.

Case of Allen vs. McKeen. We publish to day the opinion of Judge Story, in the well known and important case of the president of Bowdoin college, against the treasurer of the institution, for the salary and perquisites of his office, which he claims to hold notwithstanding the provisions of an act of the legislature of Maine, passed on the 31st March, 1831, by which he was ejected. That act ordained that no person should hold the office of president in any college in Maine, beyond the following commencement, unless he should be re-elected by the boards of trustees and overseers; and that any person elected to such office should be liable to removal at the pleasure of these boards. This was acquiesced in by the two boards, who proceeded at their meeting about the time of the commencement of 1831, to elect a president; but no person received a majority

of the votes, and the institution has remained ever since without an acknowledged president. The questions presented in the case were, 1. Whether the action is maintainable against the defendant, as treasurer, supposing the plaintiff to be rightfully in office. 2. Whether the plaintiff, notwithstanding the fact already mentioned, and the proceedings thereupon, is still in office, so that he is entitled to receive the amount of his salary and pension, &c. 3. Whether the action, against the college. The last of these questions is obviously the most material one; and the learned judge proceeds to discuss it at length: After a full statement of the provisions of the charter, and the various acts of the legislatures of Massachusetts and Maine, in relation to the subject, he lays down the principle, that the college is a private and not a public corporation, and proceeds to show, by a course of reasoning, that the act of the legislature, by a contract to give a cursory outline of it, that the act of the legislature of Maine is unconstitutional and void, and in addition to this, that president Allen is in office under a contract with the boards, which it is beyond the power of the legislature to impair. On this question therefore, the opinion of the court is expressed in favor of the plaintiff; and it is expressed with equal clearness in his favor on the other.

#### COMMODORE BAINBRIDGE.

This accomplished and gallant officer died at Philadelphia on Saturday last, and was interred on Monday evening with military and civic honors. We subjoin the following just tribute to his memory, which we copy from the National Intelligencer.

The last Philadelphia papers bring the sad intelligence of the death of the upright, honorable and chivalrous officer, commodore WILLIAM BAINBRIDGE, of the navy of the United States. For several years past afflicted by a lingering disease, the news of his death has caused more pain than surprise. We had been prepared for it, indeed, by the accounts of the state of health in which he had returned from the eastern states to Philadelphia, with the obvious desire to breathe his last in that city. We may be permitted, however, yet to express our sorrow for a warrior which has departed the country of one of its best citizens, and the naval service of one of its brightest ornaments.

Commodore Bainbridge was in his sixtieth year, and might have been spared to us for many years to come, but for distressing complaints contracted in the service, which finally terminated his valuable life. He was a native of Princeton, in New Jersey, and was born on the 7th day of May, 1774. At an early age he was appointed to the sea service, and behaved so well that he rose to the command of a merchant ship at nineteen years of age. From that time (1793) to 1798, he commanded merchant ships in the trade from Philadelphia to Europe; during which period, in the small ship Hope, with four small carriage guns and nine men, he had an engagement with a British schooner of 8 guns and 35 men, commanded by a sailing master in the navy, and captured her. He was afterwards engaged in the battles not being at war, he could not take possession of her. In July, 1798, he unexpectedly, and without any application on his part, received from the executive an offer of command in the rank of lieutenant in the navy. We shall not pretend to recapitulate his subsequent services. His capture, by the grounding of the frigate Philadelphia, under his command, in the harbor of Tripoli, his heroic conduct in the emergency and courage under it, are matter of history, and need not be here dwelt upon. Let one anecdote suffice as illustrative of the character of the deceased hero: whilst he was in captivity, and the American general Eaton was advancing upon Tripoli, the pacha sent word to capt. Bainbridge, in no doubtful terms, that he had the means, which in case of extremity he should use, of injuring the Americans in the most tender point, by putting his prisoners to death, &c.—thus hoping to intimidate the captain, and induce him to write either to the commodore or to Mr. Eaton. Capt. Bainbridge's reply was, that he and his officers were in the power of the pacha, and that he might do with them as he pleased; that the United States had many other officers and seamen, and that, consequently, they should be no loss to the country. It might be conceived that, after this reply, he was impudently no further.

The event of his life, however, which has most familiarized our readers to his name, was his gallant achievement of the capture of the frigate Java, on the 29th December, 1812, being the third of those victories which established the character of the American navy. The action was a severe one, and among our wounded was the commodore himself. The enemy was the victor to the vanquished covered him with as much glory as his valor in battle; and for his honorable courtesy on that occasion the gratitude of the prisoners was expressed in the most feeling manner.

Since the conclusion of the war, commodore B. had commanded with great reputation and popularity at several naval stations, and for several years filled the situation of a commissioner of the navy board. Every where beloved and esteemed, he was no less so here than elsewhere. He commanded the respect and esteem of all who knew him, and formed friendships which nothing but relentless death could have severed.

The name of BAINBRIDGE, now added to those of DECATUR, FRANK and MACDONOUGH, will long be held in grateful and affectionate remembrance, not merely by their surviving associates in the perils and glories of the service which they adorned and elevated, but by the whole country, of which they were true citizens and faithful servants.

The following order, on the receipt of the melancholy intelligence at Washington, was issued by the navy department.

#### GENERAL NAVAL ORDER.

As a mark of respect to the memory of commodore WILLIAM BAINBRIDGE, who died at Philadelphia on the 27th instant, the flags of the navy yards, stations, and vessels of the United States navy are to be hoisted half mast—and thirteen minute guns fired at noon on the day after the receipt of the order.

Officers of the navy and marine corps are to wear crepe for thirty days.

LEVI WOODBURY.

Navy department, 29th June, 1833.

#### MR. EDWARD EVERETT.

The subjoined letter was written in answer to inquiries proposed by the anti-masonic committee of Middlesex county, Mass. through their secretary, Herman Atwell, esq. and is interpreted as identifying the political interest of the writer with the cause of anti-masonry.

Charlestown, Mass. 29th June, 1833.

MY DEAR SIR—I have your favor of the 27th instant, addressed to me on behalf of the anti-masonic committee of the county of Middlesex, in which you request an expression of my views and opinions, relative to the institution of free masonry, and tendency of secret societies generally.

My public engagements, as you are probably aware, are of such a nature, as to make it impossible for me to attempt a detailed exposition of my views on this subject during the present week. Nor is this perhaps necessary. I notice in your letter that you quote one or two sentences from the letter of Mr. Wirt, of the 29th September, 1831, as containing the principles of the "large and respectable portion of my fellow citizens and constituents," on whose behalf you address me. In the correctness of those principles, I fully concur. "The supremacy of the laws" is the fundamental principle of civil society. "The allegiance due to the country is the highest human obligation" of all men, who enter into civil society; and I conceive the institution of free masonry to be at war with both these principles.

With respect to this institution, I came to the conclusion, and expressed it repeatedly in public, several years before the present controversy arose, that its pretensions to antiquity were unfounded. It is probably the growth of the last century and a half. It has frequently been admitted to me by respectable members of the society, that it is useless; and that as such it had better be abolished. Its only avowed objects—charity and knowledge—can be much better promoted by public associations. If it be useless, it must be worse than useless, because it occasions a waste of all the time, attention and money—necessary to keep up its organization. The titular and ceremonial parts of it, as displayed before the public, appear to me strangely at variance with good taste, particularly in a republican community.

But the great objections to the institution lie much deeper. All secret societies are dangerous in proportion to the extent of their organization and the number of their members. A secret society, so widely diffused and connected as this, puts a vast power, capable of the most dangerous abuse, into hands irresponsible to the public. The secret ceremonies and rites as they have been disclosed, appear to me on many grounds, highly objectionable; and the oaths and obligations are open to the most weighty exceptions, on the score of religion, morals, and good sense. I am aware that some of these oaths must have been taken, by many great and good men. That does not alter their character. And as I cannot believe, that they could have stood a day before the face of public sentiment, had they been openly administered and received, it is not the least objection to the institution, that as a secret society, whose rites and ceremonies must be substantially unknown before had, great and good men have been surprised into giving it a seeming sanction.

The force of these objections is immeasurably increased by the fact, that within a few years, the institution has been actually made the instrument of the greatest (the greatest because irreparable) evil, which can be inflicted on society, the destruction of life; and that a citizen of a civilized and systematic and successful attempts to screen the murderers, in defiance of the most rigorous efforts, on the part of the tribunals, to bring them to justice.

It is unnecessary to say, that I speak of the tendency of the institution, as evinced in cases that have occurred, and consequently may occur again, and not of a necessary effect in all cases. Whilst I reflect that Warren and Washington, among the dead, and Marshall, among the living, and numbers of pious, virtuous and honorable men, in the community around us, (some of whom I have the happiness to count among my personal friends) are members of the institution, I cordially adopt the sentiment of Mr. Wirt, in reference to the same point, that "both justice and prudence demand discretion to involve innocence with guilt and treason."

Such are my views of the subject, very hastily expressed—which, in compliance with your request, you have my permission to make public. I am aware, from some little experience, that this may expose me to obloquy, which I would rather avoid. But if a man cannot safely venture on the expression of sentiments like the foregoing, it is idle to boast of the liberty of speech and the press. Am, dear sir, respectfully and faithfully yours,

EDWARD EVERETT.

Mr. Herman Atwell.

MR. GRUNDY'S ORTHODOXY.

Correspondence between Felix Grundy, a senator of the U. S. and the president of the United States.

Nashville, May 6th, 1833.

DEAR SIR—I am duly aware of the impropriety, in general, of troubling you upon subjects not connected with your public duties, but in cases, where justice to individuals require it, I rely confidently that you will not withhold an answer, and I rely on your knowledge which may prevent any further inquiries of you.

1st. Whether you were not intimately acquainted with my conduct in relation to the great questions of nullification and secession during the whole of the last session of congress?

2d. Whether you had not full opportunities not only of knowing my conduct but also my private feelings on those subjects?

3d. Whether any member of congress labored with more zeal and assiduity to put down the doctrines of nullification and secession than I did?

4th. Whether my whole energies were not directed to sustain the administration in the great conflict in which it was compelled to engage on the above objects?

FELIX GRUNDY.

Yours with great respect,  
Gen. Jackson, president of U. S.

Washington, May 19, 1833.

MY DEAR SIR—Your letter of the 6th May, with its enclosure, has been received. I am in some doubt whether I should reply to your interrogatories, as any answer I can give may not protect me from the charge of interfering in the choice of a senator soon to be made by the legislature of Tennessee. But the fear of this imputation may not prevent an answer so far as my knowledge of the relation in which you stand to the question proposed, may be necessary to do you justice; under this obligation, therefore, I feel at liberty to repeat now, what I have often said before in conversation, that your conduct during the last session of congress, in opposition to the absurd and wicked doctrines of nullification and secession, was highly useful and energetic; and throughout, as far as I could judge from your votes and conversation, no one could have manifested a greater zeal to give effect to the measures of the administration.

In stating this generally my opinion of your conduct in the senate on the subjects alluded to, I trust no one will infer that I have any other object in view, but that of satisfying you, that I am incapable of doing you injustice, with the choice which the legislature are called upon to make, I can have nothing to do. Believe me very sincerely, your obedient servant,

ANDREW JACKSON.

Hon. Felix Grundy.

NULLIFICATION—AND SO FORTH!

From the Richmond Whig, July 13th.

Gen. Hamilton, of South Carolina, being invited to the same fourth of July celebration which Mr. Calhoun was prevented from attending, was also forced to decline from the state of his health, but transmitted in lieu, the following letter.

Pendleton, July 4th 1833.

GENTLEMEN—I cherished the hope until a late hour this morning, that my health would permit my being with you to-day, and that I might in person return you my sincere thanks for the very flattering and friendly invitation you have given me to unite with a large and respectable number of the citizens of Anderson, in the celebration of the anniversary of American independence; but being compelled to leave this for Charleston in the course of two or three days, I do not deem it prudent to put my convalescence to any previous trial by injudicious fatigue or exposure. I am therefore constrained to express my great regret that I am unable to accept an invitation thus kindly tendered. It might, under ordinary circumstances, be proper to conclude this communication with this apology, but the occasion itself, the deeply interesting crisis through which our country has just passed, and the relation I have borne to the latter, will, I am in hopes, excuse the few remarks with which I propose to trouble you. You will find in the sequel, that my purpose is not to indulge in a fruitless metaphysical discussion, but to discharge a more grateful, though mournful and affectionate office.

The celebration of the anniversary of the independence declared by the old thirteen free, sovereign and independent states, before even this confederation in 1778, cannot fail to produce a salutary moral influence, if regarded with a just estimate of the lesson this great event inculcates. If, for example, it invigorates a love for liberty itself, a just sensibility to every thing that looks like tyranny and oppression, and nourishes also attachment to the sovereignty of these states, under an abiding conviction that, as the gift of sovereignty, is a sacred trust, wrapped and consecrated by each of them, in its sovereign capacity, however conjointly they may have acted, furnishing, as it does, a type of their present relation towards each other, exercising again conjointly a sovereignty which flows from each, and by which the agent created by this sovereignty is responsible to each and all, it cannot fail in its lofty and elevating associations to make us better men, and better trustees of that freedom which has been confided to our care.

But if, on the other hand, we set up false idols, and worship in a stupid spirit of bigotry—the mere effigy for the divinity

itself—if, under the name of union, the substantial essence of liberty is to be lost sight of, and the very term itself is to be employed not only as a cloak for fraud, violence and injustice, but for the basest servility and man worship, we shall have learnt as little from our fathers as from the august ancestors of the day itself teaches, and find that we have approached not much nearer to our adoration of the real objects of the union, than the Egyptian did to his God in worshipping a crocodile.

Since our last anniversary, our state has passed through a severe trial. I thank God she did not falter. If our victory is not as complete as we could have desired, or as the just price of our cause would have justified, we have not, as yet, secured ourselves to reproach. It is enough that substantial interests were secured, amidst almost unexampled difficulties, the point of honor was preserved by the single and unassisted efforts of our party. If we had been united at home, and if, after South Carolina had avowed in the face of the world her ultimatum, all her children had gathered around her in filial obedience and devotion, Lacedaemon, at no period of the history of Greece, could have presented a more triumphantly glorious attitude, than this state would have done, small as she is in population and territorial extent. We should have had, not a bill of compromise, but a bill of plenary repeal and pacification.

The intestine dissensions which prevented such a consummation, are to be deeply lamented. But do not let us despair. Let us hold to the faith that lies in us. Let us pause, gather strength, abate in any unnecessary agitation of the public mind, upon our lamps burning and our ranks firm and unbroken. The eternal truths which lie at the foundation of our principles, must go on, waxing stronger and stronger, until the plantation states shall exhibit to the world the seemingly extraordinary paradox which antiquity has before revealed, that slave holders themselves are the most vigilant guardians of the liberties of their country. Depend upon it, the day is not far distant when all our resources must be brought again into action. Our antagonist "is seceded not killed."

Whilst we thus guard the sanctuary of our principles, let us always remember with grateful affection, when the hand of death comes among us, who have worshipped at our altars. The javlin of the destroyer has brought down to the cold chambers of death, within the short space of a few weeks, two of our strong men, whom at this moment we could least have spared. Of him, who has found his last resting place within the bosom of his and our own mother land, I shall not now speak. This proud, yet painful office will devolve upon me elsewhere and at another time. But of him, whose grave is now traced to the last rays of that setting sun "whose broad disk he is never destined again to see buriningish in its declining beams—the blue hills of his own Virginia," I desire, in the fullness of my heart, to say one word.

John Randolph has left us at a moment when he was prepared to have served us most. If God had seen fit to have permitted him to have taken his seat in the next congress of the United States, and to have allowed him to enjoy even a temporary respite from his almost unrelenting disease, no period of his eventful life, (brilliant as it was), could have been contrasted with the splendor of those closing efforts, which I know it was his design to have made for the liberties of our country, or, if this failed, of rousing his own Virginia from her slumber, and kindling the long extinguished fires on her watch tower to the north.

Existing, as there was, between us, almost a hereditary friendship, during the whole progress of our struggle, I was in constant correspondence with this highly gifted and most extraordinary man. Whatever errors he may sometimes have supposed we had committed, from too much ardor in a good cause, be never filtered for one moment in the strong and affectionate interest he took in our fate and the success of our cause, or in the deep indignation which he expressed at the atrocious despotism of the proclamation, or the time serving profligacy of some of its supporters. In one of his letters, he remarked to me, "If I cannot be booted and mounted for the combat in your approaching conflict, I will at least be borne, like Mully Moine, in a litter, to the field of battle, and die in your ranks."

I had designed to have sent you a letter which he wrote me a few hours after the president's proclamation had reached him, when he was stretched on what was almost his last bed of sickness, but, on more mature reflection, I have deemed it advisable to consult a mutual friend both of the deceased and myself, in Virginia, as to such parts of our correspondence as it might be proper to be made public, before any public opinion is formed. The letter, it is however, to which I allude, shall see the light. When it does, I promise you that Andrew Jackson, esq. will not have skin enough left upon his back to determine the color of his epidermis.

To have lost at this exigent moment one who, with such rare and extraordinary endowments for the crisis, possessed and exercised such a spell like influence upon the public opinion with composure when we reflect that death came at last, to release this bright emanation of the ethereal spirit, from a broken tenement, long suffering, sinking and decaying from almost the first dawn to the last vestiges of life. Peace to his ashes. The south never had, never can have, a more glorious gallant and highly gifted champion—one who was essentially an honest man—one who knew a fear in the cause of truth, and stood forth in her defence in invincible armor, brandishing his burnished lance in the light of heaven, and reflecting high in its bright concave the beams that glistened on its polished shaft. It was

thus accented that he publicly stood forth before the world as the champion of the liberties of his country.

It will be the more pleasing, if less useful, province of the faithful biographer likewise to bring us in closer communion with the thousand virtues which endeared him to those who, knowing him best, invariably loved him most. To reveal to us his gushing sensibility, his inbred tenderness of heart, his romantic devotion to the duties and offices of friendship, his paternal kindness to his slaves and dependents, whom he seemed, from his very humbleness of their allotment, to regard as his child, and, withal, if the lambent beam of the evening lightning can be caught, the wit which sparkled in never ending flashes from his lips.

Let us then offer a libation to his spirit. I give you—

The memory of John Randolph, of Roanoke.—In guarding the ashes of her highly gifted son, let Virginia remember his prophetic warnings, and be prepared to stand, where he always stood, in the trenches of the third parallel, in defence of the constitution and the liberty of his country.

I remain, gentlemen, with sincere respect, your friend and fellow citizen,  
JAS. HAMILTON, Jr.

To George Rankin, esq. and other members of the committee.

However unhappy for his country, we believe that John Randolph, for his own fame, could not have died at a happier period. The deep and unaffected apprehensions for the liberties of the country, with which the despotic principles of the proclamation, and their universal reception throughout the States, have inspired all who believe those liberties to depend upon the strict interpretation of the constitution, and the sanguine calculations made on the exertions and great abilities of Mr. Randolph, to procure a reversal of the fatal dogmas of the proclamation, have caused his untimely fate to be lamented with a liveliness and universality of patriotic sorrow without example. For the illustrious men of our land who had descended to the tomb before him, died in the fullness of years, and when their country had reaped a full harvest of their virtues and of their talents; but John Randolph died before he had accomplished the last great service expected from him—which seemed peculiarly reserved for his peculiar powers, and which, we fear, the strength of none living is adequate to relieve.

The reader will look with peculiar interest for that letter of Mr. Randolph to which Gov. Hamilton refers, and which he declares it his purpose to publish.

#### COMMENTS ON THE ABOVE.

From the Globe, July 21.

Great doings at *Slab-Town*, South Carolina. The nullifiers, it seems, have resolved that *Slab-Town* shall eclipse *Uniontown*, where they began their revolutionary movement. War upon the proclamation—the force bill, and upon the man, who has triumphed by his vetoes, and before the people, over the *Journal System* in all its parts, is now the order of the day with the nullifiers, under the lead of Messrs. Calhoun and Hamilton; and at *Slab-Town*, they have made some terrible slaps, indeed, at the president, and all who unite with him in the movement, that the union must be preserved. Some sixty or seventy toasts were drunk. Warren R. Davis was the McJuffie of the day. He urged the immediate enforcement of the test oath, to exclude the union men from the rights of citizenship in North Carolina, and but one wish seemed to animate the whole meeting, in which, we are told, "great unanimity prevailed," and that was most frankly avowed in the following toast, viz:

"May those who voted for the bloody bill to coerce South Carolina, a free and sovereign state, into shameful submission, never go down to their graves in peace."

The whole tenor of the proceedings go to show, that the honest gentlemen, who now take the lead in South Carolina, are of opinion that every man who favors the proclamation—the force bill—or, in other words, that all who are opposed to nullification, ought to be *slapt down*, and not suffered even to "die in peace."

"That most disinterested, consistent, unambitious, honest, quiet politician, John Calhoun Calhoun, who sought to knit all the internal organs of government in the hands of the President, and to bind all the powers of the executive and the tariff-making, at the receiver of the impost and the distributor—with Mr. McJuffie's high toned exposition of federal power, in 'ONE OF THE PEOPLE,' for its guide—this stratagem Calhoun could not be present; but he wrote a letter to *Slab-Town*. He is now no longer distressed about the money or the cotton of the south. But LIBERTY, LIBERTY, is the word, and the word is worthily things I place there in the first rank." &c. &c. "I believe LIBERTY to be in imminent danger." &c. &c. "The proclamation and message of president Jackson, and the passage of the force bill at the last session, have laid the axe at the root of LIBERTY." &c. &c. "Unless the people should rise from their lethargy and pull them down, OUR GOVERNMENT WILL SOON BECOME AS DESPOTIC AS ANY ON EARTH."—If they are to be a FREE PEOPLE, they depend on the fact, whether these ORARIO and DANGEROUS ACTS OF OBSTRUCTION on the part of the federal government, are acquiesced in or not." "I willingly surrendered all personal considerations to oppose the approach of DESPOTISM."

"It is not in the power of any single, or few individuals, to preserve LIBERTY." He then closes with a prayer to Providence, to "watch over us by day and night, and to enlighten the people and inspire their hearts with the love of their liberty and country, that they may clearly see the danger," &c. &c.

This is the sum and substance of the whole letter—not a word about the tariff—the *unconstitutional protection of coarse woollens—or cottons—or cash duties*, in the entire epistle. Free trade itself is forgotten! and nothing is thought of by Mr. Calhoun, but the right of nullification and secession from the union, to secure to the people of the south the "LIBERTY," say, that is the word—the liberty of making him the dictator—the TEST-DATH-MARKER for a fragment of that confederacy, the chief magistracy of which he so long sought, but now despairs of ever attaining.

The knight errant of nullification, general Hamilton, it appears, was on a visit to the metaphysical expounder of the creed, and he, too, wrote a incubation for *Slab-Town*, or *Slap-Town*—a name, which seems more apt to the doctrine.

With regard to the union, the crusading general Hamilton says:

"If we set up *false idols*, and worship, in a stupid spirit of bigotry, the mere effigy for the divinity itself—if, under the name of UNION, the substantial essence of LIBERTY is to be lost sight of, and the very term itself is to be employed not only as a cloak for fraud, violence and injustice, but for the basest servility and mean worship, we shall have learnt as little from our fathers as from the nations of the world which idolize itself, and which, although we have approached not much nearer in our adoration of the real objects of the union, than the Egyptian did to his God, is worshipping a CROQUIDLE."

This is very figurative, and flighty. Brought down to the common level, we suppose it means, that the union is a "mere effigy," that nullification is the "substantial essence of liberty;" that the nation is so perfected to the right of each state to nullify it, from spirit of "man-worship," or devotion to general Jackson on the part of the people—that general Jackson is "A CROQUIDLE," and the nation in "a stupid spirit of bigotry," idolize a monster; and for the sake of that monster are induced to feel an affectionate reverence for the institutions he watches over and would preserve. This indeed is a terrible slap at the American people and their president.

The general, in his next paragraph, in effect, tells us that he would have given law to the whole country, by the sword, if his state had been united! He likes union on a small scale.

[Here the paragraphs referred to are inserted as they appear in the foregoing letter.]

The meaning of this is a little wrapped up, but as history tells us that Lacedæmon, though a slave state, gave laws to the little states of Greece—and South Carolina, being a little slave-holding state, would have been able, but for dissenters, to have conquered by arms the freemen of the other great states, and added them, doubtless, to the number of South Carolina slaves. For the present, however, he is satisfied that he can "do the point of honor." It is true, with the proclamation before his eyes, he would never have written, for his sugar, "He paid the duty; but he lives to fight another day, and he will not say our death—doing general—'beyond upon it, the day is not far distant when all our resources must be brought again into action—our antagonism is watched, not killed.'" The next time the nullifiers will give no quarters.

We are then told by general Hamilton, that but for the untimely death of the knight of Roanoke, he would have joined nullification in the crusade against "the atrocious despotism of the proclamation." In one of his letters, (says the general,) he remarked to me—

"If I cannot be looted and wounded for the combat in your approaching conflict, I will at least be borne, like Muley Moluc, in a litter to the field of battle, and die in your ranks."

To show the people of *Slab-Town* how Mr. Randolph meant to deal with the president, the generalization was about to send to them a letter he received from the gentleman before his death; but deeming it for the present, he gives the *slap down* people the following account of the matter:

"I had despatched to have sent you a letter which he wrote me a few hours after the president's proclamation had reached him, when he was stretched on that which almost his last bed of sickness, but our mutual friend both of the deceased and myself in Virginia, as to such parts of our correspondence, as it might be proper to make public, before any of his letters appear. THE LETTER, HOWEVER, TO WHICH I ALLUDE, SHALL BE THE LIGHT. WHEN IT DOES, I PROMISE YOU, THAT ANDREW JACKSON, ESQ. WILL NOT HAVE BEEN ENOUGH LEFT UPON HIS BACK TO DETERMINE THE COLOR OF HIS REVENGES."

To be for one moment serious, we must say, that we do not believe that Mr. Randolph ever wrote such a letter, as is here described. If he did, what must the public think of the pretensions to open, manly candor and sincerity which his fitness assert for him? Mr. Randolph wrote to the president the most friendly, nay, the kindest letters. Even after the proclamation of general Hamilton, and the general's unwelcome on the president—defined with him, and in his very last interview, evinced the same respectful, friendly regard, which characterised all his previous intercourse and correspondence. How then could Mr. Randolph, if he were an ingenious, honest man, have harbored in his heart under all these shows of friendship, the malignancy, deadly hate, which it is now pretended, characterize his letters to general Hamilton? We hope the general will feel himself called on by what we have said, to produce his correspondence, his whole correspondence, and nothing but his correspondence. This is due to the dead and the living.

# NILES' WEEKLY REGISTER.

FOURTH SERIES. No. 24—VOL. VIII.] BALTIMORE, AUG. 10, 1833. [VOL. XLIV. WHOLE No. 1,142.

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

53—In the last paragraph of our article in the last Register under the head of "Religious Newspapers and Controversies," a mistake occurred which we deem it proper to correct. The word "insolent" should be "innocent," so as to read "the most innocent remarks, uttered in the most general terms" &c. The word will be found in the 6th line from the beginning of the paragraph.

**CHOLERA.** This disease still lingers at Pittsburgh. The board of health reported two deaths for the week immediately preceding the 30th ult.

In *Missouri*, the disease has been peculiarly fatal. *Palmira*, a comparatively small village, lost between the 1st and 15th ult. upwards of 100 of its inhabitants. At *St. Charles* many of the best citizens had fallen victims. At *St. Louis*, the cholera was subsiding.

The *Vandalia Whig* says, the cholera still continues in Illinois, and although its progress is not rapid, deaths are occurring almost daily. At *Carrollton* it has broken out with such malignity as to suspend all business and clothe the town in gloom. At *Galena*, there had been between 30 and 40 deaths from the 19th June to the 12th July.

In *Ohio* the cholera prevailed in many places; at *Cincinnati* it was on the increase; 8 deaths occurred there on the 1st inst. It had declined at *Columbus*. In the penitentiary at that place there had been 29 cases and 7 deaths amongst the convicts, up to the 30th ult. Out of 203 convicts about 100 had had the premonitory symptoms.

In *Kentucky*, it had greatly subsided, though in some places it was making fearful inroads. In *Bardstown* the family of judge *Rowan*, late U. S. senator, has been severely visited by this insupportable scourge. His sons *William* and *A. H.*, his son *William's* wife; grand-daughter, *Miss Steele*, and his sister *Mrs. Kelly*, had died, as also, several of his slaves. His son *John* was sick, but not dangerous. *Mayaville* has sustained a serious loss in the death of *Mr. Charles E. Wolf*, its late mayor. He was stationed on the 25th ult. with all the respect due to his station and eminent services as the chief executive officer of the city.

*Hagerstown*. Three deaths by cholera having at different intervals occurred there during the season, of persons from the line of the canal, a meeting of the citizens of this town recently took place, at which a committee of ten gentlemen of the first respectability was appointed to examine into the condition of its health. This committee report that after full inquiry and careful investigation, they find that from the spring of the present year, down to the 29th ult. the citizens have enjoyed good health, and that no case of epidemic cholera has originated there.

**LATE FROM BUENOS AYRES.** By the brig *Amanda*, capt. *Yorke*, *Buenos Ayres* papers have been received to June 22d inclusive.

The eleventh legislature of the province convened at *Buenos Ayres*, 31st May, on which day, governor *Balcarce* delivered a message containing among other paragraphs the following:

"The minister sent by the government of Washington, whose expected arrival was announced to you in the preceding year, and whom it was resolved to await in order to come to an explanation relative to the destruction by main force of the colony in the *Island de la Soledad*, (one of the *Falklands*), by the captain of the United States corvette *Lexington*, did in effect arrive, and was received in the character of charge d'affaires; you are, Messrs. Representatives, already acquainted with the state of this negotiation. The government, in order to follow it up, has appointed a minister, and has notified this appointment to that of Washington; and he will shortly be de-

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spatched with the competent instructions to obtain satisfaction and reparation for so great an injury.

"The re-settlement of the *Falkland Islands* was immediately resolved on, in the mode that the other attentions of the province allowed; but soon an event occurred as unexpected as disagreeable. The government has informed you that the captain of his Britannic majesty's sloop of war *Chio*, sustained by a superior force, took possession of the islands in the name of his sovereign. Then it likewise stated to you what would be its conduct. It has therefore directed its minister at *London*, that, energetically remonstrating against the violation of the most sacred principles of the law of nations, he demand the restitution, and seek such satisfaction as becomes the justice and honor of both governments, by those means which probity, good faith and sound reason dictate."

[*Four. Com.*]

**THE OPPRESSED SOUTH.** Some of our southern fellow citizens complain that the laws passed by congress to counteract foreign legislation, and to protect our domestic manufactures, as well as American labor and capital, embarrass their trade, and are producing with them, poverty, distress and ruin. To all who will dispassionately examine the subject, these complaints will be found to be visionary and unfounded. It is the grain growing states, that have reason to complain still of the state of the markets and our foreign trade.

From 1st October, 1831, till 30th Sept. 1832, there were imported into *Pennsylvania* from foreign countries, goods, &c. amounting to the sum of \$10,678,358.

And yet, from *Pennsylvania* there was exported in the same year, of domestic produce,

\$2,008,991  
Of foreign do. 3,516,066

Whereas, in the same year, there was imported into *South Carolina*,

1,213,725

And the exports of her domestic produce were,

7,685,839

Do. Imports into *Alabama*, 806,845

Exports of do. 2,733,554

*South Carolina*, with a population of only 581,458, more than one-half of whom are slaves, has received during the last year of her agricultural produce, nearly eight millions of dollars, whilst *Pennsylvania*, with a population of 1,347,672, received for the whole export of her domestic produce and manufactures, little more than two millions of dollars.

*Alabama*, with a population of 308,997, more than one-third of whom are slaves, received as above for her cotton and sugar, nearly three millions of dollars. In this state of trade and commerce, who are the sufferers? Surely not the southern planters. It is to be remembered, that the greatest part of our imports are from *England*, which does not admit a barrel of our flour, or a bushel of our wheat, to be sold in her market. The duties on foreign flour and grain are so great, as to exclude them from the *English* market, except in a season of scarcity, to prevent a famine, and yet southern planters tell us that it is unreasonable to impose duties on *British* manufactures, for the protection of our own labor, capital and domestic manufactures.

The total of exports of product as stated, shows that the labor of the south is, under the existing laws, much better paid for, than in the grain-growing and free labor state of *Pennsylvania*, and even if the product of single plantations be considered, with reference to the labor used on them, they equally show the advantages of the southern planter over the grain grower of the middle states.

In the *Savannah Republican* of May 29th, is a statement of the produce for the last year, of three sugar plantations in *East Florida*.

The first plantation produced to each hand for the year, \$372  
 The second plantation, 475  
 The third do. 570  
 The aggregate, as given, is, that 79 hands produced \$90,600, which is 387 dollars for each hand, and greatly exceeds the average product of the free labor of the north. Is it not marvellous, that our southern fellow citizens, with the advantages which they possess, should complain of the market and commercial regulations? It is, however, with them, as it is with some individuals in every society, that those persons, who, by the bounty of Providence, have least cause to complain, are the ones who talk most of their imaginary evils.

[Franklin Repository.]

**BRITISH WEST INDIES.** The Journal of Commerce has been permitted to copy the following extract of a letter from our consul at Jamaica, addressed to captain Newton, of the United States ship the St. Louis, on the eve of his departure from that port. By it we regret to find that the most distressing apprehensions are entertained for the safety of the white inhabitants, in consequence of the arrangements now making in the British parliament with respect to the emancipation of the slaves in the British West India possessions. We trust that our government will lose no time in placing a naval force in that quarter, for the better security of the lives and property of our citizens.

Consulate of the U. States, Kingston, Jam. June 30, 1853.

Dear sir—Having understood that you intend sailing to-morrow, I should do great injustice to my feelings if I did not testify to you my sincere and most grateful thanks for the courtesy and distinguished attention I received from you during my late visit on board the St. Louis, and without meaning to reflect in the least on the character of any one gallant officer in the service, have only to say that if similar attentions were more generally paid to our accredited agents abroad, it would add greatly to their respectability in the eyes of foreigners, and thereby enable them the more fully to secure the interests of their fellow citizens. [After some further remarks in high commendation of the St. Louis, her officers, and all pertaining to her as a ship of war, the letter proceeds—] Your departure from this place at such a critical moment as the present, is not only regretted by myself and family, but by the entire population of Kingston and its environs. You are aware, sir, that the views of ministers, as regards the emancipation of the slaves, &c. in the different colonies, have been received here, and it has not given satisfaction to either of the parties interested, and least of all the slaves. It is generally therefore believed, that as soon as the particulars shall have been promulgated throughout the island, poisoned as the minds of the negroes now are, that they will make an attempt to emancipate themselves, and the consequences in that case, cannot be otherwise than fatal to every white inhabitant, foreigner or otherwise. Whether these things will take place as soon as is generally expected, I cannot take upon me to say; perhaps from the precautions which the government are now taking, a considerable time may yet intervene, before the negroes venture to carry into effect their plans; and as there is a great deal of "American property and interest in the colony," it behooves our government to take every precaution for its security. I therefore most earnestly entreat you, to impress upon the mind of the honorable secretary of the navy, the propriety of keeping a vessel of war in this neighborhood, and occasionally to visit this port, to communicate confidentially with me.

Although your time has been very short here, I trust you have both seen and heard enough to justify the application I have made, for the presence of an armed vessel, as soon as possible; and if it should please the honorable secretary, from the known reputation of your character for gentlemanly conduct, combined as it is with all the necessary prudence which the commander of a ship of war should possess, coming here at such a time, and under such circumstances, I know no one who would be more agreeable to me, and the authorities generally, than you, sir.

With my best thanks to all your gentlemanly officers, for the kindness and attentions thus individually evinced

towards me, during my late visit on board the "St. Louis." I am, dear sir, with best wishes for your honor and happiness, your very sincere friend and faithful servant,  
 ROBERT MORRIS HARRISON.

**LATEST FROM PORTUGAL.** Captain Howland of the brig Hetsy & Jane, at N. Bedford, from St. Michael's, which he left on the 29th June, reports that four or five days previous to his sailing, a schooner arrived at that place, in four and a half days from Oporto, with a few wounded soldiers from Don Pedro's army. She brought accounts of Don Pedro having received an addition of troops from England and France, and that 5,000 soldiers had embarked on board steamers at Oporto, destination unknown.—These accounts were received with much satisfaction at St. Michael's, and hopes were entertained that the struggle would soon terminate favorably to the cause of Donna Maria. The accounts, however, previous to the above, were of a nature not very flattering to Don Pedro's friends, and these last, inspired them with new hopes. At Madeira, 14th June, there were 3,000 of Don Miguel's best troops. Every thing was quiet and the inhabitants did not entertain the least fear of Don Pedro's succeeding.

**WELCOME OF SEN. CASS IN DETROIT.** At a meeting of the citizens of Detroit, on the 23d ult. a committee was appointed, who in pursuance of their instructions, addressed a note to gen. Cass, then on a visit to that city, in the following terms:

"Detroit, July 24, 1853.

"Hon. Lewis Cass, secretary of war.

"Sir—The citizens of Detroit, your neighbors and friends, who so long had an opportunity of witnessing your important public services, and the admirable qualities which, happily blended, adorn your private character and worth, gladly avail themselves of the occasion which your temporary visit to this place affords them to solicit your acceptance of a public dinner, at such time as may best comport with your convenience.

"Cherishing, as we do, the recollection of the social and friendly relations and intercourse, that so happily characterized the period of your gubernatorial functions over the territory, an opportunity to revive, even temporarily, those happy recollections, would be gratefully appreciated, and particularly by that portion of our citizens who have long had the pleasure of an acquaintance with yourself and your excellent and amiable family.

"Happy in being the organ through which the citizens of Detroit respectfully present to you, sir, this small tribute of their respect, permit us to add the expression of our unalterable wishes for your health, welfare and happiness."

To this note the following answer was returned:

"Detroit, July 24, 1853.

"Gentlemen—Be pleased to accept for yourselves, and to communicate to the citizens of Detroit, my acknowledgments, for the kind invitation I have received, to accept from them a public dinner.

"The time at my disposal will not allow me the pleasure of meeting them upon such an occasion. But this proof of their regard is not less welcome to me, and is but a continuation of that kindness which for eighteen years I have experienced from them in the relations of public and private life.

"In whatever circumstances I may be placed, the recollection of what I owe to the confidence and good will of the citizens of Detroit will always be present with me. I am, gentlemen, with regard, your obedient servant,  
 LEW. CASS."

**IMPORTANT TO VOYAGERS AND SHIP OWNERS.** A case was lately tried in the court of common plea, New York, wherein an emigrant to this country brought an action for damages against the owners of a ship in which he had engaged a passage to this country from Liverpool. The ship with her cargo and passengers on board had actually proceeded on the voyage; but being materially damaged by a gale on the third or fourth day, to return or sink was found inevitable. The passengers were consequently disembarked at Liverpool; and therefore demanded another passage immediately by the same ship owners, or to have their paid fares returned. Neither was done; and



the plaintiff in the suit engaged passage in another packet; and having arrived at New York, he brought his action to recover the amount of the fare paid; and of the expenses to which he was necessitated by the failure of the first voyage. The passage money was 16 dollars.

The learned judge in his summing up, charged the jury on the law and the facts, and laid it down as law, that in cases of the payment of passage money, and the consideration not being rendered, nor the passage completed, those contracting to carry the passengers, as common carriers, were bound to execute their agreement, and, if not done, they were liable for the amount paid them. That there was no distinction in law between freight and passage, both being alike in the same principle of maritime law, which requires the carrying of the freight and passage money as agreed.

The jury returned a verdict for plaintiff of \$16, with 6 cents costs.

[*Phil. Sentinel.*]

**THE INDIAN CHARACTER.** The Richmond Compiler relates the following interesting incident, strikingly illustrative of that exalted trait in the Indian character which holds with unshaken firmness to the observance of a pledged faith, be the circumstances what they may under which the pledge was given:

When general Scott, in his late campaign arrived at the American encampment in the north west, he found three Indians prisoners—under a charge of murdering the whites. The evidence against them was slight—and an application had been sent on to Washington to obtain their discharge. But the president had gone to the Hermitage, and the secretary of war to Detroit. No answer was of course, obtained. In the mean time the cholera broke out among the American troops in the camp on Rock river. Many became victims. One of the three Indian prisoners also took it and died.

The general seeing the danger they were exposed to, determined on letting the two survivors out of confinement—and told them if they would confine themselves to the island in the river, he would permit them to go there. Their word being pledged, he directed them to go to the extreme part of the island, where they might keep somewhat out of the way of our troops. They accordingly repaired to the quarter where he had directed them to go; but they never once left the island—although they might easily have made their escape. Meantime the cholera spread, and the danger thickened. The general then told them that he would permit them to go to their tribe, upon condition that they would return to the camp as soon as he gave them notice that the cholera was gone. They assented to the terms and went home.

These men were under a charge of murder—and might have lost their lives if they were put upon their trial. But, notwithstanding this circumstance, the moment gen. Scott had determined to hold his great council with the Indians, he informed the two prisoners that they must come in—and they did not hesitate to do so. They repaired among the first Indians to the American encampment.

The reader will be pleased to hear that they were ultimately acquitted—though one of them had to pledge himself to attend as a witness against another Indian, who was charged with murdering the whites. This duty too he fulfilled, though at much inconvenience to himself.

**INDIAN LANDS, &c.** At the time of writing the following letter, Washington was president, and Mr. Jefferson his secretary of state:

*Philadelphia, Aug. 10, 1791.*

*To general Knox.*

Dear sir—I have now the honor to return the petition of Mr. Moultrie on behalf of the South Carolina Yazoo company. Without noticing that some of the highest functions of sovereignty are assumed in the very papers which he annexes as his justification, I am of opinion that government should firmly maintain this ground: That the Indians have a right to the occupation of their lands, independent of the states within whose chartered limits they happen to be: That until they cede them by treaty, no act of a state can give a right to such lands: That neither under the present constitution, nor the ancient confederation, had any state, or person, a right to treat with the Indians, without the consent of the general go-

vernment; that that consent has never been given to any treaty for the cession of the lands in question: That the government is determined to exert its energy for the patronage and protection of the rights of the Indians, and the preservation of peace between the United States and them; and that if any settlements are made on the lands not ceded by them, without the previous consent of the United States, the government will think itself bound, not only to declare to the Indians that such settlements are without the authority or protection of the United States, but to remove them also by force.

It is in compliance with your request, my dear sir, that I submit these ideas to you, to whom it belongs to give place to them, or to such others as your better judgment shall prefer, in answer to Mr. Moultrie.

TH. JEFFERSON.

**DARING ROBBERY.** An extensive and daring robbery was committed in Rutland, Vt. on the night of the 24th inst. Some villain entered the dwelling house of William Page, esq. cashier of the bank, and stole money to the amount of nearly \$7,000. The money was contained in a small trunk, which was carried to the bedroom of Mr. Page for safe keeping, regularly locked, and the key deposited in his vest pocket. The rogue must have entered the bedroom, taken the key from the pocket while the family were asleep, and departed with the trunk, which was found rifled in the north parlor; and the bank keys in the small yard in the front of the house. The bills were, we learn, mostly of the Rutland bank. *One thousand dollars reward* is offered for the recovery of the money.

**IMPRISONMENT FOR DEBT.** In the British house of commons, on the 13th of June, the solicitor general moved for leave to introduce a bill to amend the laws relating to debtors. We have not seen the bill itself; but the remarks of the solicitor general, on the subject of his motion, give a very general account of its provisions. He stated, that his principal object was to give a remedy against the property, instead of the person, of the debtor. The first provision of the bill would be, to allow immediate execution upon all bills and bonds, when they become due, dispensing with many of the proceedings at present in use. On a summons being issued, execution is to issue forthwith, unless security is given to the court. The debtor is to be brought before a commissioner, and if he refuses to exhibit and surrender his property, is to be committed to prison. The creditor is to be entitled to a remedy against all kinds of property possessed by the debtor. Power is to be given to debtors to make a surrender of their property, in which case, the creditors, by a majority of four-fifths, may give him a certificate of discharge. To obtain money with an intent to defraud, is declared a misdemeanor, as is also the absconding of the debtor, or the stating of a false account in the surrender of his property. Imprisonment for debt is proposed to be abolished, except in cases attended with fraud, but where a creditor makes oath before a magistrate that his debtor is about to abscond to a foreign country, the latter may be imprisoned.

[*Boston Pat.*]

**CATASTROPHE BY LIGHTNING.** We have the following statement from a gentleman who visited the scene of the awful occurrence which it describes, the morning after it took place.

A respectable citizen of Hampshire county, Va. of the name of Arnold, who carried on the business of tanner, had been to Alexandria to sell a load of leather, was returning on Thursday, the 25th ult. travelling on horseback by the stage road, when about ten miles below Aldie, in Loudon county, the appearance of a heavy cloud warned him to seek shelter for himself and horse. He accordingly rode up to a stable at the side of the road, where the stage stopped to change horses and having obtained permission of the stage driver, put his horse into one of the stalls. The driver at this time had the four stage horses out before the door—three of them were in a cluster, and a few paces from the door, the fourth was detached a little distance from the rest.

Mr. Arnold was standing in the stable door, calmly viewing the threatening cloud as it thickened and rolled over head, flashing and roaring in a awful and terrific gran-

deur. It was not long that he stood thus: a catarrh of electric fire descended upon the stable, rending it from the ridge pole to the sill. Mr. Arnold was struck dead!—the three horses near the stable door were killed, and the driver knocked down and so stunned that he remained for a time, insensible—*His life was evidently preserved by the accidental circumstance of his having a silk handkerchief in the crown of his hat.*

Our informant saw the hat and handkerchief; the rim and the top of the hat were severed from the crown, a large piece taken out of the latter; the several pieces were sent out as neatly as if it had been done with a sharp instrument. The handkerchief was scarce or scorched, as if a red hot iron had passed quickly over it. A small reddish mark was perceptible on one of the driver's cheeks, but whether from lightning or not was uncertain; besides this there was not the slightest appearance of its effect on any part of his body. He was entirely free from any pain about the head, though he complained of a soreness in his breast.

[*Norfolk Herald.*]

**DISEASE AMONG CATTLE.** The following is from one of our most respectable farmers in the county of Philadelphia.

[*Pen. Inquirer.*]

To the editor of the Inquirer.

Sir—A disease—name unknown to the writer—is prevalent among the horned cattle and horses in the neighborhood of Frankford, in this county; and my object in publicly stating this fact, is to elicit, if possible, through the medium of your journal, some information touching the disease, its cause, its cure, or what is most desirable, an "ounce of prevention." Within the last fortnight, or three weeks, upwards of nine cows and six or seven horses have died in the immediate vicinity of the village, and all, so far as I can learn, were carried off in the same way. The writer of this communication has lost, of a stock of four cows and three horses, two of the former and one of the latter, all having died within ten days. My cows and horse were apparently in health *three hours previous to death!* and in every instance they were found dead without exhibiting any symptoms of disease. I am told, however, that a horse of one of my neighbors exhibited uneasiness and a kind of vertigo a few hours previous to death, but that no symptoms of disease were visible in the morning—the animal having died in the evening. I had a post mortem examination of one of my cows, but could discover nothing in the stomach, bowels, or paunch to produce death—these parts of the animal exhibited a healthy appearance. The abdomens of the cows and horse were all much swollen after death.

B.

August 1st.

P. S. Cow well, apparently, at 2, P. M. dead at half past 5.

Cow well, apparently, at 10 in the evening; found dead and cold at 5, next morning.

Horse well at 2 o'clock, dead at half past 4.

**ETYMOLOGY.** The Nantucket Inquirer published the following extract from a lecture delivered at Boston, by John Pickering, esq. on the subject of languages generally:

"In geography, the name of *Cape Horn* is commonly associated with the idea of a *horn*; and we often hear of a vessel going round the horn, &c. But the true meaning of the word is altogether different; this extremity of the continent was called by the Spaniards *Cabo de Horno*, meaning cape of the furnace, or Cape Furnaces, which corresponds to the name of the adjacent land, called *Terra del Fuego*, or land of fire. In our own neighborhood, too, the name of *Martha's Vineyard* has been sadly corrupted; and upon that corruption has been founded an ancient story that it was given by an Indian chief to his daughter Martha, as her portion.

"We will leave the story to our poets to embellish their works of imagination; but the sober truth of history is, that it was so named from MARTIN VINEYARD'S land, now shortened to *Martha's Vineyard*.

"Again; the familiar exclamation on hailing, 'ship a hoy!' is derived from the same root, and is substantially the same word with the ancient exclamation used at the tilts and tournaments of the knights—that is, *ho!* or in French, *ho la*, that is *stop*. The same expression among handsmen, is applied to vehicles moved on land by horses

and other animals, but is corrupted into the well known exclamation, *see or hoo*, that is *stop or stand still.*"

#### THE DUKE OF NEWCASTLE.

From the Nottingham (England) Review.

On Wednesday forenoon, we observed placarded on the walls of this town an address from the earl of Lincoln, heir apparent to the dukedom of Newcastle, to the electors of the south eastern division of the county of Nottingham, offering himself as a candidate for the representation of that portion of Nottinghamshire, and at the same time stating that he should be at Newark market that day (Wednesday), at Bingham yesterday, and at Southwell this day. The same day's post brought us a long communication from Newham, bearing an alphabetical list of one hundred and thirteen persons who have been ejected from their houses in that borough, under the principle of "*May I not do what I like with my own?*" Probably we shall print the entire list before long; in the meantime we shall now make a few extracts, and the first name is—

Anderson, Peter, Balderton gate, rent £4, self and family tenants for forty years, value of premises £40, voted for Wide.

Bates, John, Wilson street, rent £7 10s. father and self tenants fifty-eight years, value £120. Wide.

Birkett, Wm. Farndon road, £18 rent, father and self tenants fifty-six years—Wide.

Bicech, Wm. Stodman street, rent £35, self and family tenants for one hundred and fifty years, did not vote at all, having refused to take the oath.

Carver, James, sen. Norton Disney, not an elector, but known to be favorable to the independent cause. (His son's tavern was one of Wide's committee houses).

Gardner, Thomas, Beaumont street, rent £18, did not vote, but was present at a dinner! Had expended £450 on the duke's premises.

Laws, Mrs. Wilson street, £8 10s. son voted for Wide.

Parkinson, Thomas, Wilson street, rent £8, self and father tenants 46 years—Wide.

Rawden, Miss, Wilson street, rent £6—making fevers for the blues!!

Thorpe, James, Market place, rent £22, self, father and grandfather tenants 100 years, and expended great sums on the premises—voted for Widdoughy and Wide.

With numerous instances of this kind, where families have been ejected from tenements in which they have been resident time out of mind—where widows were turned out of their houses because of the manner in which their sons have voted—where persons had expended more than the full value of their premises in improvements, and yet were compelled to quit without remuneration—where a woman, who had a millstone having made favors for the opposite party, was deemed a sufficient ground for depriving her of her house—we wonder that any relative of the duke of Newcastle should have the effrontery to show his face as a candidate in Newark.

§2.—The preceding is a fine specimen of English "liberty" which has been so much boasted of, for several centuries—not that persons were "reformed" because they had not pleased "his grace," the duke of Newcastle, in the manner of voting—for England is not the only country in which great men "reward their friends and punish their enemies," for opinion's sake! It is as severely demanded that persons should "kiss the black stone" and say "God is God, and Mahomet (or any body else) is his prophet," in the United States, as on the lands of the duke of Newcastle, or at the temple of Mecca—but, perhaps, not quite so generally complied with!! The pilgrims at Mecca, however, have this advantage—they know on which side to "kiss the black stone"—but our devotees are often required to kiss on both sides, and all sides—to kiss off, what they had kissed on—to watch the rolling of the stone, and kiss its very bottom!!

But we insert this article chiefly to shew the condition of the English peasantry. The family of one man had been successive tenants for one hundred and fifty years, and so on! We have always thought that beautiful English song, "Ere around the huge oak," &c. exposed disgusting facts, in preferring us a boast—"The fields I now hold on your honor's estate, is the same that my grandfather tilled." Three generations, and a dependent still—with a hope that the fourth descent would also be dependent.

#### TREATY WITH NAPLES.

From the Salem Commercial Advertiser.

Convention between the government of the United States of America, and his majesty the king of the kingdom of the Two Sicilies, to terminate the reclamations of said government for the depredations inflicted upon American commerce by Murat, during the years 1809, 1810, 1811 and 1812.

The government of the United States of America, and his majesty the king of the kingdom of the Two Sicilies, desiring to terminate the reclamations advanced by said government against his said majesty, in order that the merchants of the U. States may be indemnified for the losses inflicted upon them by Murat, by the depredations, seizures, confiscations and destruction.

"Take an instance—Mr. Webster's speech, on Foot's resolution, was "conciliation" and "toryism"—Mr. Hayne's, a glorious display of "constitutional doctrines," and of the "true whig school." Neither of the gentlemen named have changed their opinions—but what is their position with the public now?

tion of their vessels and cargoes, during the years 1809, 1810, 1821 and 1823, and his Sicilian majesty desiring thereby to strengthen with the said government the bonds of that harmony not hitherto disturbed, the said government of the United States, and his aforesaid majesty the king of the kingdom of the Two Sicilies have, with one accord, resolved to come to an adjustment, to effectuate which they have respectively named, and furnished with the necessary powers, viz: The said government of the United States, John Nelson, esq, a citizen of said states, and their charge d'affaires near his majesty the king of the kingdom of the Two Sicilies; and his majesty, his excellency D. Antonio Maria Starella, prince of Casarò, marquis of Spaccaforno, count Starella, &c. &c. his said majesty's minister, secretary of state for foreign affairs, &c. &c. who, after the exchange of their respective full powers, found in good and due form, have agreed to the following articles:

Article I. His majesty the king of the kingdom of the Two Sicilies, with a view to satisfy the aforesaid reclamation for the depredations, sequestrations, confiscations and destruction of the vessels and cargoes of the merchants of the United States, [and for every expense of every kind whatsoever, incident to, or growing out of the same] inflicted by Murat during the years 1809, 1810, 1811, 1812, obliges himself to pay the sum of two millions one hundred and fifty thousand francs, in aid to the government of the United States; seven thousand six hundred and seventy-nine ducats, part thereof to be applied to reimburse the said government for the expense incurred by it in the transportation of American seamen from the kingdom of Naples during the year 1810, and the residue to be distributed amongst the claimants by the said government of the United States, in such manner, and according to such rules as it may prescribe.

Article II. The sum of two millions one hundred and fifteen thousand Neapolitan ducats, agreed on in article the first, shall be paid in Naples, in nine equal instalments of two hundred and thirty-five thousand ducats, and with interest thereon at the rate of four per centum per annum, to be calculated from the date of the interchange of the ratifications of this convention, until the whole sum shall be paid. The first instalment shall be payable twelve months after the exchange of the said ratification, and the remaining instalments, with the interest successively, one year after another. The said payments shall be made in Naples, into the hands of such persons as shall be duly authorized by the government of the United States to receive the same.

Article III. The present convention shall be ratified, and the ratifications thereof shall be exchanged in this capital in the space of eight months from this date, or sooner if possible.

In faith whereof, the parties above named have respectively subscribed these articles, and thereto affixed their seals. Done at Naples, on the fourteenth day of October, one thousand eight hundred and thirty-two.

JOHN NELSON. [SEAL]  
THE PRINCE OF CASSARO. [SEAL]

EMIGRATION TO CANADA.

The Canadian Literary Journal contains some curious statements respecting the character and extent of the recent emigration from Europe to the Canadas. Prior in the year 1830, the number of emigrants was comparatively small, and they were almost exclusively laboring men, wholly destitute of pecuniary resources, who came out for the purpose of procuring the means of subsistence. Within the last three years, the number of the emigrants has been three or four times as great as the average of several years preceding, and a large portion of them have been farmers of considerable property, professional men, and retired officers of the army and navy. The value of real estate in the provinces, says the Journal, has been every where materially increased, and that of wild lands in Upper Canada has been more than doubled. The number of emigrants in 1829 was 15,945; in 1830, 28,000; in 1831, 50,254; and in 1832, 51,746. Of this last number, 19,830 were males, 17,052 females, and 14,861 children under fourteen years of age. All of them were voluntary emigrants, excepting 5,000 who received parochial aid. Thirty-five thousand went to Upper Canada, 10,000 remained in Lower Canada, 2,350 died of cholera, 850 returned to their own country, and 3,340 went to the United States. During the last four years, the increase of emigration from England has been five-fold, from Ireland three-fold, and from Scotland two-fold; and the emigration from England in 1832 was greater than in all the years of the preceding year, while the emigration from Ireland in the same period was diminished by 15 per cent. Four years ago, the emigrants from England came principally from the northern counties; they now come chiefly from the southern. The professional men who came out during the last year, have established themselves in the towns and villages of Upper Canada; the officers have obtained, and in general settled upon, the lands to which they are entitled for their services; and the agricultural emigrants have purchased cultivated farms in different parts of that province. The laboring class have been settled on the wild lands belonging to the crown, a large portion of which are in the district of Newcastle. It was in this district, that the first experiment was made of settling bodies of indigent emigrants upon these lands; and though various difficulties were encountered, the Journal declares that it has proved eminently successful; the population of this district having increased since the year 1817 from 4,000 to 30,000. The advantages derived from emigration are attributed chiefly to the exertions of lieutenant governor sir John

Colborne, who has not only done much to promote it, but has distinguished himself by his efforts to secure the comfort and prosperity of the emigrants.

THE FRENCH IN ALGIERS.

The occupation of Algeria by the French is not unattended with trouble. The Arab tribes of the interior, unshackled and as hostile as ever, are a constant source of uneasiness to the French occupants. A late Paris Monitor says: "Several hostile tribes had plundered our allies and neighbors, the Beni Urgins, of their cattle, and escaping with impunity, had been encouraged to enter by night into our establishments, and, being expert thieves, carried off our horses, mules and implements. General D'Uzer, the commander-in-chief at Bona, having learnt that the stolen property had been taken to the Oulet d'Atia, a tribe settled about five leagues off, resolved to chastise these depredators, and at the same time intimidate the Arabs by making a great display of force. Consequently, on the 21st, at midnight, he marched out of Bona an advanced guard of 530 cavalry, and 1,000 infantry, under the command of col. Perraux, following himself, in half an hour, with 800 men, infantry and engineers, and a battery of artillery, moving in the deepest silence. At daybreak the tribe of Oulet d'Atia were completely surrounded; but, at the first musket shot, the tribe of Beni Acoub, one of our most hostile enemies, hastened with all the cavalry and infantry it could assemble. A brisk firing ensued, during which col. Perraux hastened to send in the rear the flocks and cattle he had captured. This made the enemy attack us with increased fury, but they were completely routed by two brilliant charges of our cavalry, which left thirty-one Arabs dead upon the field, and made six prisoners. Upon this a retreat was made in the finest order; but after marching a short distance, colonel Perraux hated his men, to allow them to refresh themselves, and afterwards returned to Bona without further interruption. General D'Uzer, after restoring in our enclosures eighty head of cattle that had been carried off, distributed fifty three oxen to the Karesas, fifty cows, as many calves, and 100 sheep to the Beni Urgin, and twenty oxen in another tribe, which though called Oulet d'Atia is friendly to us; to the ten returned to the guilty tribe of Oulet d'Atia the remainder of the cattle brought off, who, on their side gave up the horses and objects they had taken from us. The severe lesson these received has had a great effect in the country, so that several inhabitants of Bona, who, on their way from Constantine were plundered to a large amount by the numerous tribe of El Cahal, have had all the stolen articles restored to them."

FRENCH AND ENGLISH AGRICULTURE COMPARED. The following comparative statement, showing the amount of animate and inanimate power applied to agriculture and commerce in France and Great Britain, is given by Mr. Charles Dupin. He takes the population of France at 31,800,000, and England and Scotland at 15,000,000.

		Effective laborers.	
Human race	21,056,667 equal to	8,406,038	
Horses	1,600,000 "	11,200,000	
Oxen and cows	6,973,000 "	17,432,000	
Asses	240,000 "	240,000	
Total		37,278,000	
Applied to agriculture in England and Scotland.		Effective laborers.	
Human race	5,000,000 equal to	2,132,446	
Horses	2,250,000 "	8,750,000	
Oxen, cows, &c.	5,500,000 "	13,750,000	
Approximating estimate for Ireland		24,632,446	
Total for the United Kingdom		74,557,701	
Applied to the arts, manufacture and commerce.		In France.	
Animal force equal to	6,303,019	Men power.	7,375,497
Mills and hydraulic engines	1,500,000		1,200,000
Wind mills	933,333		240,000
Wind and steam navigation	3,000,000		12,000,000
Steam engines	480,000		6,400,000
Total force	11,536,358		27,115,497
Approximating estimate for Ireland			1,092,567
Total force for Great Britain			28,118,164

By the above estimate, it appears that France, with a population of 31,800,000, employs in agriculture, the arts and commerce, a conjointly animate and inanimate power equal to 48,814,280 able men; and that Great Britain, with its population (say 28,000,000), employs a power equal to 60,906,311. That the inanimate power applied in England and Scotland to agriculture is equal to twelve times the human force, while in France it does not exceed five times; that the inanimate power applied to manufacture and commerce in Great Britain, is four times greater than in France; and that the whole animate and inanimate power engaged in manufacture and commerce in Great Britain is nearly treble the amount of that so occupied in France.

**PRODUCT AND CONSUMPTION OF COFFEE.**

The following calculations, concerning the product and consumption of coffee, will interest many of our readers, who are not concerned in a trade in the article. We think, however, that the estimated amount of the consumption, as well as of the production is a great deal too high.

*From the Boston Courier.*

*Estimated consumption of Europe.* The population of Europe is about 210,000,000. If one-tenth of this number be consumers of coffee, and each consumes 15 lb. annually, which is little more than 1 lb. per week, the consumption will exceed 300,000,000 lbs. In most parts of Europe, the higher and middling classes, comprehending the nobility, high and middling clergy, legal and medical professions, merchants, manufacturing proprietors, indeed gentry, rich mechanics, and naval and military officers, are generally consumers of coffee, and constitute more than one-tenth of the population. A large portion of all these being rich, and addicted to luxurious habits, consume as much coffee in proportion to numbers, as the wealthy or middling population of our cities; and the usual consumption of the latter is 4 lb. per week, or 25 per year for each individual. Coffee is, perhaps, more generally consumed in Germany, the Netherlands, Prussia, and Austria, than in other European countries. The whole population of these is about—

France	54,000,000	1.4 consumers	13,750,000
Turkey	31,000,000	1.5 "	8,000,000
Spain, Portugal & Italy	9,000,000	1.90 "	1,500,000
Denmark	1,800,000		
Sweden	2,700,000	1.10 "	750,000
Switzerland	2,000,000		
G. Britain and Ireland	21,000,000	1.7 "	1,500,000
Russia	57,500,000	1.40 "	1,500,000
	210,000,000		27,000,000

But to reduce this number of consumers to 1 to 10 of the whole population, 33 per centum should be deducted, and say for round numbers 6,000,000

Which leaves for consumers 21,000,000

If each of these consume 16 pounds annually, which is 1-3 less than the quantity allowed above to the greatest consumers of our cities, the annual consumption of Europe will be 21,000,000 lbs. 16j

If one-seventh be deducted from this 350,000,000 lbs. 50,000,000 do.

The remainder, or least annual consumption will be 300,000,000 do.

**RECAPITULATION.**

1. The wealthy and middling classes of Europe exceed one-tenth of the whole population, are generally consumers of coffee, and consume as much in proportion to numbers, as the wealthy and middling population of our cities.

2. Only one tenth of the whole are assumed as actual consumers, and are allowed, for each individual, only two-thirds of the quantity consumed in our cities.

3. One-seventh of the quantity thus allowed to this amount of population at this reduced rate of consumption, is deducted for over estimate; and the remainder, or the least quantity that can be obtained from the most reduced rates of population and consumption, is 3,000,000 millions of pounds.

Whether coffee will rise or fall in price hereafter, must depend entirely upon the wants of the world and its means of supplying them. Upon either of these points certainty is not attainable, and approximation is all that can be rationally expected. The question therefore involves merely a calculation of probabilities, from data, of which, though many be facts, others are merely conjectures. The supply consists of production and stock. The production of some countries is ascertained; that of others nearly so; that of others merely conjectural, though known not to exceed certain quantities. The stock in first hands is generally capable of being ascertained; that in second hands is less so, though it is usually proportionate to the former; that in the hands of retailers, merely conjectural. The time necessary to produce coffee, or to renew deficient stocks from the produce of new plantations, is known exactly. The consumption of the world cannot be ascertained, but can be inferred from the amount of importations, sales and stock in first hands, in a period of several successive years. The following estimate of production is higher than any that has been published within the last four or five years.

Java now produces for exportation	40 mill. lbs.
The rest of India and Arabia	30 "
Brazil	80 "
Cuba	50 "
Porto Rico	15 "
St. Domingo	40 "
British West Indies	20 "
French do.	15 "
Dutch do.	10 "
Spanish Main	10 "

Total production of 1833 300 mill. lbs.

The stock in first hands, Jan. 1, 1833, in Europe, importing Asia, and the

U. States, according to the most authentic accounts yet published, did not exceed	120 mill. lbs.
The stock in all second and third hands did not probably exceed 5-6 of this amount, or	100 " 220 "

Therefore the actual supplies for 1833 do not exceed 300 " The annual consumption of Europe and importing Asia is not, probably, less than 300 mill. lbs.

And that of the U. States not less than 80 " 380 " Leaving the stock, on the 1st of January, 1834, in first hands 75 4-11 milis. in all second hands 63 7-11 mils. and in all hands 140 "

If production does not increase, the crops of 1834 will be 300 " And the supplies for 1834 440 "

If present prices continue, the annual increase of consumption in the U. States will not be less than 10 mill. lbs.

And as the annual increase of sales since 1829, as ascertained from the circuits of importers in Amstedam, Rotterdam, Antwerp, Hamburg, Bremen and Trieste, exceeds 6 mill. lbs. the increase of all Europe and the Levant may be estimated at not less than 10 "

And the whole consumption of 1834 400 mill. lbs.

Which will leave the stock in all hands, on the 1st of January, 1835 40 "

If production still be stationary, the crops of 1835 will be 300 "

And the supplies for 1835 340 " Prices being still stationary, and consumption increasing as before, the consumption of 1835 will be 490 "

And the deficiency for 1835 will be 80 "

But the reader will pronounce this calculation inadmissible, for at these rates, two years will not elapse before the world will not contain a pound of coffee except that growing on the trees, and will require 80,000,000 lbs. more than the supply. But this result depends upon a continuance of these rates—that is, of production and consumption. Will these rates be altered? for nothing else can alter the result. Production is known to be increasing in no countries excepting Brazil, Cuba and British India; and the increase of the first does not amount to 10,000,000 lbs. annually, nor of the second to 5,000,000, nor of the whole to 20,000,000. In St. Domingo, Porto Rico, the British West Indies, Dutch do, the Spanish Main and Java, it is known to have decreased since 1829, and the present rate of decrease is not less than 30,000,000 annually. In no countries except Brazil, has planting been extended since 1829, and in the Spanish Main, Porto Rico, British West Indies, Dutch do, and Java, old estates have been neglected. Should new planting begin in all countries in 1833, the produce of it would not reach the market for sale till 1837, nor in great quantities till 1838. Production will not therefore be augmented during 1834 and 1835, and consequently that rate will not be disturbed.

Will the assumed rate of production continue? This will depend upon a continuance or fall of present prices. Nothing then but an advance of present prices will check the present rates of consumption, and preserve the balance between demand and supply, till production can be augmented from new plantations. The present prices in Europe, exclusive of duties, are 100 per cent. higher than those of 1830; yet consumption since then, calculated from sales, has increased 10,000,000 lbs. annually. The price of 1819, in Europe and the United States, was from 100 to 125 per cent. above the present; and coffee then cost to the consumer, 35 cents per lb. in Boston, 36 cents in Hamburg, and in London 48 cents for British plantations, and 85 cents for St. Domingo. The reader is left to his own conclusions.

*From the Baltimore American.*

*Coffee.*—This article can no longer be classed among the luxuries of the country; it enters so largely into the daily consumption of almost every family, rich and poor, that its appropriate place now is prominent one among the necessities of life in the United States. Within a few years, especially, the consumption of coffee has increased rapidly, and it has at length attained a point which renders it a matter of some interest, both to the importer and dealer, to ascertain the aggregate quantity required annually for the wants of the country. A statement in a late number of the Boston Courier, prepared for the purpose of ascertaining this fact, sets down the annual consumption of the United States at 91 millions of pounds. A friend who has examined the Courier's statement, pronounces the estimated consumption to be greatly exaggerated, and in order to show as nearly as practicable the true quantity, and thus to counteract any overwrought or unreasonable expectations which the Boston estimate may lend to, has furnished us with the following statement of the actual imports and exports of coffee,

and the estimated consumption, for the last twelve years up to the first of October last. The items of import and export for each year are correctly copied from the official returns to the treasury department.

Years.	Import.	Export.	Consumption.
1821	lbs. 21,273,659	lbs. 9,367,596	lbs. 11,886,063
1822	25,782,390	7,267,119	18,515,271
1823	27,337,732	30,690,667	16,437,045
1824	31,224,396	19,437,267	11,797,069
1825	45,191,630	24,512,568	30,578,062
1826	37,319,497	11,584,713	25,734,784
1827	50,051,996	21,697,789	28,354,197
1828	55,194,697	16,607,964	39,586,733
1829	51,130,538	18,083,643	33,046,895
1830	51,488,936	13,194,361	38,293,667
1831	61,237,396	6,056,439	75,780,757
1832	91,732,329	55,251,158	36,471,171

From which the following facts are gathered:

The net importation or consumption for the first six years, was lbs. 104,918,294  
 Do. do. for the last six years lbs. 351,926,240  
 Increase 25 miles per annum lbs. 150,147,946  
 Aggregate net importation for 1827, 8 & 9 lbs. 100,560,625  
 Do. do. 1830, 31 & 32 150,535,615  
 Increase—nearly 17 millions each year 49,974,900  
 The aggregate net importation for 1829 & 30 71,413,382  
 Do. do. 1831 & 32 112,171,928  
 Increase 30 millions for each year 40,758,546  
 Aggregate consumptions for four last years about 180 millions, average 45 millions  
 Do. do. two last years about 110 million, average 55 millions.

And the following division of the consumption of each year, corresponds with either view, viz:

1829, consumption 30 millions, do. 40 do.,  
 1831, do. 50 do., } 180 millions.  
 1832, do. 60 do. }

At the same rate of increase, the consumption of the present year will be 70 million pounds.

NOTE BY THE EDITOR.

May not a part of the seemingly increased consumption, just above stated, be in an increased stock on hand? We do not think that the annual consumption in the United States much exceeds 50 millions of pounds. Coffee recently paid a duty of 5 cents per lb. but is now free; yet the price of the article has not fallen with the fall or abolition of the duty, and hence the consumption has not been increased on that account.

A NEWLY INVENTED PUMP, OF GREAT POWER.

From the *American Daily Advertiser*.

Mr. Poulson—It is little known to us, that we have a great curiosity in this way at our Philadelphia navy yard, the invention of the ingenious commodore Barroa. It is placed in the river, on the wharf-platform, in the rear of the Pennsylvania man-of-war, so as to be ready at any time to demonstrate its power and perfection of operation. It is not bored in the usual manner into a log, but is formed of plank, forming a four sided box. Whilst seeing it giving up its barrel of water at every stroke of the quick and easy lever, I could not forbear to think what numerous sea vessels, of the merchant service, might be saved from foundering and loss, if it were once adopted in our commerce! In the naval service it would of course prove of saving value in all cases of destructive leaks from hulls in the hull. Our chamber of commerce, and our marine insurance offices, have such interest in this matter, and ought, we should think, to endeavor to get its general use into our merchant service. It might be the saving of millions, in time, in sea risks, and, above all, the preservation of numerous lives of our mariners! When we read the title of the "one hundred horse power" applied to the draining of the dry dock at Boston, for the late presidential visit to the "Old Ironsides" there, we could not forbear to think that four such pumps as commodore Barroa's, set by crank to a one horse power each, would have effected the same purpose at much less expense. With such pumps, the contractors and engineers on our numerous railways, canals and public works, would facilitate their labors in draining required places—and means subjected to water inundations, like our silver mines in North Carolina, and of the companies working in Mexico, would be saved the heavy sums they now disburse to keep them dry. Some that have been abandoned in South America, by their accumulation of water, might be again worked to profit. The same idea will enable us to contemplate the means of bringing morasses inland, and many water lands along our rivers, into a practicable means of drainage them, and so making them into a capable of grass production. On the whole, as we have the demonstration of such a pump, so much needed, in so many of our operations, we hope hereafter to hear of its adoption generally throughout our country. With the inventor it is probably but a secondary concern, followed out to its accomplishment, as an amusement to an inventive

\*The same gentleman has a model of a ship, to be formed wholly of logs, for war service and steam power, of such massive thickness, (of solid bulk), as to encounter singly any force of a hostile fleet, and to burn them with red hot balls. The idea is, if I understand it, with such protection in our waters, to make our usual expenses in fortifications unnecessary.

and; but with such power as it possesses to benefit the public, it becomes matter of regret to contemplate it as resting in its present restricted use. I have only to add, that I hope the distinguished gentleman concerned will suffer his commendation from an unknown hand. UTILITY.

DR. SMITH'S MAGNETIC NEEDLE.

From the *National Intelligencer*.

Respecting this article, for marine and surveyor's compasses, of which a manufacturer has been established in this city, the evidence which he has exhibited satisfies us that it is a valuable invention. Its advantages are so well described in the following letter, selected from several we have seen on the subject, that every one interested will comprehend them without further explanation:

Washington, 20th May, 1853.

Sir: I have the honor to report, agreeably to your instructions relative to the examination of the improved needles of Dr. Smith, that I have had them for some time past under examination, and have carefully tested their qualities by a variety of experiments, and believe them to be very superior to the common needles now in use.

In the manufacture of the common needles, there has always been great neglect both in providing a suitable material, and adopting a regular form; it being left for the most part to the convenience and fancy of the workman, and the size and shape of the material, which is, no doubt, one of the many causes of the great discrepancies observed in their action and results.

This is very far from being the case with the needles manufactured by Dr. Smith; he has adopted a form which he has found by long experience to be the most fit, and most tenaciously adheres to it; his material is of the first quality, and carefully worked, great attention being paid to magnetizing it. It also supplies his needles with what he calls *feeders*, small pieces of soft iron that slide on it, placed near its ends, thereby concentrating all the small magnets, (which exist more or less), near its points, giving more steadiness, and a greater directive power to his needles, and avoiding, in a great degree, the local attraction to which his needles may be subjected.

I ascertained this last to my entire satisfaction, by subjecting the same needle with and without feeders, to an attractive force, in the following manner, viz: One of his needles was suspended on a fine point, placed in the centre of a number of concentric circles, drawn around it half an inch apart on a table; when the needle was approached armed with its feeders, I found that I could approach much nearer to it with an attractive force without disturbing it, than when it was unarmed, or without the feeders; the difference I found was generally about two of the circles, or an inch, when the body approached was a strong magnet, and a much greater force to cause deviation than they would be subject to on ship-board; proving conclusively that they were a protection, or security against local attraction, and this security appeared to be in proportion as the feeders were placed near to, or farther from the centre of the needles; the feeders appeared in some cases too small, the proportion between the feeder and needle not being in my opinion as yet well ascertained. The needles were so remarkably active, as yet well ascertained. The needles were so remarkably active, and possess much more directive power than those of the common kind now in use, (with which they were compared), when drawn aside settling again very quickly on the magnetic meridian.

Dr. Smith's manner of restoring deranged needles by concussion with his "electric rod," is simple, and effective by one who is experienced; he seldom, if ever fails himself; but I am not able to impute to myself so muchadroitness in applying the proper degree of force required; I am disposed to think, by a little practice, it may be easily acquired; one thing is most certain, it is the manner of restoring a deranged needle, so simple, and in the possession of all, that when once known, few will be willing to leave it untried.

I beg to leave to add, that I feel indebted to Dr. Smith for the obliging manner in which he has shewn me the whole process of manufacturing his needles, and satisfying my numerous inquiries, and feel confidence in recommending him to your notice, believing, from the trials and tests to which I have subjected his needles, that they are a valuable improvement, and highly deserving your patronage. With great respect, I am, Sir, your obedient servant,

CHARLES WILKES, jr.

Lieut. U. S. navy, attached to depot ins.

To com. John Rodgers, &c. &c.

MINT OF THE UNITED STATES.

Message from the president of the United States, transmitting a report of the operations of the mint during the year 1852.

JANUARY 21, 1853—READ AND Laid ON THE TABLE.

Washington, 19th Jan. 1853.

I transmit to congress a report from the director of the mint, exhibiting the operations of that institution during the year 1852.

ANDREW JACKSON.

To the hon. the speaker of the house of representatives of the U. S.

Mint of the U. States, Philadelphia, Jan. 15, 1853.

Sir: I have now the honor to submit to you a report on the general transactions of the mint during the last year, ending 31st December.

The coinage effected within that period amounts to \$3,401,055, comprising \$298,435 in gold coins, \$2,579,000 in silver, and

923,000 in copper, and consisting of 9,128,367 pieces of coin, viz:

Half eagles	157,487 pieces making	787,435
Quarter eagles	4,400 do.	11,000
Half dollars	4,797,000 do.	2,398,500
Quarter dollars	200,000 do.	80,000
Dimes	522,500 do.	522,500
Half dimes	965,000 do.	482,500
Cents	2,302,000 do.	23,020
	9,128,367	\$3,401,055

Of the amount of gold coined within the last year, about \$20,000 were derived from Mexico, South America, and the West Indies; \$28,900 from Africa; \$678,000 from the gold region of the United States, and about \$12,000 from sources not ascertained.

Of the amount of gold of the United States, above mentioned, about \$34,000 may be stated to have been received from Virginia; \$158,000 from North Carolina; \$45,000 from South Carolina; \$140,000 from Georgia; and about \$1,000 from Tennessee.

The following statement exhibits the quantity of gold received from those districts of the United States which have thus far produced it in quantities sufficient to attract notice, commencing with the year 1824. Up to that period it had been received at the mint only from North Carolina, from which quarter gold was first transmitted for coinage in the year 1804. During the interval, however, from 1804 to 1823, inclusive, the amount had not exceeded 2,500 yearly.

	Virginia.	N. Carolina.	S. Carolina.	Georgia.	Tennessee.	Alabama.	Mississippi.	Fla.
1804	—	5,000	—	—	—	—	—	5,000
1805	—	17,000	—	—	—	—	—	17,000
1806	—	30,000	—	—	—	—	—	30,000
1807	—	21,000	—	—	—	—	—	21,000
1808	—	46,000	—	—	—	—	—	46,000
1809	2,500	134,000	3,500	—	—	—	—	140,000
1810	24,000	804,000	96,000	219,000	—	—	—	406,000
1811	26,000	224,000	22,000	176,000	1,000	1,000	—	520,000
1812	34,000	458,000	45,000	140,000	1,000	—	—	678,000
1813	34,000	458,000	45,000	140,000	1,000	—	—	678,000
	86,500	1,190,000	96,500	522,000	2,000	1,000	—	1,913,000

It is rendered highly probable, by estimates entitled to great respect, that the quantity of gold of the U. States, delivered at the mint within the last year does not much exceed the one-half of the production from the mines—nearly an equal amount being supposed to have been exported uncoined, or employed in the arts. If this conjecture be nearly correct, the production of gold from the United States, during the year has not been less than a million and a quarter of dollars. This may be regarded as equal to one-sixth part of all the gold produced, within the same period, from the mines of Europe and America, estimated according to the results of recent years, as given by the best authorities.

The prevalence of a fearful epidemic in this and other cities of the United States, was sensibly felt in a diminution of the usual demands on a mint, and its productiveness within the third quarter of the year. In every department of the institution labor was, during the prevalence of the danger, more lightly exacted; and it is stated, with much pleasure, that no individual employed in the establishment, became a subject of the disease.

Operations, I have now the satisfaction to say, have been commenced in the new mint for the proof of the machinery; and all the departments of the institution will be transferred in a few days to that edifice.

I have the honor to be, with great respect, your obedient servant,  
SAMUEL MOORE.

The president of the United States.

PRIZE ESSAY ON A CONGRESS OF NATIONS.

From the Calumet.

It will be seen by the report that seven essays (of the thirteen which have been presented for the premium), were selected by a committee appointed by the board and transmitted to the umpire. The following is the decision which was received the 7th of May last:

The subscribers, according to the request of the committee of the American peace society, have carefully read the several essays, which have been transmitted to them by the committee, for the purpose of awarding the prizes authorized by the society for the two essays.

Upon full consideration, they are of opinion that five of the essays possess very high merit; and that their merit is so nearly equal, and yet of so distinct a character, that injustice would be done by awarding the highest prize to any one, to the exclusion of the others. With a view, therefore, to a just distribution of the prizes, and, as the best means of accomplishing the important objects of the society, they respectfully recommend, in lieu of the prizes, as proposed by the society, that the whole sum of six hundred dollars should be equally divided among the authors of these five essays; and that each of them should be published for general distribution.

In testimony whereof, we have hereunto set our hands, the 29th day of April, 1853.

JOSEPH STORV,

WM. WIRT.

JOHN McLEAN.

As this decision does not meet the views of the society or the donors of the prize, it being too much to print and publish the five essays, and must also disappoint the expectations of the writers, it is judged inexpedient to accept it as the final decision. While the society and the donors of the premium are grateful for the services of the umpires, they are happy to know by communications from two of them, that it will meet their approbation to consider the decision as not made, as it was their united opinion that no other judgment could justly be passed on the essays submitted to their inspection, no one of them having the desirable superiority.

It being determined also to renew the offer of the premium with an increase of the prize, it is judged inexpedient to open the letters of the five selected essays, or to publish the motions. To those who have favored the society by writing for the cause, respectful acknowledgments are cordially made, and their renewed efforts earnestly solicited. They are requested to look at the conditions of the premium, with particular reference to the wishes of the donors.

L. D. DEWEY.

Recording sec. A. P. society.

June, 1853.

\$1,000 PREMIUM.

By the liberality of two friends of the cause of peace, the board of the American peace society are enabled to offer the premium of 1,000 dollars for the best essay on a congress, or court of nations, for the amicable settlement of national differences and the abolition of war. Should that war be of equal, or nearly equal merit, the premium will be divided in correspondent proportions between them, if both are esteemed worthy of the prize.

The conditions are, that the essay contain from 60 to 150 octavo pages, or about these limits; all the manuscripts to be at the disposal of the society, both the successful and rejected essays. The essays to be transmitted free of expense to the office of the peace society, 129, Nassau street, New York, directed to L. D. Dewey, before June 20th, 1854.

The wish of the society, and of the donors of the premium is, that the essay may, under God, effect, as to the subject of war, a revolution in the public mind—may, if possible, produce in the sentiments men have on this subject, a change radical and entire—may effectually demonstrate that war is needless; may, in fact, it is as practicable as rational, for nations to decide their differences by reason; that resort to the sword is irrationally brutal, and cruel, and wicked, and absurd. As rulers, acting accordantly with public opinion, do now require those whom they rule to settle their differences peaceably; so, the change that is desired being wrought, the people by the restless power of their united calls—the energetic influence of the popular voice rightly expressed, shall cause that statesmen become transmitters—the nation's servants shall adjust all difficulties of the nation, in the same *rightful* and *legal* way. The essay which shall carry conviction to people and governments, that national differences can be settled without recourse to arms—ought to be, if men are rational beings—and must be, ere the full reign of the Saviour on earth commences, the one sought for. It needs then to show how unadapted to adjust national differences is the brutal force of war, that tending source of human ill—to show, in reference to this adjustment, the perfect fitness of a court of nations, its advantages, its feasibility.

Should not the gentlemen who examined the essays before, find it in their power to act as umpires again, other distinguished gentlemen will be selected.

Cor. sec. A. P. S.

RUSH'S MEMORANDA.

Mr. Richard Rush, formerly our minister at London, and more recently secretary of the treasury of the United States, has just published a volume entitled "Memoranda of a residence at the court of London," from which it is probable that we shall make some liberal extracts.

Our present purpose, however, is to introduce the following notice of an important subject, as we find it neatly prepared in the "Baltimore American."

Speaking of Mr. R.'s narratives of diplomatic conversations, &c. the "American" observes—

The question of *impressment* was one, the settlement of which, by treaty or convention, was a subject to which the attention of Mr. Rush was especially directed. As it is one of great importance, and one of the points still in controversy, it may be acceptable to our readers to know the precise terms which Mr. Rush was empowered to offer, and did offer to the British government, and the grounds upon which they were refused. We doubt whether any such offers will ever be made again.

Mr. Rush's first and last favorable proposition for the British side of the question was, that both nations should reciprocally enter into stipulations imposing restraints upon the naturalization of the seamen of the other, and excluding from their service all seamen not naturalized. After reciting the provisions of the act of congress of 1813, Mr. Rush promised that the U. States would further provide "that every British subject desiring to become a citizen should be bound to appear in person before the proper tribunal, once a year for the term of five years, and his right should be completed," or adopt some other more pre-

least and satisfactory mode of ascertaining that his residence had been bona fide and uninterrupted. The United States were further to agree that no British seaman who might be in their territory at the time of the stipulation, should be admitted into public or private ships till after the expiration of the regular term of naturalization. In return, a distinct provision was asked from Great Britain, not to impress out of American vessels. This offer was made by Mr. Rush, April 18th, 1818. The answer of lord Castlereagh, dated June 17th, was short. He said that "on full consideration of the proposal, the cabinet had not found it practicable to forego, under any arrangement, the execution of which was to depend upon the legislative ordinances of another country, the right of Great Britain to look for her subjects on the high seas, into whatever service they might wander." In reply to an inquiry from Mr. Rush, whether any proposal would be submitted on the part of Great Britain, lord Castlereagh answered that he was prepared with none that did not assume as a basis the right of entering our vessels; but he offered to enter into stipulations for a tender exercise of this right, restricting the boarding officers to those of rank not below lieutenants, giving "reasonable receipts" for the men taken out, &c.—which were declined upon the general ground that the United States would not admit the right of entry at all for any such purpose.

On the 20th June, 1818, Mr. Rush thereupon made another and final offer—and truly it seems to us that concession could not possibly go further. He proposed that both nations should rigidly exclude from all vessels, public or private, all native born subjects or citizens of the other. The answer presented in the former offer, to be taken to prevent imposition; seamen already naturalized to be excluded; and each party to have power to grant licenses to its own seamen to enter the service of the other. By such an agreement all British subjects in the United States, not naturalized at that date, or who should arrive subsequently, were to be personally excluded from the ships of the United States, public or private. In return, the stipulation not to enter American ships was required of Great Britain. This proposition was also rejected, and afterwards reconsidered by the British, and two conditions annexed; one of which was refused by the American negotiators and withdrawn by lord Castlereagh. The other was accepted. It was a stipulation that the treaty should be revocable at short notice by either party.

The negotiation being opened, the British brought forward a counter project. This project accepted all the terms of the American project, as to the exclusions and exceptions of seamen. Other requisitions were made and debated, agreed to or withdrawn, but they are not material, as the whole negotiation went off on two points. The British proposal required that each nation should furnish the other with a list of the names of persons to be exempted out of the exclusion from sea service—specifying the place of birth and the date of naturalization of each, and that none but those whose names were on the list should fall within the exception. The Americans proposed as a substitute, that no person should be entitled to the exemption unless he produced proof of his having been duly naturalized prior to the exchange of ratifications of the treaty—which was rejected on the other side. The other point upon which the question went off, was the demand of the British commissioners that the treaty should take effect from its "signature"—which the Americans could not constitutionally consent to, and proposed, from the "exchange of ratifications"—which was also refused. This seems to us so trifling a point to be insisted on, that the inference is natural that the British ministry had no serious intention of making a treaty on the subject at all. On these two points the negotiation, in the language of Mr. Rush, "fell to the ground."

#### —◆◆◆— DIPLOMATIC HISTORY.

Most of our readers, we suppose, are apprised that there is in the press, at the office of the publishers of this paper, a compilation of public documents communicated to or emanating from congress, which, under the title of "Foreigners," comprehends the whole documentary history of the United States, from the beginning of the government to the present day. Few, however, would, without particular examination, realize the value and interest of this compilation, which is under the direction of the secretary of the senate and the clerk of the house of representatives, and sanctioned by the authority of congress. The papers are divided into classes—the first class being that of foreign relations. Of the papers belonging to this class, many have never before been seen by the public eye, having been communicated originally in confidence, the reasons for which have now ceased. Some of these documents are curious enough. We have just hit upon the subjoined, which recalls to the mind old times and circumstances which rapidly fading from memory. It is an amusing as well as a valuable sample of our country's desire to see on a summer's day. [At the date of this letter, it will be bore in mind, Don Onis was here as minister from the cortes of Spain, but not recognized, king JOSEPH being at the head of the government of that country.] We dare say our readers will be instructed as well as amused by it, and so we here insert it.

National Intelligencer.

CONFIDENTIAL.  
To the senate and house of representatives of the United States: I communicate to congress, in confidence, the translation of a letter from Louis de Onis, to the captain general of the province of the Caraccas.

The tendency of misrepresentations and suggestions, which, it may be inferred from this specimen, enter into more important correspondence of the writer, to promote in foreign councils, at a critical period, views adverse to the peace and to the best interests of our country, render the contents of the letter of sufficient moment to be made known to the legislature.

JAMES MADISON.

January 10th, 1811.

Translation of a letter from Luis de Onis to the captain general of the province of the Caraccas, dated Philadelphia, 2d Feb. 1810.

The administration of this government having put the stamp upon the servile meanness and adulation in which they stand in relation to their oracle Buonaparte, the day before yesterday, by their direction, Mr. Eppe, the son-in-law of the former president, Jefferson, made a proposition, that a minister should be immediately sent to Joseph Buonaparte, at Madrid; this was supported in the committee in which the house then was by Mr. Cutts, who is the brother-in-law of president Madison. There were various debates: there were howlings in the tribune: there were sarcasms against the supreme central junta, and many trifling observations from our party and the other, among which mention was made of the arrival of a minister from the supreme junta, and of this government's having wisely refused to receive him; and at length a vote was taken, from which it resulted that, for the present, no minister was to be sent to Joseph.

In the annexed paper you will see all the debates, which, for want of time, I have not been able to have translated; if your excellency should not be informed, by my former despatches, of the mode of thinking of the present administration, this alone will show them the hope there is of obtaining a thing favorable from it, but by energy, by force, and by chastisement.

The facility, I again repeat it, and I will repeat it a thousand times, with which American vessels are admitted into our colonies, preferring them to our own, makes these people believe, that our weakness does not permit us even to talk to them on equal terms, much less to take measures which may injure them. From hence springs the great opinion (in grande opinion) they have, that the order, Joseph, will rule in Spain and her colonies; and hence the incitements to the present conduct in promoting, by every means in their power, the machinations of Joseph, to make himself master of our colonies; as if upon that depended their happiness.

The determination of making war on England, and of treating Spain with contempt, supposing that her nullity did not entitle her to any thing else, was taken by the present administration some time since, though it was not in them the determination of reason. To accomplish it, they thought of forming an alliance, offensive and defensive, between France, Russia, Denmark, Sweden and the United States; and some even suppose that it is formed. With this object, they have sent Mr. Adams to the court of Petersburg, in quality of minister plenipotentiary, directing him to examine on his way (haciedo recor al paso) the courts of Stockholm and Copenhagen; but, notwithstanding this, if England should display her energy, in however small a degree, and if, on our part, some vessels should be sent to their coasts, and some troops should draw near to Louisiana, there is reason to believe that we should see these provinces separated and divided into two or three republics, and consequently they would remain in a state of perfect nullity. We should soon have from the republic of the north, which would be our friend, all the supplies which are now drawn from the others, who would perish, from poverty and quarrels among themselves.

This country is now without a cent, with a deficit of four millions of dollars in her revenue; with not more of an effective army than 6,000 despicable men—of whom 2,500 that they had at New Orleans, are reduced by death to 600; and, although they have passed a law for 100,000, much time and money will be necessary to organize them. The heavy tax for the most part disarmed, although they propose to arm it, and the whole of it is reduced to eight or nine frigates. The blindness of these people is such, that the secretary of the treasury, Gallatin, speaking with colonel Joseph de Gonzales, late governor of Puno, who, from his having come from the Havana, Mexico and other provinces, he believed (not knowing his integrity) to be one of the many enemies of Napoleon (the case for which should most here) offered to him the constitution of Paine, and other papers relative to the liberty which here they dispute about, persuading him to send them to Mexico, and our other colonies, and that he should endeavor to induce them to unite themselves to this republic; that here they were ready, if this succeeded, to move near to them, or even to join in their country the sea many enemies of Napoleon. These are the ideas which our administration is animated. Notwithstanding, at the time they observed this conduct, they sent general Sumter, in the character of minister plenipotentiary, to Rio Janeiro.

God preserve you many years. LUIS DE ONIS.  
To the captain general of the province of Caraccas.

#### —◆◆◆— HARBORS ON LAKE ERIE.

From the Cleveland Advertiser.  
A statement in the report of the engineer department accompanying the last annual report of the secretary of war, shews

the amount expended on the various works to October 1, 1852. The moneys undrawn from the treasury, and those in the hands of agents at that time, which are still applicable to their completion are also given, as follows:

	Cost to Oct. 1, 1853.	Undrawn from treasury.	In the hands of agents Oct. 1, 1852.
Buffalo	\$61,584		6,309
Black Rock	36,197	2,600	1,300
Dunkirk	29,357	5,300	3,000
Erie	46,340	1,500	1,072
Cunningham's creek or Madison	7,616		356
Conneaut	92,327	5,700	268
Ashtabula	28,854	900	2,402
Grand river	24,825	3,065	1,167
Cleveland	28,802	4,225	1,108
Black river	28,552	4,600	382
Huron river	21,913	730	365
La Placance Bay	6,372	8,123	
	\$361,319		

LIGHT HOUSES, &c.

	Appropriation.		
Light house at Buffalo	5,756	2,500	1,525
" " Cleveland	1,740		541
Bacon light at G. River	36		151

Several of the above harbors will not require any more expenditures to complete them beyond what has been appropriated. The engineer estimates for further appropriations to complete those of Buffalo, Erie, Cunningham creek, Ashtabula and Black river. The appropriate committee in congress report for \$32,000 to carry on the works at Buffalo. These harbors when finished will have cost probably half a million of dollars. The engineer's report in reference to the above work says, "the plans adopted for deepening channels at the mouths of rivers which were choked up with sand, have afforded, in their execution, a result far exceeding the expectation of all who were acquainted with their situation prior to the commencement of their improvement." Works of a similar character, it may be observed, have been known in other parts of the world for many ages; but here they have had all the difficulties of an experiment. The artificial harbors of Ramsgate and Yarmouth in England are said to be of a like description with those of Lake Erie. The one at Ramsgate was not completed for forty years from its commencement, and cost \$2,600,000—the piers built of stone. The one at Yarmouth has been rebuilt seven or eight times, and the annual cost of keeping it in repair is \$9,000.

Here, the great, built an artificial harbor at Ciesarin to secure vessels from the adverse winds of the Mediterranean sea. He first formed a strong mole or break water, somewhat like the one now building in the Delaware below Philadelphia, by sinking stones of fifty feet long, eighteen feet wide and nine feet deep, and which therefore must have weighed about 600 tons each. On this arose a pier 300 feet wide defended by a wall and towers.

We notice in the engineer's report the improvements making in the navigation of the Ohio and Mississippi rivers in removing snags, sawyers, &c. In the Ohio the deepening of the channel by means of "wing dams" promises to be a great benefit to the navigation of that river. The superintendent says, "that work which was formerly viewed as an experiment is now reduced to a practical certainty. The bars throughout the whole extent of the Ohio river can be removed in such a manner as to produce a safe and uniform navigation at its lowest stage of water with steam boats drawing four feet of water. The five bars that have been operated on were by far the most difficult and shoalest in the Ohio from the mouth of the Scioto to the Mississippi river, and had but two feet of water at the lowest stage of the river." It is suspicious that these improvements in the lower Ohio are making in conjunction with the completion of the Ohio canal, thus facilitating transportation and travel, which will be indefinitely augmenting, and at the same time performing the LOWEST LINE OF INLAND NAVIGATION OF WHICH THE WORLD IS SUSCEPTIBLE. FRANKLIN.

THE FLORIDA KEYS.

A writer in the Charleston Mercury is presenting the public with some interesting sketches of Florida. We extract the following notices of the cotton, torchwood, manchiene and mangrove trees.

The cotton tree is indigenous, not only to Florida keys, but also to the main as far north as the latitude of Charleston harbor. It resembles in color, (being yellow), the East India mangle; the texture is woolly, and the plant perennial. It grows 10, 12 and 15 feet high. I am not aware that any experiments have been made in the cultivation of this cotton. May it not be the same plant, seed of which has been sent to the states under the name of *Peruvian cotton*?

The torchwood tree, as its name imparts, is used for torches. It burns bright like lightwood, and in combustion emits a pleasant odour resembling frankincense. From its pleasant smell, it is much used for smoking out mosquitoes.

The manchiene, when cut, emits a milky fluid, which, if applied to the human body, is peculiarly irritating, and by some held to be poisonous. I recollect an anecdote which proves that the irritating properties may be communicated to the hu-

man body without actual contact, and that it may be driven off by decomposition resulting from heat. A number of men were engaged clearing a road, they had cut down and set fire to several manchiene trees. Three or four men of the party incautiously sat down to leeward of the burning trees; the smoke being conveyed to them by the wind, produced a violent inflammation in all parts of their bodies which were uncovered. The inflammation, however, was most acute about the face and eyes. They were like home like blind men, in a "pretty pickle." They were very soon relieved by a solution of sugar of lead and opium, applied constantly with wet cloths, until the heat and pain subsided. I have never known fatal consequences to follow the application of the manchiene.

Mangroves must not be confounded with the sea tree, and its connection with the collection and formation of soil, to which it is admirably adapted. A beautiful illustration of the formation of earth from the sea, is exhibited on the Florida reef and keys. In fact it may be traced from the incipient formation of various sponges coral, &c. to the establishment of dry land. So soon as the sponge coral, or even a sand bank approaches within a foot or eighteen inches of the water, the mangrova attaches itself. The seed of the mangrove resembles a long bean 12 or 14 inches in length. As soon as ripe, it falls from the tree into the water, one end being heavier than the other, it floats about perpendicularly, until it reaches some shallow spot, when it fixes itself to the bottom, takes root, and becomes a tree. The roots of this tree in process of time form a complete network, in which all floating matter, be it sand or shells, is deposited. I have seen mangrove islands, (as they are called), of several acres in extent, which did not contain one single foot of dry land. Nay more—I have seen channel ways of 12 and 14 feet deep, passing through these islands, over which a natural bridge had been formed, by the mangrove roots. In other places, I have known a few mangrove trees, by attaching themselves to a small sand bank, collect large beds of sand around their roots, and thus the sea deposits its shells and birds of the air their eggs, and the seed of various plants which they may have collected in their migrations. In process of time, when a soil capable of supporting a stronger growth is formed, the mangrove having performed its destined use, dies and is supplanted. There can be no doubt, but that the whole of the Florida keys have been formed in this way. That is to say, by the growth of coral and sponges, the drift of sand by currents, the growth and offices of the mangrove, and depositions of the sea and of birds.

A naturalist, who is well qualified for the task, might reap an abundant harvest at Key West and along the reef. Many plants have been discovered on the keys, peculiar to the West Indies, and not known as indigenous to the United States, which have undoubtedly been brought over by birds from the sea. These birds must be found by the naturalist who has time and patience to spend the whole year in this section of country, as they probably migrate at particular seasons. Several birds have already been found not hitherto known or described as inhabiting the United States. And why not others? The birds peculiar to the Florida keys may be had in great quantities, and shells and coral by cart loads, provided one is an adept at obtaining them.

SALT MANUFACTORY.

From the Barnstable Journal.  
The manufacture of salt by solar evaporation whether regarded as a source of individual wealth, or as a branch of our national industry, is none of a little importance. Necessity compelled the inhabitants of this country to engage in it; and under the fostering care of our government, they have been encouraged to invest a million and a half of dollars in this manufacture. We shall give a history of the establishment of the manufacture in this country; an account of the improvements which have from time to time been made in the manner of constructing salt works; and, of the present condition of the manufacture.

Sixty years ago, there were many small establishments in this county for boiling salt from sea water. That of Messrs. Obed E. Smith and Job Chase, at Harwich, consisted of twelve kettles, of sixteen gallons each, set in mason work, and protected, by a low building, from the weather. At first they raised sea water by a hand pump, afterwards by a wind mill, and conveyed it in pipes to the boilers. The establishment was continued till after the close of the revolutionary war, a period of more than twenty years. In Falmouth and Barnstable there were similar establishments. In fact, the restrictions imposed on our commerce by the British parliament for several years prior to the revolution, by cutting off the supply of foreign salt, compelled almost every man on the seaboard to become a petty manufacturer. The exorbitant price of foreign salt, and the distress occasioned by the revolution, obliged many to continue this petty business, and induced others to adopt other means for making salt for their own consumption. Soon after the close of that war, boiling salt was discontinued, and has not since been resumed in this county.

The salt made by boiling was a very inferior article. It was fine grained, and imperfectly separated from the lime salts of the bittern, and other impurities contained in sea water. Of the labor of boiling salt, the establishment was continued into an exact calculation, from a very correct estimation. In order to obtain a single bushel of salt, eight barrels, or 252 gallons of sea water had to be evaporated, for the most part, in kettles ill adapted to that purpose, hanging over a fire, or set in mason work unprotected from the weather.



An apparently unimportant observation, one of those small incidents which often pave the way to great discoveries, established the fact that salt could be made in this climate by solar evaporation. Several salt boilers at Harwich remarked that some clam shells on the sea shore contained minute crystals of salt. These they concluded must have been formed by the drying away of the water left in them by the tide. The correctness of this opinion they soon ascertained by filling several and setting them in the sun. Mr. Amoset Weeks, of that town, made another experiment, which was more satisfactory. He constructed a shallow box, open at the top, six feet in length by two in width, and divided into three compartments by narrow strips of a board placed crosswise on the inside. This he filled with sea water, and exposed to the sun's rays in fair weather, and at other times kept it covered. With this simple apparatus he manufactured salt sufficient for his own consumption. This experiment was made in the year 1774 or 1775, and was probably the first salt made in New England by solar evaporation.

About the same time that Mr. Weeks made his experiment, an unsuccessful attempt to manufacture salt was made at the Isle of Shoals. A vat about ten feet square, and a foot in depth, was scooped out in the ground, and made tight with a layer of clay. Over this a rude frame was placed, to support the boards which were laid over it to form a covering on the approach of a storm.

The first attempt to manufacture salt in works constructed on the plan now generally adopted in this country, was made in 1776 or '7, by John Sears of Dennis. He was a poor man and had previously led a seafaring life. He had an inventive genius, he conceived a plan for manufacturing salt by a less tedious and less expensive process than the boiling down of sea water. Wanting the means to test the practicability of the plan, he associated himself with Edward Sears, Christopher and Edward Crowell. The latter had seen the works at the Isle of Shoals, to which reference has been made; but it did not appear that John Sears had any knowledge that salt had ever been made in works similar to the ones he proposed building.

The station which they selected for the erection of their manufactory, is on Quivet Neck, in the northerly part of Dennis, (then Yarmouth) at a small distance from the sea shore. The vat, or bottom, as it is generally called, was constructed 100 feet in length and 10 in width and all on the same level. The flooring was white pine plank, laid on oaken sleepers, the rafters running crosswise, and the gunnels lengthwise. The gunnels were also of plank, eight inches deep and secured on the flooring by upright pieces mortised into the ends of the sleepers, and by knees passing under the flooring and on the outer sides of the gunnel pieces. The corners of the vat were also secured by knees. The roof was curiously fashioned. Rafters grooved on each side were placed on the gunnels, at the distance of from five to six feet of each other. The floor was made of a corresponding width, and consisted of several boards of the same length with the rafters, clamped together like a common door. These were slid obliquely upwards and downwards, in the grooves of the rafters, when occasion required, and they were prevented from sagging in the centre by slender rafters placed between the principal ones. It was soon found necessary to have a separate vat for crystallizing the salt. A partition was accordingly placed across the original vat, dividing it into two.

For the two first years, water for the supply of his salt work was brought in pails from the sea shore; it was then removed about three-fourths of a mile, to the situation on which one-fourth of it now stands. A little before the close of the revolution, Mr. Sears procured one of the pumps of the British ship of war Somerset, wrecked on the coast of Cape Cod, and erected it for the supply of his manufactory with water, and to avoid the labor of hauling. About 1790 he constructed a mill on the plan of those now in common use.

Like other inventors, Mr. Sears did not escape the shafts of ridicule. For a long time his manufactory was known by the appellation of the "Sears' Folly," and to avoid the sneers of the vulgar, he constructed a secret vat.

In Brewster, then Harwich, Mr. Ezeck Clark, and rev. Mr. Dunster, commenced the manufacture a little before the close of the revolution. Their works were built on "Broad Point," in the north part of that town, and were constructed like Sears', except they were divided into three vats. They had no pump for several years—afterwards one constructed like a common hand pump. The works were now in good repair, and owned by Mark Clark. Mr. Nathaniel Freeman, of Brewster, also built salt works about the same time.

In Barnstable, the first salt works were built by Mr. Adm Hincley and Nathaniel Gorham, in the year 1779. They were constructed on Mr. Sears' plan, about fifty feet in length and wide, and divided into two vats. The water for the manufactory was carried from the sea shore, about a fourth of a mile distant from the works.

In other parts of the county, there were works similar to the latter, for the manufacture of salt by solar evaporation, but they were all broken up soon after the close of the revolution.

#### SALT FORMATION IN THE VALLEY OF THE OHIO.

The fifth article in the last number of the Journal of Science and Arts is entitled "Observations on the saliferous rock formation in the valley of the Ohio," by Dr. S. P. Hildreth, of

Marioneta. It conveys much curious and valuable information, parts of which we copy for the benefit of our readers.

"For many years after settlements had been commenced west of the Allegheny mountains, the inhabitants were entirely dependent on their brethren east of the Appalachian ridge for salt; an article so necessary to the existence and comfort of civilized man. It was transported, with immense labor, through narrow d-fles, and almost impassable roads across the mountain ranges, on the backs of horses. Long trains of these useful animals might be seen toiling up the steep sides of the mountains, their unouth pack-saddles laden with kegs of salt, iron ware, and other merchandise, destined for the use of the early settlers. This for a long time was the only mode of transportation. At length rude roads were constructed which could be traversed with wagons, and they caused some reduction in the cost of transportation, but it was not until the completion of the canal or 'Cumberland road,' that travelling in carriages could be effected with either ease or safety. From the year 1788 to the year 1800; the price of salt varied from four to eight dollars per bushel; and it was supposed by the inhabitants, that its cost would always prove a serious drawback on the prosperity of the country. The upward navigation of the Ohio and Mississippi rivers was long and tedious, requiring from four to six weeks to accomplish the voyage from New Orleans, and the outlet being owned by a foreign nation, forbade the expectation of relief from that quarter. Iron, so indispensable in agricultural pursuits, was another heavy item of expense, and was, for many years, transported in the same tedious way, until iron ore was discovered in the Laurel mountains and furnaces were erected. From that period, they have been gradually extending to the west, affording a portion of the United States is more cheaply or more abundantly supplied with iron than the valley of the Ohio. Salt, so valuable and so scarce in these early days, as to be looked upon almost as a luxury, has now become so abundant as to sell for half a cent per pound. The all-wise and beneficent Creator, who formed the earth for the habitation of man, has stored it with all things necessary for his comfort and support. In every region remote from the ocean, he has deposited in the bowels of the earth, vast magazines of salt. The interior of Africa, Asia and America, contains, in the form of rock or native salt, or of springs, fountains or lakes, or of efflorescences, a sufficient supply for the wants of all the inhabitants. The valley of the Ohio, from its head water at Shawneetown, in Illinois, may be said to be based on a saliferous rock, affording an abundance of water, highly charged with muriate of soda, and affording it in abundance, wherever perforations have been made, of a sufficient depth to reach the precious deposit. There are many evidences of its extending, along the course of the Allegheny range, for more than one hundred miles in breadth, and several hundred in length. The salt rock commences near its western and northern base, and extends to the eastern region, and extends as far north and west as these two intersecting formations are found. In Ohio, sandstone and coal are abundant, from the mouth of Big Beaver to some miles beyond the mouth of the Scioto, and they cover a tract of country, between these two points, from forty to eighty miles in width on the northern bank of the Ohio. If the salt deposit extends as far north as Lake Erie, it is probably very thin, or else it descends deep into the earth; as few or no indications of salt are found north of these boundaries. A few miles below the mouth of Big Sandy, the Ohio takes a more westerly course and the sandstone is left on its southern shore. At the western and northern termination of the sand rock, the lime rock commences and continues with little interruption to the Mississippi river, and the great northern lakes. Salt water can doubtless be found in all that region, where sandstone prevails, as the two formations are known to accompany each other. The superincumbent strata, composed of sandstone, argillite, marl-slate, &c. as will be more fully shown in another place, varies in thickness from five hundred to twelve hundred feet; and it appears to sink deeper into the earth, on or near the Ohio, as the salt rock is reached, and the less depth, the more extensively it discharges their waters into this river. This is especially the fact with the salt wells in the Muskingum and Big Kenhawa rivers. A few miles above the falls, at Zanesville, the salt rock is found short of two hundred and fifty feet, while thirty miles below it is eight hundred and fifty feet to the lower salt stratum. From several circumstances, it would seem to be a fact that the ancient inhabitants of this valley were not unacquainted with the use and the manufacture of salt. In wells at the Sciota Salines and at the Blue Licks in Kentucky, the beds of furnaces, and large fragments of broken pots, made of coarse earthenware, were repeatedly found, at considerable depths below the present surface; affording strong presumptive evidence, that the quality of the water was known, and that it had been applied to the wants of man, and was long since passed away. Tusks and grinders of the elephant and mastodon, were also found in digging the salt wells at both these places. The attraction of wild beasts to these salines, probably first brought them to the notice of man. At the Licks on the Kenhawa, several indications were discovered of their having been in use long before they were known to any white man.

"The first attempt at manufacturing salt in Ohio, was made about the year 1798, at what is now called the Scioto salt works." This spot is in Jackson county, on the banks of a small creek, called Salt Creek, a tributary of the river Scioto. The wells were dug near the creek to the depth of twenty or thirty feet, and the salt water rose into the excavations from crevices



freight entrusted to him to any but the common and known perils by his own responsibility.

It is not disputed but there are two ways of transporting goods past the falls of Ohio in low water in use, one by drays, and the other by flat-boats. It is urged that the whole current of the testimony, the price of insurance and the nature of the transportation itself, conclusively show the use of flat-boats the most hazardous course, and therefore not presumed to have been contemplated by the parties, and at the risk of the carrier. It is for you to judge from all the circumstances in proof, and if you find the use of drays the least perilous, the defendants are responsible for the consequence of adopting the other course; and the circumstance of the increased hazard of the transport by flats being counterbalanced in the estimation of some, by the more clearly appearance of the goods or their less exposure to the heat of the sun, does not affect the question, although it may afford good reason for those having the power of choice to incur the increased hazard in the expectation of realizing the advantage. The right of the shipper, and the liability of the carrier remain untouched. If on the other hand you find the known general course of the trade to be to employ flats at low water to transport goods over the falls, then and then only, would the carrier acquire the right under the contract, in case the water was too low to go over with the flat-boats, to employ the merchandise in that kind of craft, and only in such case can you be called to inquire whether the flat-boats were properly moored and safely manned and guarded. If the goods were so laden without the contract, and while they remained without, a loss even if occasioned by inevitable accident, would fall upon the carrier. If so laden within the contract, as being according to the known custom of the trade, the carrier would be liable, and if proper care was bestowed for the protection of them, and loss resulted from inevitable accident, it is to be borne by the shipper. In either case if the loss resulted from negligence or the wanton act of the navigators of the *Lady Franklin*, the defendants are responsible to the plaintiffs and they have their remedy over, against those concerned in the *Lady Franklin*.

Verdict for the plaintiff, as above.

**BOLTON vs. CALDER & WILSON.**

This was an action of trespass on the case, against the defendants as the proprietors of the Reading and Harrisburg stage coach, tried before Justice Rogers, at a circuit court for Danbury county, Pennsylvania, the 16th April, 1833.

When his honor summed up the evidence in pointed terms in favor of the plaintiff, the first period being \$1,500 damages. On appeal to the supreme court in Bank, the cause was argued for the plaintiff by Fisher and Knause, and for the defendants by Wiedman and Norris.

Chief Justice Gibson delivered the opinion of the court—

Among the reasons assigned for a new trial, there is but one which deserves to be noticed; and there is so little even in it, that were it not necessary to be mentioned, it would be almost on the subject of it, and in a matter of very general concern, it would not be made a subject of remark. The movement of carriages passing on our turnpike roads in opposite directions is regulated by special enactment; but there is no positive law to regulate the passing of those who are travelling in the same direction. The defendants gave evidence of its being a custom in the latter part of the leading carriage to incline to the right, the other making the transit at the same time by the left; whence it is attempted to be shown that the injury suffered by the plaintiff, had been occasioned by his own neglect of this custom which was said to have acquired the consistency of a law, but which was very properly exploded by the court. Nothing should be more pertinaciously resisted than these attempts to transfer the functions of the judge from the bench to the witnesses' stand, by evidence of custom, in derogation of the general law, that would involve the responsibilities of the parties in rules, whose existence, perhaps, they had no reason to suspect before they came to be applied to their rights. If the existence of a law be so obscure as to be known to the constitutional expositor of it, only through the evidence of witnesses, can it be necessary to take for granted, that the party to be affected was ignorant of it at the time when the knowledge of it would have been most material to him; and to try a man's actions by a rule with which he had not an opportunity to become acquainted before hand, is the very worst species of tyranny. The probability of actual ignorance in respect to this particular custom, is greater than in respect to almost any other that can be imagined, and a traveller might reasonably suppose the whole law of the road to be comprised in the statutory admonition that merits the eye at every gate and bridge. The use of patrol proof has been, in any the least, sufficiently extended by suffering it to control the private written laws which individuals establish between themselves for the regulation of their rights in particular transactions, without suffering it to control the general law of the land. The judge, therefore, did a valuable service to the stability of the law by freeing the cause from a matter so entirely foreign to it. It remains therefore to be seen whether the rule laid down by him, is founded in the principle of justice and reason. It was not pretended that the mail coaches are entitled to precedence, or the enjoyment of any particular privileges. They are indeed protected by an act of Congress from being willfully and wantonly obstructed or delayed; but in every other respect they are on a footing with all other carriages; and it is right perhaps that it should be so. Experience proves that the drivers of them are

not the most eligible depositories of power; and there are few who have not to do with them either as passengers or travellers. The public consequently has an important interest in having them in common with the drivers of other carriages, held strictly to the measure of their rights; and this can be done only by making their employers sureties for their good conduct, as far as the law permits, and liable for their acts. They are seldom of sufficient estate to respond in damages to any considerable extent; and to treat them as exclusively liable, would in most instances be a denial of redress. With these considerations in view, the judge stated the law to be that a traveller may use the middle or either side of the road at his pleasure, and without being bound to turn aside for another travelling in the same direction, provided there be convenient room to pass on the one hand or on the other. And why should it be otherwise? The law to regulate the direction of those who are travelling in opposite directions has been given for the specific case mentioned in it, the object being to avoid, by a preconcerted movement, the collision which might otherwise ensue from the mutual misapprehension of intention frequently observable between foot passengers. But this uncertainty is productive of no collision between carriages travelling in the same direction, and the principle of the enactment is therefore not to be extended to the case of carriages, but reasonably to be accommodated should be at the pains to give his carriage the proper direction to enable him to profit by his superior speed, and if there be convenient room to pass on any particular part of the road, he ought not to complain. If there be not, it is doubtless the duty of the other to afford it, on request made, by yielding him an equal share of the road, if that be adequate and not prejudicial to the object of his journey. If he refuse to give at ground more favorable to its accomplishment. Should the leading traveller refuse to comply, he would be answerable for it. But to effect the passage by a forcible collision with him is not to be justified, redress being demandable only by due course of law. Conformably to this, it was impossible to doubt that the injury entitled the plaintiff to his action, and as it clearly appeared that the object of his journey had been the same, the verdict was properly rendered for such damages as will probably induce the proprietors of mail coaches to take care that their drivers be more attentive to the rights of others, for the future.

Judgment affirmed. [Lancaster Journal.]

**SLAVES, AND SLAVERY IN VIRGINIA.**

From the *(Richmond)* Farmer's Register.

The editor of the present question of slavery and slavery as coming fairly within his province, and accordingly we have in this number large extracts from two articles on the subject, (both written in Virginia) which first appeared in the *American Quarterly Review*. From one of these we quote the following paragraphs, which, so far as they relate to the public lands, express the views of a rapidly increasing proportion of the people of Virginia.

We believe that means may be found to colonize the annual surplus of the slaves of Virginia, and to purchase such a portion of that surplus as it may be necessary to purchase.

The annual increase of slaves in Virginia (leaving out of view the 6,000 supposed to be taken off to the southern markets) is less than 5,000. If this number of slaves be valued at the average of \$200 per head, it is necessary to purchase an equal number of free negroes to defray the expense of their transportation to Africa and subsistence there for some months will, on the satisfactory calculation of Mr. Mathew Carey, to which we must refer, at \$25 per head for adults and children, require \$125,000—add to which the cost of transportation of 1,500 free blacks, (their annual increase), \$30,000, and we have the sum of \$155,000. That the state of Virginia has so possibly means of purchasing 5,000 slaves per annum is obvious. But were the entire cost, that of transportation only, \$150,000, we should insist that the legislature take it into serious consideration how far that expense exceeds its means. In any event, our adversaries will allow us to set down the item of transportation to the charge of the state: if this be all, it is to offer no insurmountable obstacle to the measure. Perhaps it might be thought that the free negroes first, and then the whole expense of their transportation. Where, however, shall we find that greater fund which will presently be needed for the purchase of the surplus of the slaves, and before long for the purchase of a part of the capital number? There is not far off a fund to which we believe our eyes may be turned. We have come to the conclusion that such a fund is to be found in the proceeds of the public lands in the treasury of the general government; and we do now invite the friends of the removal and colonization of the negroes to fix hereafter their thoughts, and to press their pretensions on this fund. The annual income to government from the public lands is now estimated at three millions. Let one third of this amount be demanded for this object, to be under the entire management of the state authorities.

In coincidence with the known opinion of Virginia, we are not willing to demand a simple appropriation of money from congress. But we are inclined to think, that an appropriation from the receipts of the public lands would not be liable to the constitutional objection, which would forbid a grant of money raised by taxes. We have an unobscured respect for constitutional scruples; but we are not ambitious ourselves of entering into more scruples than Mr. Madison. Let us hear, then, what that greater living authority says upon the subject, in his letter to Mr. Gouley, of December last:

"In contemplating the pecuniary resources needed for the removal of such a number to a great distance, my thoughts and hopes have been long turned to the rich fund presented in the western lands of the nation, which will soon entirely cease to be under a pledge for another object. The great question in question is truly of a national character, and it is known that distinguished patriots not dwelling in slave-holding states have viewed the object in that light, and would be willing to let the national domain be a resource in effecting it. Should it be remarked that the states, though all may be interested in relieving our country from the colored population, are not equally so; it is but fair to recollect that the States intended to be benefited are those whose citizens created the fund to be disposed of. I am aware of the constitutional obstacle which has presented itself, but if the general will should be reconciled to an application of the territorial fund to the removal of the colored population, a grant to congress of the necessary authority could be carried, with little delay, through the forms of the constitution."

Before any one endeavours us for business of construction of the constitution, we beg further that he will read Mr. Jefferson's letter to Mr. Sparks, (vol. iv. pp. 385—391); we adopt all the qualifications therein mentioned.

Judge Marshall most properly suggests that the objection, in a political view, to the application of this ample fund, is very much lessened, in his estimation, by the fact that our lands are becoming an object for which the states are to scramble, and which threatens to beget the seeds of discord among us, instead of being what they might be—a source of national wealth.

A great part of the proceeds of the public domain once appropriated to this object, there would soon be found no insurmountable difficulty in the removal of the necessary number in Virginia. But it is said that were congress disposed to give a million annually for the specific object of the removal of the slaves, it would be but the seeds of discord among us, instead of the slave-holding states, or if all be not inclined to receive it, then on those which would be. We answer, that if congress should consent to pledge a certain share of the revenue from the lands for the purchase and removal (under the laws of the states) of the slaves of the United States, we have no doubt it would be thought wise to begin with the effectual relief of the greatest sufferers first. A large sum of money faithfully embarked, instead of gen. Brodhead, will show the numerous claims of Virginia.

"The state of Virginia contains, by the last census, less than one-fifth part of the whole white population of the United States; it contains more than one-seventh of the free negroes; and it possesses between a fourth and a fifth of all the slaves in the union.

"Virginia has a greater number of slaves than any other state in the union; and more than Louisiana, Mississippi, Alabama, and Tennessee, all put together—and more than four times as many as either of them. Louisiana and South Carolina are the only states in which the slaves are more numerous than the white population; and Virginia has more slaves, without estimating her great and unfortunate proportion of free persons of color, than both of these states put together. Nay, one half of the state, that which lies on the west of the Blue Ridge of mountains, itself contains nearly as many."

But if congress should decline to grant from this fund for the specific purpose of the removal of the blacks, and prefer to distribute among the states the portion of money severally assignable to them, let such portion as would fall to Virginia, be earnestly claimed of the legislature for this object. The annual receipt of between two and three hundred thousand dollars, which Mr. Clay's bill (limited to five years duration), would assign her, would not be adequate for compensating masters on the foregoing plan, but it might suffice for doing an immense deal of good on the plan in Mr. Jefferson's letter to Mr. Sparks, the purchase of the children at a small but just price, the children to be dispersed of either according to the particulars of that plan, or under any other plan which might be proposed, and less burdensome to the persons to be charged with rearing them.

We believe that before half a million of blacks were conveyed to Africa, there would not remain a master obstinately resolved to retain his slaves, except in the most southern and south western states, where slave labor is next to essential (we hope not absolutely), for the cultivation of the good lands.

We exhort the people of Virginia, then, first to seek aid from their own legislature to the extent it can be afforded; second, to insist on the passage of permanent laws going as far in the subject as public opinion will justify; and third, to assert their claims to a share in the proceeds of the public lands. Let it not, by her facility, be made true, that she ceded an empire to the general government, under a virtual condition that she alone was to derive the benefit from it.

Suppose, then, means be thus found to defray the expense of emancipating and transporting them to some other country, the next question is, where a suitable asylum may be found in which to convey them? We answer, that Africa affords the most eligible situation for such an asylum, and that we hope Virginia would avail herself of the noble beginning which has been made by the American colonization society at Liberia.

#### JUDGE CLAYTON AND THE UNITED STATES BANK. From the Georgia Journal.

Review, July 15, 1833.

MEANS. EDITORS—A report is prevailing, and to which wide circulation has been given by the newspapers that I have

changed my opinion on the bank question. Least silence on my part might seem to give it even the semblance of truth, I am constrained reluctantly to appear in your paper to contradict such a report, and to state the facts on which my own opinion as I understand, has gone forth by reason of a letter addressed to some individual in Philadelphia through the agency of one of the directors of the branch of the United States' bank at Washington city, by giving information of a transaction in that bank relative to myself, which it shall be the purpose of this communication to explain, and will, I have no doubt, be perfectly satisfactory to every human eye. The facts are, that on the 20th inst. I shall do me the justice to read it. When I left home in November last, to take my seat in congress, I carried with me a large sum of money, in Georgia currency, to fulfil a contract for machinery in the city of New York. I applied at the above bank to exchange it for United States bills, but upon being informed that a premium of 7 per cent. would be demanded, I declined it, and determined to send it back to Augusta, for the purpose of purchasing a bill of exchange, where, as I was informed, one could be obtained for one and a half per cent.—Accordingly, by a safe private conveyance, I forwarded it to an individual, with an earnest request to effect the purchase and return the draft without delay, as by my contract I was to be entitled to a deduction of three per cent. for prompt payment. The draft took place on the 13th of January, and on the 15th of the same month, I received a letter from the bearer of the funds informing me of their delivery, and enclosing the receipt of the person to whom they had been remitted. From this last individual I could learn nothing, though repeatedly addressed. Thus strongly threatened with a heavy loss, and still more harassed by the consequences it was likely to involve, I, of course, awaited the event with unusual anxiety, and might well be imagined, with no little interruption to my public duties. I was held in this suspense during the whole session of congress, and, finally, was informed by a friend, to whom I had written on the subject, that my agent had used the money and had failed.

This information I received on the 5th March, the day after congress adjourned, and but two days after I had voted, in a minority of 41, that I believed the bank of the United States an unsafe depository of the public money. It is impossible, if it were necessary to describe the state of my feelings at the moment.

A large sum of money faithfully embarked—on a contract claiming performance—without the means of satisfying the demand—from home, and consequently away from all my resources—in a land of strangers, and compelled by circumstances to remain at Washington, it may readily be conceived what was my situation, and that situation may be safely submitted to the reflection of a liberal community. I had sufficient proof, at the time, what generous minds will do us such as unlooked for difficulty. As soon as I read the letter announcing my misfortune, I handed it over to some one of the gentlemen with whom I boarded, and mentioned the distressing perplexity it occasioned in the failure of my engagement, a matter of much more concern to me than the loss itself. In an instant, and unsuspecting, Colonel Robinson, a senator from Indiana, stepped aside to a table, and, knowing my point, was seated—considerably less than I had lost, drew a note for it, endorsed it himself, and was immediately and voluntarily succeeded in that kind and magnanimous act by Judge Mangum and general Hawkins, of North Carolina, Judge Bowdin, of Virginia, colonel King, of Alabama and captain McIntire, of Maine, who returned and presented it to me, reminding that they hoped it would relieve my present embarrassment. In the glow of feeling which such a generous act inspired, and certainly in violent contrast with those under which but a few moments before I had suffered, I accepted their kind offer, though it was to borrow money from a bank against which, politically, I was and am still supposed, not however without expressing my apprehensions that their friendly interference would be unavailing, or that an improper construction would be placed on the transaction.

To obviate which colonel King, with that readiness demanding my most unqualified acknowledgments, repaired with the note to the bank, explained fully all the circumstances under which the loan was asked, and was wholly instrumental in procuring the accommodation. The bank asked, and I have no doubt expressed my assent to, for an ample security for their money. And though the bank's endorsement of the event was hundred dollars, yet to observe strictly the rules of the bank, its officers required of me a town order, or what was tantamount to it. This was complied with. But a day or two after, general Van New, the president of one of the city banks, hearing of my loss and the great inconvenience to which it subjected me, very generously offered me the same accommodation. Thus then a loan sought for to cover an event of two hundred dollars' necessity, created by an unexpected act of perfidy—acquired in the most open manner—upon the best security—from an institution whose business it is to lend money for gain—professing to be impartial in its favors, and made in strict compliance with its rules, has been tortured into a peace offering, designed and so received by me, to quiet my opposition to its re-establishment! Language fails me to describe in a sentence the feelings of self-reproach, which is due to such heartless liberality. I will, however, do the officers of the bank the justice to say, I do not believe they intended their agency in this matter, to have any such effect, and therefore cannot be so liberal as to expect it, whatever may be the views of a single director, in the unkind and not less false suggestion to which his gratuitous information has given rise.

I have taken the liberty to mention the names of my endorsers, with no motive of an ostentatious display of the high character with which my credit has been supported, but to avail myself of their distinguished reputation to sustain the facts of my statement, so far as connected with the bank transaction; and to a public not always too erudite or indignant towards a narrative intended to refute a slander, I have thought it not amiss to tender a few names. As C. A. VAUGHAN says, "It is reasonably expected that this communication will find a place in all those papers where it has been deemed a matter of such public interest to convict me of inconsistency."

### COLONEL DRAYTON'S SPEECH.

WASHINGTON SOCIETY.

At the celebration of the fourth of July, in the city of Charleston, by the Washington society: one of the vice presidents gave the following toast:

*The son, Wm. Drayton*—"The patriot" without fear and without reproach;"—estimable in private, illustrious in public literature; all the ends he aims at, are his country's.

When the enthusiastic plaudits with which this toast was received had subsided, col. Drayton rose and spoke as follows:

FELLOW CITIZENS—Although you have been induced, by personal kindness, to speak of me in a manner which I not very far from meriting, I yet receive your flattering compliments with the most grateful feelings, not because it is flattering, but because it manifests your approbation of my conduct, and your opinions, that the exertions which I have made in the cause of our country, and for the preservation of your rights, however inefficient they have been, have been all that my humble abilities enabled me to render, and that they have been directed by pure intention. But, fellow citizens, any thing relating to myself, is unconnected with the object of this meeting. We have met for the purpose of celebrating the anniversary of the Declaration of our Independence; of giving utterance to the deep and heart felt emotions which are associated with the recollection, that by the toils, and the sufferings, and the valor, and the blood of our ancestors, we were raised from colonial servitude to the position of free and independent men; and yet, also, to remember, with emotions scarcely less intense and reverential, that our ancestors, after experiencing the evils of an embarrassing and feeble confederacy, framed that constitution which was ratified by the people of the United States, to secure the blessings of independence, liberty and union, to themselves and their posterity. Greater blessings than independence, liberty and union, were ever bestowed by man upon man; and yet have we witnessed a period, when some of the posterity of our glorious ancestors would have hazarded the possession of these inestimable treasures, to promote the triumph of a pernicious sophistry, first promulgated in the "exposition and protest," which was published by the order of the legislature in December, 1828. These observations are not made by me, as preliminary to an elaborate investigation of the odious doctrine of nullification—a doctrine so paradoxical, as to involve in its mere statement the palpable contradiction, that a single state, under no other restraint than her own discretion, can, within her limits, annul the laws of a government, which the people of all the states have solemnly bound themselves to obey, as "the supreme laws of the land;" that a state can exempt herself from the burdens and participate in the benefits of a union, which can be a member of the body politic, and absolve herself from the obligation which it imposes—that these gross incongruities might be sustained, what have we not endured? Whilst the accomplishment of nullification was in progress, the practical effect of which, it was alleged, would be a peaceful and constitutional remedy for our grievances, can we ever forget that clubs were organized in every city and hamlet, by whose irresponsible will, the constitution and the laws were controlled—that thousands of volunteers were raised, holding themselves ready, at a minute's warning, to march and to fight, as if a foreign enemy were hovering upon our coast—that large sums of money were expended by the legislature for the purchase of arms and ammunition, to reimburse which, we must be heavily taxed—that our youth were sent from their appropriate studies, to mingle in the strife of political contention—that ancient friendships were dissolved, the ties of blood rent asunder, and the domestic circles, where affection, and harmony, and confidence should reign, embittered by party-rancor—that a portion of our citizens were proscribed and disfranchised, because they would not take an unrighteous and unconstitutional oath; that the state was convulsed by nullification to its centre—and that even the horrors of civil war were anticipated by those who deprecated it as the direst calamity with which an offending people could be visited by an avenging deity?

These, fellow citizens, were some of the bitter fruits of nullification. What are the benefits which it has conferred upon us? We were told, that it was resorted to in order that we might be relieved from the intolerable oppressions of an unconstitutional protective tariff; and yet the convention which annulled all the protective tariff acts, by their ordinance in November, 1833, formally repealed that ordinance in March, 1833, although a tariff act was then in existence, which enacted, that protective duties should be levied until June, 1842, which, thereafter, perpetuated "the protective system as the settled policy of the country;" so far as it could be perpetuated by legislation, in the event of a uniform duty of 30 per cent. producing a revenue beyond the expenditure of the government, which substituted cash in lieu of erudit duties upon all imports, and which

introduced the innovation of the home valuation of imports, thus increasing, by 40 per cent. the amount upon which the duties are to be assessed after the year 1842; and although that convention, to the "address to the people of South Carolina," resolved that until these abuses, (the protective tariff acts), "shall be reformed, no more taxes should be paid here;" and in the "address to the people of the United States," declared, "if we submit to this system of unconstitutional oppression, we shall voluntarily sink into slavery, and transmit our inheritance to our children. We will not, we cannot, we dare not submit to this degradation, and our resolve is fixed and unalterable, that a protecting tariff shall no longer be enforced within the limits of South Carolina. We stand upon the principles of everlasting justice, and no human power shall drive us from our position." That position, "That position," which is abandoned—the ordinance of nullification, founded upon "the principles of everlasting justice," has been repealed by the convention which ordained it—and "a protective tariff" is now "enforced within the limits of South Carolina." I shall make no further comments upon the conduct and the acts of the convention of South Carolina. No powers of eloquence could more vividly exhibit their character, than a bare relation to what they have done, and what they intend to do. I take no pleasure in dwelling upon so humiliating a topic, and shall quit it, with simply expressing my fervent hope, that our sad experience of the evils of nullification, and the rejection of its dogmas by every legislature in the union which has considered them, may operate as a solemn and salutary warning to deter others from imitating the example of those who, had they not been "driven from their position," would have plunged our country into the miseries of anarchy, and bloodshed, and civil war, and, ultimately, have subjected themselves to the degradation of submission to the government which they had resisted, or of dependence upon a foreign power.

If the convention which assembled at Columbia, in March last, had hunted their acts to the repeal of their ordinance of nullification, the wounds which have been inflicted upon our distracted state, might have been healed by the lenient hand of time; the wrongs and injuries which a majority have suffered, might have been forgotten, or forgiven, and gradually, that harmony might have re-appeared which formerly prevailed among us. But, unfortunately, with that convention originated another ordinance, declaring, "that the allegiance of the citizen of this state, is due to the said state, and that obedience only, and not allegiance, is due by them to any other power or authority; and empowering the general assembly of the said state, from time to time, when they may deem it proper, to provide for the administration, to the citizens and officers of the state, or such of the objects as they may think fit, of suitable oaths or affirmations, binding them to the observance of such allegiance, and abjuring all other allegiance; and also to define what shall amount to a violation of their allegiance, and to provide the proper punishment for such violation." With such provisions as this, to be enforced in the discretion of the legislature, to talk of our rights and liberties is an insult to common sense.

I am aware of the argument which is relied upon by our political opponents, that test oaths are required in several of the states, and that a state may, unquestionably, insist that the citizens, in the form of an oath, shall manifest their obedience to her constitution and laws; and that, in the absence of any law to the contrary, I except not to a test oath, in the abstract, but to the purposes to which it has been applied. The federal constitution was as directly ratified by the people of this state, as was the constitution of the state. The allegiance of a citizen of the United States to the United States, is as substantive and obligatory, as is that of a citizen of the state to the state. Within the sphere of federal allegiance, the United States are supreme; within the sphere of state allegiance, the state is supreme. Federal and state allegiance are perfectly consistent: instead of interfering with, they mutually strengthen each other. Notwithstanding the distinction which is drawn in the ordinance of the convention, between allegiance and obedience, (suggested, I presume, by the same spirit of paradoxical subtilty as the dogmas of her constitution and laws), their meaning is unambiguous: it is the obedience which every citizen owes to the constitution and laws of his country. A citizen of South Carolina is also a citizen of the United States; consequently, he owes allegiance to the constitution and laws of South Carolina, and to the constitution and laws of the United States. Should he, nevertheless, be involved in any difficulty, proceeding from an apparent or real variance, between the laws of the state and the United States, by the constitution of the latter, "the laws of the United States made in pursuance of the constitution, shall be the supreme law of the land;" should doubts arise, in the judgment of the citizen, whether a law of the United States has been "made in pursuance of the constitution," those doubts, by the provisions of the federal constitution, are to be resolved, in the last resort, by the federal judiciary. And, in this view the true meaning of allegiance, and these provisions of the constitution of the United States, no citizen can be embarrassed by the subject of his allegiance. When, therefore, the state, by an ordinance, requires her citizens to take a test oath, by which they abjure all allegiance, excepting to herself, it is obvious, that they must either violate that allegiance, which they are constitutionally and conscientiously bound to obey towards the United States, or by refusing to do so, be rendered amenable to any pains and penalties, (extending even to death and confiscation of property), which may be imposed upon

them by the legislature of the states. It is against such a test oath as this, that I enter my protest—a test oath, unconstitutional, vindictive and cruel, exhibiting a melancholy proof of the reckless extremities into which a dominant party will rush for the attainment of their object, when misled by narrow prejudices, blinded by exclusive feelings, and infuriated by burning resentments. Until the ordinance containing this test oath, be annulled, it must be execrated by all who recognize the federal constitution as a constitution. It usurps the exercise of a power which no state, or the states, can grant—inviades the sanctuary of the heart—strangles upon the sacred rights of conscience—and prescribes to citizens of South Carolina and of the United States, to abjure that allegiance from which they cannot be absolved, excepting by expatriation or revolution.

The radical error which pervades all the reasonings of the advocates of nullification is this—they have not distinguished between constitutional and natural rights—between rights under the constitution and beyond it. As this state always acknowledged the federal constitution, she could not be relieved from a protective tariff, upon the ground of its being unconstitutional, otherwise than in some of the modes warranted by the constitution, among which nullification was not included. When, by her sole authority, she undertook to annul a protective tariff, she exercised an authority, which she could not lawfully derive from the rights of man and of nature, paramount to all constitutions, although she never declared that she had seceded from the union. Had she made this declaration, and acted upon it, she would have been entitled to adopt such measures as she deemed necessary for the accomplishment of her object, for in revolutions self preservation is the supreme law. She might then have called for arms, and have proceeded in defiance of the union, and have nullified the constitution and all the laws of the union. Placed in this situation, she must either have settled her differences with the United States peaceably, by treaty, or failing in this, she must have appealed to arms, and abided by the issue of the contest. In this struggle, she might have considered those citizens who were not for her to be against her, those who were not her friends, as her foes, and her citizens would then have been compelled, at their peril, to choose the side which they would maintain.

Before resuming my seat, I will offer to you a few remarks upon a subject which has created no little excitement. I allude to the "act" further to provide for the collection of duties upon imports," for my vote in favor of the passage of which, the harshest epithets of censure and crimination have been lavished upon me. Was this act not heretofore, by the convention was in force, by which all protective tariff acts were declared "null and void, and no law, and all contracts, promises and obligations made or entered into with purpose to secure the duties imposed by the said acts, and all judicial proceedings which shall be hereafter had in affirmance thereof, shall be held utterly null and void." This ordinance came into operation from and after the 22d of February, 1832, from which period it interdicted "appeals from the state courts to the supreme court, in any cases within the purview of the ordinance," required "all persons holding, or hereafter elected to any offices, civil or military, under the state, (members of the legislature excepted), to take an oath to execute the ordinance," and forbade jurors to be impanelled, unless they swore "well and truly to obey, execute and observe the same." If this ordinance was constitutional, congress had no right to interfere with it. If it was unconstitutional, they were bound to endeavor to defeat it. For the reasons which I have already submitted to you, as well as for many others which are familiar to you, congress entertained no doubts as to the unconstitutionality of the ordinance, they had, therefore, only to deliberate upon the expediency of the measures which they should adopt to prevent its enforcement. Had they been quiescent, they would, implicitly, have conceded, that the ordinance was constitutional, and that the federal government could not protect itself: that government would, then have been annihilated, for a government which cannot execute its laws, ceases to be a government. Upon the passage or rejection of the act of the 2d March, 1833, depended the momentous alternative, whether the federal constitution should be maintained, or whether the dominant party in a state. Happily for the integrity of the union, and the honor and salvation of the country, congress was faithful to the trust which was reposed in them, and in their performance of it, kept themselves within the pale of their legitimate powers. Those parts of their act which authorize the employment of military force, (which can, only, be defensively employed), are sanctioned by precedents, and are introduced for the purpose of preventing the usurpation of power by the states, and the shedding of fraternal blood, and to counteract the ordinance of the convention, which set the laws at defiance. Had the president, who is bound to "give to the congress information of the state of the union," and to "take care that the laws shall be faithfully executed," not informed the congress of the desperate legislation of South Carolina, and not recommended for their consideration, an expedient, in "that the laws might be faithfully executed," he would have been guilty of the violation of his official oath.

Had congress, who, by the constitution, "have power to make all laws which shall be necessary and proper for carrying into execution" the powers vested in the government, "the government of the United States, or in any department or office thereof," not passed an act, without which, the laws of congress could not have been carried into execution, they would have been guilty of a violation of their official duty. The act which was passed in pursuance of these high obligations, (the true character of which, upon a candid examination, will be perceived to be such as I have stated it to be,) and which is so flagrantly and so grossly inconsistent with the principles of freedom, as subversive of the rights of the states, as unconstitutional, ferocious and bloody, as having been recommended by the president, in the spirit of a fiend, that he might execute it, with the malignity of a demon.

The repeal of the ordinance of nullification of November, 1832, must have been produced by some measure of the federal government. But two measures were resorted to by the government; the passage of the tariff act of 2d March, 1833, and of the act for the collection of duties on imports of the same date. It cannot be presumed, that the repeal was owing to the first mentioned act, because it enforces a protective tariff, in diametrical opposition to "the first and unalterable resolve of the convention, to protect the people of that state from a tariff enforced within the limits of South Carolina;" the conclusion, consequently, is irresistible that the repeal is to be attributed to the latter act. By the passage, therefore, of that act denounced by the convention, as "unauthorized by the constitution, subversive of that constitution, and destructive of public liberty," the monster nullification was strangled, the constitution was restored, and the rights of the people, the constitution and the laws maintained, and the cheering assurance afforded to those who venerate the constitution and the laws, that our representatives will not be found slumbering upon their posts when the citadel of our liberties is menaced, either by internal foes or by foreign enemies.

Some of the observations which I have submitted to you may appear to be alien to the occasion for which we have met. But it seems to me that on the anniversary of our national birth day, we ought to take a comprehensive view of the good and evil by which we are surrounded. Thanks to the discernment and patriotism of the people, and to the wisdom and energy of our government, we have been delivered from the miseries of practical nullification, with which we were recently threatened; but the storm which was raised by its agitators has not yet subsided. The many positions which they generated, have not yet sunk into repose. We have heard it iterated and reiterated, that the battle with the general government is not over, that it has just commenced—that the state cannot protect herself without being armed for resistance—that no state can be sovereign, which permits appeals from her judiciary to the federal courts—that the protective system constitutes but a small part of our constitution, with its several governments, and in the convention at Columbia in March last, it was by a delegate, in a confederacy of the southern states could now be obtained, should we not deem it a happy termination of our long struggle for our rights against oppression? When sentiments and declarations such as these are avowed, unabated firmness and vigilance are still requisite on the part of those who believe that the federal constitution is calculated to effect the great objects for which it was formed, in order to counteract and to counteract with it, by which we may be deprived of the inestimable benefits of that constitution, and by which the union may be torn into fragments, and a southern confederation erated from its mangled members. Vigilance and firmness ought to be exacted by all, who would perpetrate the success of a revolution, of which the inevitable concomitants and consequences would be—anarchy, intestine war, and military despotism. The members of this society, which bears the name of WASHINGTON, are peculiarly called upon to be foremost whenever the union is endangered. Professing ourselves to be disciples of Washington, we should imitate a portion of that spirit which animated him when alive; like him, in the worst of times, we should never despair of the republic; like him, we should dedicate our days and our talents to the maintenance and the defence of the honor and the security of our common country, and like him, we should resolve, either to conquer in the cause of independence, liberty and union, or to perish in the glorious conflict.

Colonel DRAYTON concluded with a farewell address to the society, in which he spoke in appropriate terms, of their meritorious exertions to serve the cause which they have espoused, in spite of the terrors of proscription, and the discouragement inseparable from an organized majority, which controlled and directed the power and patronage of the state—gratefully thanked them for their disinterested and persevering support of himself—requested them to receive his warmest wishes for their individual welfare and happiness, and to believe that he entertained towards them, personal respect and esteem, and expressed his fervent hopes that the dark clouds which now lowered over our political horizon, would be dissipated, by the interposition of the Omnipotent and merciful Being, who wielded the destinies of man and of nations—assured the society, that wherever he might be, and whatever might be his lot, he should always rejoice in the prosperity, and mourn over the adversity of South Carolina, and that he should be ready and willing in any future crisis, to identify himself with her fortunes, and to render to her all the aid, within the sphere of his limited means and talents.

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THE PAST—THE PRESENT—FOR THE FUTURE.

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**CONGRESSIONAL ELECTIONS.** In *North Carolina*, the following gentlemen have been elected: Jesse Speight, Thomas H. Hall, M. T. Hawkins, Abraham Reuber, James McKay, Dan'l Barringer, Edmund Deberry, Lewis Williams, William B. Shepard, A. H. Shepperd, Henry Conroy.

In Mr. Branch's late district, the contest has been between Andrew Joyner and Jesse A. Hyatt. Report says the latter is elected.

The district last represented by Samuel P. Carson, is the only one in the state yet to be heard from.

*For Tennessee.* John Bell, John Blair, Cave Johnson, James K. Polk, David W. Dickinson, Baylie Peyton, Pryor Lea, — Bunch and col. Standifer, are elected to congress.

*For Kentucky.* Chilton Allan, Thomas A. Marshall, Amos Davis, John White, Richard M. Johnson, are elected. In the district lately represented by gen. Adair, the contest has been a close one, and the result not ascertained, though a postscript in the *Lexington Observer* gives a report that judge Letcher had beaten Mr. Moore, 150 votes. In the Louisville district the result is also uncertain, though it is thought that Mr. Crittenden has succeeded. No certain intelligence from the other districts.

**CHOLERA.** The last *Galenian* states, that an express had arrived at Galena from col. Dodge, with information that the cholera had attacked the rangers under his command.

*Missouri.* The *St. Louis Republican* says the western mails bring melancholy tidings of the spread of the cholera.

A letter from *St. Charles* represents the month of July to have been one of great distress. Upwards of sixty of the most temperate, cleanly and excellent citizens had been taken off, while the intemperate had scarcely been touched. The village was nearly deserted and the cholera would soon have no subjects to act upon. Twelve entire families had been swept away. The congestive fever, a disease, if possible, more stubborn and fatal than the cholera had also affected the people of *St. Charles*, and it was no ordinary circumstance to see every member of a family stretched upon the floor in one room sick, and many had died for want of medical aid.

In *Indiana* and *Illinois* it still prevailed though in a mild form.

*Kentucky.* Several of the towns and villages in this state were still suffering under the disease.

In *Ohio* it was gradually extending itself into the interior of the state. At Cincinnati the disease still continued.

The cholera had left Pittsburgh, the number of deaths from that disease up to the 8th inst. was but 52.

The cholera was raging at Vera Cruz on the 5th ult.

The great mortality from cholera among the slaves on the estate of gen. Wade Hampton, in Louisiana, is contradicted in an *Augusta* paper. The number of deaths is there stated at 20.

**CAMPEACHY.** The schooner *Eagle*, capt. Farley, arrived at Boston on Friday, the 9th inst. from Campeachy. The captain reports to the editor of the *Patriot*, that the cholera appeared there on the 21st of June, and had destroyed about 400 persons before his departure on the 30th. When he left, from 120 to 140 deaths were daily occurring. The disease was principally confined to the poor. The Americans resident there were all well, and the American physicians in constant attendance upon the sick.

**FRIENDS' TRIAL.** To the editors of the *Philadelphia Gazette*. Trenton, Monday evening, August 5th. Mr. Wood closed his argument this morning, at 12 o'clock. In taking leave of his subject, he was strong, clear and

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eloquent; and his conclusions are irresistible, granting him his premises. He spent the morning in expatiating upon the breaches of discipline and order, on the part of the Hicksites, in the establishment of their new yearly meeting; and pointed out to the court what would be the consequences, if such a spirit of disorganization and re-organization, should receive the sanction of the courts of this state.

Mr. Freelinghuysen commenced his argument this afternoon. He commenced by concurring with the gentleman who preceded him, in their view of the great importance of the cause, now before this honorable court. He then endeavored to give his views of the powers of the court in such cases as the one it was now hearing. Then he took up the subject of doctrines, and enlarged upon the idea which the other party adhered to, that the light within is a fundamental principle or guide, and labored to prove that it was not considered by the early fathers in the church, as a sufficient dependence. He said, that this light within is an *ignis fatuus*, which will lead to bewilder, and dazzle to blind. He was endeavoring to prove, when the court adjourned, that the early Quakers held doctrinal views in strict consonance with the other denominations of Christians.

Mr. F. is rapid in his delivery, though very easy and truly eloquent in his style. He will probably finish by to-morrow evening, or Thursday morning, when he will be followed by the able and eloquent advocate for the Hicksite party, the honorable Samuel L. Southard.

It is thought that Mr. Southard will occupy the court until Saturday evening, or Monday morning. The court room, which is very capacious, is nearly filled. The galleries are occupied by ladies.

As to the result of this important trial, we cannot even conjecture; and so far as our intercourse with both parties will enable us to judge, we think that neither is very sanguine. Very respectfully, yours, &c.

**JUDGE CLAYTON'S LETTER.** From the *National Intelligencer*. We are authorized and requested, by the cashier of the office of the bank of the United States in this city, to state, that if judge Clayton intended, in the letter recently published, to say that the bank demanded a premium of 7 per cent. in exchanging notes of the said bank for those of the Georgian banks, he, the judge, is under a wrong impression. The office here has never received nor demanded any premium for exchanging its notes for those of other banks. When, at the commencement of the last session of congress, judge Clayton applied at the bank to make the exchange he mentions, the cashier (who then did not know him, even by sight) promptly told him that it could not be done, and he exhibited a price current in which notes of the banks in Georgia were quoted at 7 per cent. discount. The judge observed that the notes held by him were as good as the notes of the bank of the United States—to which the cashier answered that he did not question their goodness, but that it did not suit the purposes of the bank to receive notes which were at such a discount in the market. Nothing further passed on the subject, and it was only after the judge had left the room, that the cashier was informed by a member of congress who was present, that the gentleman who had requested the exchange was judge Clayton, of Georgia. The cashier has a distinct recollection of what occurred at the time; and when judge Clayton's letter appeared, he wrote to the cashier of the parent bank a statement of the transaction as here detailed. The following is an extract from the answer, just received, viz:

"I was aware, when I first saw Mr. Clayton's letter, that he was in error in saying that a premium of 7 per cent. was demanded by you; if indeed his expression, which is rather a vague one, was intended to convey that meaning. I recollect your having stated to me, when I was in Washington last winter, the circumstances of

your conversation with Mr. Clayton, just as you relate them now; and I expected, therefore, to hear from you on the subject."

**BANK UNITED STATES.** The following is a copy of the circular addressed to the different state banks on the subject of the government deposits:

August, 1833.

Sir: I have been appointed by the secretary of the treasury, at the request of the president of the United States, to confer with state banks in relation to future deposits and distribution of the public revenue.

It is deemed probable by the government that the bank of the United States will not be rechartered, and that no other institution will be established by congress to supply its place as agent of the treasury.

As it is now less than three years to the expiration of its charter, the president thinks it his duty to look to the means by which the service it now renders to the government is hereafter to be performed, and if sufficient reasons shall exist, the government may desire to employ another agent, or other agents, at an earlier period.

The sole object of my appointment is, to ascertain on what terms the several state banks may be willing to perform the service now rendered by the bank of the United States to the government, should it become necessary or expedient to employ another agent, or other agents, that the secretary of the treasury may, in that event, be able to make a judicious selection.

In pursuit of this object, I have the honor to inquire whether the bank over which you preside, is desirous, should a change take place, of undertaking that agency, or a portion of it, at \_\_\_\_\_

If its inquiry should be answered in the affirmative, I am authorized to communicate with you further on the subject.

It is, however, to be distinctly understood, that nothing which may pass is to be considered a pledge on the part of the government, to remove the deposits from the bank of the United States, before the expiration of its charter, or to employ your bank in any event, or to make any final arrangements upon the conditions which may now be proposed or received.

If it be convenient, I shall be happy to know the disposition of your board of directors on the subject; if not, will you do me the favor to give me your own, leaving an expression of the wishes of the board to some more convenient opportunity. Very respectfully, your obedient servant,

AMOS KENDALL.

**THE POPULATION OF THE UNITED STATES.** The Boston Journal has some interesting suggestions on this subject, derived from the last Quarterly Register.

The greatest population to a square mile is in the District of Columbia, where it is 393; in Connecticut, 65; in Rhode Island, 72; Massachusetts, 81; Maryland and New Jersey, 40; Ohio, 24; New York, 41; Pennsylvania, 80.

The population of New York in 1840, it is supposed will be 2,500,000, or 200,000 more than that of all New England, and about equal to that of all the north western territories. That of Pennsylvania is rated at 1,700,000; of Ohio 1,300,000. That of Virginia is put at a few thousands more. And thus the oldest settled of the states, which in 1790, had a population of 747,000, will have been overtaken by a state which had no government of any kind until one year before that date, did not become a state until 1802, and had in 1790, a population of only 5,000. Indeed, Ohio has the resources within itself for growing into the greatest state of the union. It can support, without difficulty, a people as dense as that of Holland.

Ohio contains but 39,000 square miles, while Virginia contains 64,000, which is within 1,000 of the whole area of New England, and makes Virginia the largest as well as oldest state. The next in order is Georgia 62,000, and Missouri 60,000. Illinois contains 55,000, Florida 50,000, New York 46,000, Pennsylvania 44,000, North Carolina and Louisiana 48,000 each. Delaware contains 2,120, and Rhode Island 1,350.

The most rapid increase of population we observe is in the case of Ohio, which increased from 3,000 to 45,000 in ten years, and in the next ten to 230,000. This last

was at the rate of 409 per cent. in ten years, whereas the average rate of the whole union for the last ten has been but 33 per cent. and that of New England but a little less than 19. That of New York was never greater than 72, of Maine, 58; Indiana, 194; Illinois, 350; Indiana, 500; Michigan, 764; Arkansas, 1,344. The most rapid increase, has, of course, been in the early settlements.

The population of the United States in 1840 is rated at 17 millions. What it will be a hundred years hence, it is not easy to calculate. What it may be, however, is inferable from the fact that our territory is immensely extensive; that a vast amount of rich land is yet unoccupied; that lands now cultivated may be made vastly more productive; that a large portion of our country is under tropical climates, and that if the whole country should support but 230 inhabitants to a square mile, as England now does, we should have, as the editor of the Register observes, more than *four hundred and fifty millions*.

**STATISTICS OF CONNECTICUT, FOR THE YEAR 1832.**

Through the attention of the comptroller of public accounts, we have been furnished with the following highly interesting statistics. It would be both gratifying and useful, would some one or more individuals in each state furnish similar tables. There certainly can be no great difficulty in obtaining them, and the labor that they might cost would be more than counterbalanced by the information they would afford.

*Statistics of Connecticut, for the year 1832.*

The following is a brief abstract of the various subjects of taxation, as returned by the assessors, for March, 1832:	
42,852 dwelling houses, valued at.....	\$21,948,740
2,622,676 acres of land.....	50,782,455
1,572 mills.....	845,511
1,826 stores.....	146,748
283 distilleries.....	54,059
1,521 manufactories.....	1,637,149
25 quarries.....	38,350
183 fisheries.....	98,625
1 ferry.....	200
34,250 horses, &c.....	1,290,694
217,989 neat cattle.....	3,547,657
271,625 sheep.....	333,657
Silver plate.....	10,614
5,196 riding carriages.....	238,797
22,893 clocks and watches.....	174,843
Bank stock, state banks.....	3,143,736
Do. U. S. bank.....	17,890
Insurance stock.....	53,642
Turpicks do.....	157,362
Money at interest.....	2,087,976
Three folios.....	17,679
Assessments.....	147,683
Polls.....	689,515
	\$88,592,388

*Of receipts and disbursements.*

There was received at the treasury during the year ending the 31st of March, 1833	\$80,302 00
Viz—From interest on U. S. three per cent.	1,382 00
Tax on non-resident owners of bank stock	2,817 00
Avails of state prison	5,000 00
Dividends on bank stock, owned by the state	25,670 00
Fines and miscellaneous receipts	7,448 00
State tax	37,984 00
	\$80,302 00
The disbursements were	71,626 00
Viz—For the ordinary expenses of government	60,852 00
For public buildings and institutions	10,774 00
	\$71,626 00

*Of the expense of government.*

The population of the state by the last census, was 297,711; and the ordinary expense of the government was \$69,852; being a proportionate expense of twenty cents and a half for each inhabitant. But the state during this time, received \$27,053, interest on her three per cent. stock and dividends on bank stock; \$12,446 from the state prison, forfeitures, fines, &c. and \$2,817, for



taxes on bank stock owned by non-residents; all amounting to 42,316, which being deducted from the ordinary expenses of government, left the sum of \$18,536 to be paid from direct taxes.

This balance of \$18,536, would require a contribution by each inhabitant of the state of less than six cents and three mills; and a tax less than three-tenths of a mill on each dollar of valuation and assessment returned by the assessor.

#### *Of the school fund.*

The whole capital of this fund, productive and unproductive, was reported by the commissioner in 1832 to be \$1,902,957 87. The interest arising from it, is irrevocably dedicated by the constitution, to the support of primary schools, and by law, is apportioned to them, according to the ratio of persons between four and sixteen years of age belonging to the respective school societies. The whole number of those persons in 1832, was 86,252; and the amount of interest distributed for that year, was \$81,939 40, being ninety-five cents for each of those persons, and equal to 28 cents for every inhabitant. Thus while the state was distributing for the benefit of schools a sum equal to twenty-eight cents for each person in it, the ordinary expenses of the government required of them only a ratio of contribution less than six cents and three mills.

[*Hartford Times.*]

**BOSTON IMPROVEMENTS.** Among the most important improvements carried on by the enterprise of the Boston merchants for years, is the splendid block now going up on what is called "Exchange wharf," (built last season), under the charge of a company of that name. There are thirty-two stores in the block, the length of each being 22 to 25 feet, with the exception of those at the two ends, which are more spacious. The breadth of the block is about 60 feet, the total length about 800. Rooms are provided in the upper end for an insurance company, and for the Granite and Hancock banks, incorporated last winter. The whole south front and the back basement story of this block are of rough Quincy granite—the window caps, &c. of the same material, "dressed."—Nearly 100 feet of solid wharf are to be added at the end of the block, and at the end of that about 170 feet of platform wharf, including a slip, so as to accommodate six ships at once. The contract cost of this improvement is rated not far from half a million, and it is believed that the same work could not now be procured for less than \$100,000 more than that sum.

[*Mercantile Journal.*]

**GIMBLETS.** The Yankees are in a fair way to destroy John Bull's gimblet trade with this country. The new twist gimblet is almost as much superior to the old English gimblet, as the screw auger is to the old pod auger.—There is a gimblet factory at West Whately, which employs 15 hands, about half of them females, and manufactures 25 gross per week. The steel is imported from England in round rods; the handles are turned out in the vicinity. There is a gimblet factory in Buckland, one in the northern part of Franklin county, one in Keene, N. H. and one more in Connecticut.

[*New Hampshire Gazette.*]

**CROPS.** For many years past there has not been a better prospect for corn and tobacco in this neighborhood. The weather has been very reasonable, with fine showers every few days, which have, upon the high lands particularly, ensured abundant crops. But this state of things is not universal.—In the south part of Pennsylvania, and in some parts of Bedford and Botetourt, complaints are made of too much dry weather. We likewise see in the Tennessee and Alabama papers, that the crops have suffered much by the long continued drought.

[*Lynchburg Virginian.*]

**EXTRAORDINARY DISCOVERY.** We have met with a singular article in a late number of the *Journal de Smyrne*, received at the office of the *Baltimore Gazette*. It states that a most interesting discovery has recently been made in Moldavia, which consists in extinguishing every kind of fire or conflagration by throwing *chopped straw* upon it. The agricultural society of Brunn, on the 27th January last made several experiments to test the truth of the dis-

covery, which were attended with complete success. It was found that on pouring into a fire, grass, pitch, or spirits wine, already burning in jars, and afterwards throwing chopped straw upon the whole, the fire was almost immediately extinguished. The society also caused a large fire to be made with straw, billets of wood, faggots, paper, and sheafs of wheat, and, when the whole was well kindled, the fire was extinguished in a moment by the same means as before. It was somewhat remarkable that the chopped straw used in these experiments, so far from being consumed by the fire, was found, on the contrary, almost untouched, and could be used a second time for the same purpose. A bar of iron heated red hot, and thrust into a basket filled with chopped straw, not only failed to set the straw on fire, but became sensibly cool. A last trial consisted in putting into a heap of chopped straw, some inches in depth, a bag of wheat, upon which was spread a quantity of gunpowder, covered with sheets of paper, and then covering the heap with bundles of straw, which were set on fire in different places—after the straw was entirely consumed and the ashes swept away, the chopped straw underneath was found untouched, and the bag, with the powder and paper, was withdrawn from the heap without having been in the slightest degree affected by the fire.

It is to be remarked that it is necessary to throw the chopped straw with some force upon the flames, and to stir it afterwards, if possible.

**RAIL ROAD IN FLORIDA.** The Floridian of the 27th ultimo, states that a subscription has been started in Tallahassee and more than nine hundred shares, at twenty dollars each, have already been taken, for the purpose of establishing a rail road from Tallahassee to some point on the St. Marks or Waukulla river. Three-fourths of the subscribers have said they would double the amount of their subscriptions, if necessary. Application will be made to the legislative council for a charter, at its next session, and to congress, for the necessary appropriations of land, &c. &c.

**QUO WARRANTO CASE.** The Tusculooos, (Alabama) Intelligencer, of the 27th ult. contains the decision of the supreme court of that state, on an application made by the attorney general, by direction of the governor, for a quo warranto against John W. Paul, the object of which was to inquire into the legality of his election to the office of judge, by the last legislature of that state. The case was argued by the attorney general and Mr. Hopkins for the state, and by Messrs. Gordon and Goldthwaite for respondent; and the court unanimously decided that it had no right to inquire into the legality of an appointment made by the legislature, the constitution having confined this duty to that department of the government.

The ground on which application for the interference of the court was made, is, that the constitution prohibits the appointment of members of the legislature to offices created during their term of membership, and that Mr. Paul was a member of the legislature at the time of the creation of the judicial circuit on which he was chosen to preside. His friends take the ground that the office of judge was not created, by the addition of a new judicial circuit, and that therefore he is eligible.

[*Lynchburg Virginian.*]

**DESTRUCTIVE EFFECTS OF LIGHTNING.** A thunder storm, more than usually destructive in its effects, passed over Newport R. I. on Sunday week. The lightning struck in various parts of the town, doing great damage. The Mercury gives these particulars—A house in Broad st. occupied by Mr. Robert Franklin, jr. was struck with lightning, and his wife, and a child, the daughter of Mr. John Almy, were instantly killed. Mrs. Franklin was sitting at the time near the fire place, with the child in her lap, and a dog by her side, when the lightning descended the chimney, and they were all found dead in that position. The house of Mrs. P. Mumford, on the hill, was also struck and much injured, the lightning having struck both chimneys, and forced its way down the side of the chamber and lower rooms, from whence it passed out of the window. Three houses on the point were also struck, but were not much injured. In Middletown, the lightning also struck in two places. On the farm of the

late John Chase a stack of grain was struck, and entirely consumed; and on the farm of Mr. Parndon Brown a stack of hay was consumed.

**CURE FOR THE BITE OF A SNAKE.** The following simple and efficacious mode of counteracting the effects of the bite of a rattlesnake, is related in a note addressed to the editors of the *Miners' Journal*, by M. Robinson, esq. civil engineer:

As a party of assistants engaged, under my direction, in the location of the Phillipsburg rail road were occupied, a few days since, in protracting at their encampment, information was given them that an axe man attached to the party had been bitten by a rattlesnake. One of the assistants, Mr. Henry Hopkins, of Massachusetts, immediately hastened to the spot, and applied his lips to the wound, sucking it for some time, and as long as it appeared to him that the treatment could be of any service. The hand and arm of the man nevertheless swelled excessively; but in the course of a day or two the swelling went down, and neither the assistant nor the man have since experienced the slightest inconvenience. The case seems to be a very conclusive one in favor of the efficacy of such treatment, where an individual happens to be at hand sufficiently resolute to administer it, as the snake had been previously very much irritated, and the wound in the hand was a deep one. It is scarcely worth while to mention that the assistant took the precaution, after resigning his patient's hand, of giving to his own mouth the benefit of a pretty thorough ablution. Respectfully your obedient servant.

MORNING ROBINSON.

Schuylkill co. Pa. August 8, 1833.

**PRINTERS' ENTERPRISE.** The New York papers state that the Harpers, of that city, have 17 presses in their printing establishment—one of which working by horse power, equals the work of 6 or 7 common presses; that they have 140 persons directly in their employ; that their printing costs 100 and their paper 200 dollars a day; and that they turn out on an average, every day of the year, a book of the size of the "Family Library." Their postage bill is said to amount to 1,000 dollars, annually.

In reference to the prosperous condition of these publishers, the editor of the Albany Evening Journal states a fact in their previous career, with a view of teaching young mechanics, what may be accomplished by industry, intelligence, and enterprise:

It is, (says the Journal), but a few years since the Harpers were journeyman printers. In 1816, the editor of this journal was a press-mate of James Harper, in the office of alderman Jonathan Seymour, of New York, a man that honors our craft, and who is remembered with esteem and affection by all who ever held situations in his office. At that day, Harper was known as a "driver," and well we remember the many long and loud pulls he gave us at the bar. Nothing short of 12 tokens a day would satisfy him. His brother John worked at a press in the same room, and was a clip of the same block. Dead horses were never found upon their banks. It required no gift of prophecy to see, from these young men's manner of taking time by the fore-lock, that they were destined to "make a spoon or spout a horn." We are happy to learn that they have made a "spoon," with which they are diligently employed in extracting honey from the "horn of plenty."

**A NEW MARRIAGE CEREMONY.** Married at Bolton, July 31st, by the rev. J. W. Chickering, Mr. Gustavus U. Richards, of New York, to Miss Elcetra B. daughter of S. V. S. Wilder, esq. of Bolton. The ceremony of the above marriage was performed in the meeting house, in the presence of a large assembly convened to witness it. When the minister had concluded his services, the father of the bride arose and presented her a splendid bible, accompanying it with some pertinent remarks on her newly assumed duties; then turning to the bridegroom, he delivered him a letter, which probably contained a draft for some of his hoarded thousands. The multitude were then invited, without distinction, to repair to a neighboring grove and partake of the marriage feast. Forming a procession, they marched to the grove—on entering which, a band of music concealed in a bower, struck up an enlivening air. Fruits and cake and

lemonade were profusely scattered about the grove, to which every one had free access. The company retired at an early hour, and the bridegroom and his lady took their departure for New York, by the way of the springs.

Worcester, (Mass.) Teoman.

**THE BITER BITTEN.** A few days ago, as one of our merchant tailors in Market street was patiently waiting the calls of customers, a robust, honest looking fellow, stepped into the shop, who looked as though he needed an outfit, his habiliments being rather the worse for wear. After the usual inquiries as to prices, &c. he concluded to rig himself with a new suit. He doffed his old coat and vest, and very soon found substitutes for them among the various samples spread out before him by the accommodating supplier. Having found pantaloons that pleased him, he walked into the back room to see whether they were of sufficient length and breadth, which being the case, he very unceremoniously kicked his old ones out of the way, and made for the back window. With wonderful dexterity he leaped over the different walls, wood piles and high fences that obstructed his progress, and was soon farther than "speaking distance" from the tailor's shop and his tattered rags. The honest shop-keeper began to wonder at his delay, and proceeded to the room where he had left his customer; but lo! the bird had flown, and left "not a wreck behind," save his thread-bare breeches—no very profitable exchange for the absent new suit. He in vain looked through the window for the rascal, or peered into his own and the adjoining yards, and soon made up his mind that he might as well set down customer and clothes as "among the missing." After thus disposing of the absentees, he very naturally and mechanically proceeded to rummage the pockets of the old trousers which were left, where he soon found a pocket-book, forgotten, doubtless, by the gentleman in his haste to secure the spoils, upon opening which his glad eyes were greeted by the cheering sight of bank notes. When he unrolled them, he counted ten dollars—three dollars more than the garments were worth which the unfortunate rogue ran off with!

[16. Eve. Journal.]

**A BRACE OF ORATORS, AMERICAN AND ENGLISH.** The following is an extract from a letter of the Washington correspondent of the *Portland Daily Advertiser*. "It is difficult to give the reader a vivid idea of Mr. McDuffie's eloquence. The majority of men say he is not eloquent, and affect to be, or are, disgusted with his style, and yet will listen to him with intense attention for hours. One thing is certain, he has a very bad manner, bad so far as good taste or propriety is concerned. He hesitates and stammers, he screams and bawls—he thumps and stamps like a madman in bedlam. But yet he is eloquent, and often eloquent, with little or nothing to say. I will attempt to give you an idea of his manner in the report of a few periods, putting in brackets as well as words will admit, his modulation and gestures. 'Sir, [a thump on desk upon a quire of paper heavy enough to echo over the whole hall] sir, S. Carolina is oppressed, [a thump.] A tyrant majority sucks her life blood from her, [a dreadful thump.] Yes, sir, [a pause] yes, sir, a tyrant [a thump] majority unappeased, [arms aloft] unappeasable, [horrid scream] has persecuted and persecutes us, [a stamp on the floor.] We appealed to them, [low and quick.] but we appeal in vain, [loud and quick.] We turn to our brethren of the north, [low with a slaking of the head] and pray them to protect us, [a thump] but we t-u-u-i-n v-a-i-n, [prolonged and a thump.] They heap coals of fire on our heads, [with immense rapidity.]—They give us burden on burden; they tax us mow and more, [very rapid, slam-bang, slam—a hideous noise.] We turn to our brethren of the south, [slow] with a solemn, thoughtful air. We work with them; we fight with them; we vote with them; we petition with them; [common voice and manner] but the tyrant majority has no ears, no eyes, no form, [quick] deaf, [long pause] sightless, [pause] inexorable, [slow, slow.] Despairing, [a thump] we resort to the rights [a pause] which God [a pause] and nature has given us, [thump, thump, thump.] &c. &c. &c. This is no caricature, but gives you a little idea of Mr. McDuffie's manner than I could give you in sheets of description." So much for the American, now for the

**English orator.** Mr. M. Atwood, whose motion on the state of the country, or rather, on that of the circulation, occupied the attention of the house of commons three nights during the last week, is one of the most ungainly speakers we ever saw. While speaking, he throws his arms about as if he were a blacksmith wielding a hammer, or a thrasher wielding a flail. He generally comes to the table, which he thumps most unmercifully, first with one hand, and then with the other; his body undergoing every variety of contortion, and his legs occasionally crossed the one over the other. The *Tivoe*, of Tuesday last, thus describes Mr. Atwood's action:—"All that we could say of the honorable member was, that, if he was not a convincing, he was a striking speaker; and that, judging from his manual vehemence, he must have made a deep impression on the table, if not on his audience. A reporter, who had some curiosity and a few minutes to spare, timed the honorable member's thumps upon the table, and found that the honorable member inflicted no less than two hundred knocks in a quarter of an hour. At this rate Mr. Atwood must have struck the table no less than three thousand times in the course of his speech. Few orators have ever before made so many hits in so short a time; and the 'poorful' preacher, who langed the inside out of six bibles in the course of a year's preaching, was nothing to Mr. Atwood." [*Engling paper.*]

**FROM TAMPIO.** The Gaecia of July 10th, received at New York, says "The insurgent troops of Metamoraso took possession of the capital of this state on the 5th inst.—the government troops and militia first retiring in good order." The insurgent force was estimated not to exceed 300 or 400 men.

The town of Queretaro was occupied by a division of government troops under gen. Merja, on the 26th June. There is little doubt that the insurgents will be finally put down, and the authority of Santa Anna restored throughout the republic.

## BRIEF NOTICES.

The U. S. ship of the line *Delaware*, Henry E. Ballard, esq. commander, arrived in the office of the harbor of New York on Friday, the 2d instant, and was towed up on the following day to anchor in the North river. Mr. Livingston who is to go out in her as minister to France had arrived at New York, and the *Delaware* it is said was to have sailed on Thursday last.

Twenty-four valuable horses have died within three weeks, at Utica, New York. This extraordinary mortality was at first attributed to drench, but is now believed to be the effect of poison, as arsenic, in considerable quantities, was found in the stomach of one of the horses.

A singular instance of intrepidity in a youth occurred a day or two since in New York. A child of 3 or 4 years of age fell from the wharf at the foot of Northmore street, into the water, Thomas Bennett, (son of Jeremiah Bennett, No. 53 Leonard street) a lad 14 years old, immediately jumped overboard with all his clothes on to rescue him. He succeeded in reaching the child, swam with him to a stomp, and held on until assistance arrived.

Lucius Lyon, esq. has been elected delegate from the territory of Michigan to congress, in the place of Mr. Wing, late delegate. Mr. Lyon was the Jackson candidate, Mr. Wing the national republican and judge Woodbridge the anti-masonic candidate.

P. P. Barbour and Chapman Johnson, esqrs. of Virginia, have been named as presidential candidates.

Sir Charles Vaughan, H. B. M. minister to the United States, has taken lodgings in Newport, Rhode Island, where he will remain a month.

Thomas Martin, a soldier of the revolution died on the 25th ult. at Knoxville, Tennessee, at the advanced age of 106 years.

Ninian Edwards, late governor of Illinois, died at Belleville, in that state, of cholera, on the 20th ult.

The Galenian states that col. Dodge has accomplished the entire removal of the Winnebago Indians across the Wisconsin, in accordance with the treaty of last summer.

The same paper states, that during the payment of the Winnebago Indian annuity, a few days previous, at Fort Winnebago, fifty barrels of whiskey were sold to them; that they generally became intoxicated; and in an affray one Indian woman and several children were killed. The Indian who committed the murders was immediately shot, by order of a chief, called the Little Priest.

This last statement is doubted by the Missouri Republican. A writer in the Litchfield (Conn.) Enquirer, is endeavoring to prove that the spirit, instinct or intelligence of a beast, is as likely to be immortal as the soul of man.

A correspondent of the Cincinnati Gazette, having called upon the editor to know when the public will have the pleasure of reading the speech delivered by Mr. Webster, at the dinner recently given him by the citizens of that place, the editor in reply remarks, that "No person took notes of Mr. Webster's

speech. He said he would make an abstract from his own notes, when he got to Lancaster. There he found it impracticable. Whether he will furnish the abstract when he reaches home, I cannot say. The hope is entertained that he will do it."

A paper called *McDowell's Journal*, conducted by the rev. Mr. McDowell, has been commenced in the city of New York. Its object is said to be the dissemination of information concerning the confessions of that city. Some of the papers condemn its publication as indecent and immoral in its tendency.

The Fredericktown Herald states that the Frederick and Woodsborough turnpike company have solicited proposals for grading and McAdamizing three and a quarter miles of road. The location is admirable, and great facilities are offered to contractors in the prosecution of the work.

The dwelling of Mr. Charles Howdle, at the head of Bowlingbrook creek, Talbot county, Md. was struck by lightning while the family were absent, on Thursday the 1st instant, and the house and every thing in it but one bed consumed. (On the previous day a stack of wheat in the stack yard of col. Thomas Enroy, of Queen Anne's county, was consumed. Col. E. lost 100 bushels of wheat, and it was with the greatest difficulty he preserved the large stock of grain in the yard.)

A man named Winters entered the house of Mr. Utzier in Harrison county, Indiana, and finding no person at home but the wife of the latter, drew a knife and stabbed her six or eight times, when Mrs. Utzier disengaged herself and fled; she had not gone far before she fell and expired. Winters then left the house, closely pursued by several persons in the neighborhood, and finding his escape beyond the shadow of a hope, drew the knife with which he had murdered Mrs. Utzier across his own throat and died immediately.

An old maiden lady of the name of Witman, of Mountjoy township, Lancaster county, Pennsylvania, in the 80th year of her age, a few days ago, mowed and made an acre of grass into hay. The *Ohio Branch* from which we copy the above, adds: "Well may the county of Lancaster be denominated the garden of America—when her fair daughters are able and willing, at such an age, to undergo such industry." "I would much sooner," exclaimed the immortal Franklin, "see a spinning wheel than a piano—a shuttle than a parson—a knitting needle than a visiting card." "Tis in the country—the farm houses—and among our good old dames such pleasing sights may be seen."

The chevalier I. C. de Figuiera, who filled the office of consul for Portugal in the city of New York, with great credit to himself, has been appointed by Don Pedro as regent in behalf of his daughter, charge d'affaires near our government.

General Hamilton, of South Carolina, is to pronounce an oration in honor of the late Mr. Tarball on the 22d November. Mr. T. was one of the leaders of the nullifiers.

The biography of gov. Livingston fourthly of New Jersey, states that "there are still preserved, a quantity of buttons, which governor Livingston procured, just before the revolution, to be made for his own use, from plain shells. This was for the encouragement of domestic manufactures."

The hon. William J. Duane, secretary of the treasury, has returned from the city of New York, whither he had gone to fix the location of the custom house about being constructed in that city.

The hon. John C. Calhoun, at the last advices was in Georgia. His visit to that state is said to be connected with purchases of gold mines in the Cherokee country.

Capt. Stearns, of the brig *Cherokee*, from Pernambuco, states, says the New York Commercial, that he was informed by Mr. Chabree, a merchant of Pernambuco, that he had received a letter from the English merchants at a small place about sixty miles from Pernambuco, stating that the Brazilians had risen upon the British merchants and unsacrificed about fifty persons. It was said the difficulty arose from some question touching the currency. A United States schooner was at Pernambuco—when the captain heard the news, he immediately got under way to protect the men and property at that place.

Bishop McVaine, of the Episcopal church, has arrived at Gambler, Ohio, with his family, and taken up his permanent residence at that place. It is understood that he has succeeded in collecting funds to progress extensively with the buildings deemed necessary for Kenyon college, in which the theological seminary has been merged almost from the time of its foundation.

Young Frothingham whose disappearance from the Oneida Institute, (N. Y.) a few months since was made the subject of much public comment, as he was supposed to have perished, has recently been found. Letters from him, dated at Liverpool, May 27, are published in the Salem Gazette. He states that owing to the effect of close application, at the institution, he felt occasionally that his thoughts were wandering. About the 5th of April, this occurred more frequently than before, and he knows not how he spent much of the time between that date and the 8th; he observes that every thing is confused in his recollection. He remembers only, that finding himself at a strange place he inquired where he was, and was answered in Montreal. He remembered nothing further until he was found himself, in May, on board a vessel bound from Quebec to Liverpool. He appears to have wandered for a considerable time, and to have embarked for England without any consciousness of what occurred.

Col. Drayton, of South Carolina, says the New York Mercantile, reached here a few days since in the *Sutton*. We

earn that it is his intention to settle in Philadelphia. Wherever he may take up his abode, he will receive a hearty welcome; for no society of which he may become an inmate can be less susceptible of his worth.

The secretary of the navy accompanied by commodores Rodgers, Chauncey and Morris, and Mr. C. W. Goldsborough, secretary of the board, are now on a tour of examination of the several eastern navy yards. They examined the one at Philadelphia on the 5th inst. and were highly pleased with its condition and the fine state of the preservation of the two vessels there.

A Mr. Thomas Hart, lunkeeper of Bustleton, Philadelphia county, was waylaid on the road a few days ago, attacked by three men armed, and so beaten and stabbed that his life is in great danger. He was left by the villains for dead. He has recovered so far, however, as to make oath to the identity of the men, and they have been secured in prison.

We learn that the jury summoned to assess the damages sustained by Messrs. Brines by the passage of the canal through their lands in Washington county, Md. gave a verdict in their favor of 15,000 dollars damages.

A law of Virginia allows the retailing of spirituous liquors at "proper places," in the different counties. In one of the counties the magistrates have decided that there is "no proper place within their jurisdiction for such a purpose."

The long, spirited and rather angry controversy in New York, between Dr. Howland, and three Catholic priests, is still prosecuted with vigor. The main question at issue is, as to the efficacy of the pills, as a rule of faith and guide to salvation. The former maintaining the affirmative—the latter the negative.

Six thousand dollars salvage has been awarded, in the case of the brig *America*, wrecked on the coast of Florida, and carried into Key West.

A ship from the assistant postmaster at Oswego, dated August 8, S. A. M. says—"The post office at Oswego, together with one whole block of stores, were burnt last night. The fire took place to a blacksmith's shop." [Albany Argus.]

In the Virginia penitentiary the whole number of convicts does not exceed 150, white and black, and of these only 8 are females, all of whom are black. To the honor of the state he it said that there is not a single white woman amongst them. The legislature, session before the last, pardoned the only white female who was confined within its walls.

An eastern brother editor, in taking leave of his patrons, remarks that he has labored, he has waded and he has prayed for the good cause in which he embarked, and if he should continue his editorial connection much longer, it is probable that he should also fail.

A meeting of the citizens of Richmond, Va. was held on the 5th instant, to take into consideration measures for the completion of the subscription to the stock of the James river and Kanawha improvement. Joseph Tate, esq. was called to the chair, and Gustavus A. Myers appointed secretary. Chapman Johnson, esq. moved a set of resolutions appointing a committee of seven whose duty it is to report to a future meeting the measures necessary to be adopted in carry the object of the meeting into effect, and to adopt such preliminary measures as they may deem proper, &c. The resolutions were unanimously adopted, and a committee forthwith appointed, one of whom is chief justice Marshall. God speed the good work!

The New York Journal of Commerce states that the committee of assistant attorneys in police, watch and prisons, have reported in favor of establishing a house of detention in that city, for the reception of persons retained in custody for further examination or trial. They recommend that no communication whatever be allowed between persons so detained, but that each be furnished a bible, and placed in solitude to commune with his own reflections. "In this way," they are of opinion, "that if our prisons were not rendered schools of virtue and religion, they would, at any rate, cease to be what they now are—SINKS OF DEPRAVITY AND SEMINARIES OF CRIME."

A great annual meeting of the stockholders of the Winchester and Potomac rail road was held on the 3d instant, at which a very satisfactory report was received from the president and directors of the company.

A meeting of the commissioners, appointed under the act in respect to the incorporation to construct a rail road from Sandusky city to Dayton, Ohio, took place at Springfield court house, on the 31st ultimo, and the preliminary measures were taken to carry the objects of the company into effect.

Patterson, N. J. The corner stone of a mechanic's institute was laid in this flourishing village on the 8th instant.

The entire line of the Petersburg rail road is nearly completed. The locomotives and cars already provided are capable of conveying daily from 600 to 700 bales of cotton.

James Cowan, esq. of Lexington, Kentucky, the commonwealth's attorney for that district, committed suicide on the 28th ult.

The governor of Kentucky has issued a proclamation declaring the right of the president, directors and company of the Louisville bank, chartered at the last session of the legislature, to enter upon the business of the institution, they having complied with the requisitions of said charter.

During the quarter ending 30th June, there were sold at the land office in Springfield, Illinois, 52,502 acres of land.

The wool trade of Washington county, Pa. has been prosecuted this season with briskness. Business has been done to the amount of about 180,000 pounds by the five principal

houses there, and it is said that the aggregate amount for the season is some where about 300,000.

Rhode Island. In this state the national republicans have nominated the hon. Tristram Burgess, and Nathaniel S. Ruggles, esq. as candidates for representatives in congress. The anti-masonic party have nominated the hon. Wm. Sprague, jr. and Dutee J. Pearce, and the Jackson party have nominated Nathan B. Sprague and Wilkins Uppiker.

An attack on the *Alexander's Gazette*, was made by several persons, on Saturday night week, upon the house and person of an elderly man living a little north of the town, on the Washington road. Several shots were fired into the house, and the man himself severely injured by a blow from a stone. We understand that some of the persons concerned in the outrage have been arrested.

Mr. Durant, the famous aeronaut, has made another successful ascension in a balloon from Albany. The greatest height he attained was one mile, and he landed in safety about twelve miles from where he started.

Seventy-two practising physicians in the city of Boston, having been called upon by the directors of the Temperance society of that city, gave as their opinion that the use of ardent spirits is a frequent cause of disease and death, and often renders such diseases as arise from other causes more difficult of cure and more fatal in their termination.

The Norfolk Herald states that it is expected that the whole line of the Portsmouth and Roanoke rail road will be completed by Christmas. It extends from Portsmouth to Sussex, a distance of 16 miles.

We understand, says the *Louisville Price Current*, of August 3d, that notes of the Commercial Bank of Scioto, at Portsmouth, Ohio, which have heretofore been bought up by our brokers at 50 per cent. discount, are now purchased by them at 25 per cent. only.

A literary convention is to be held in Cincinnati, Ohio, in September next.

The cotton market in Charleston, S. C. sixteen and a half cents was offered on the 5th instant, and refused, for a lot of 88 bales of prime cotton.

The secretary of state left the city of Washington on the 9th instant, on a visit to the city of New York, probably to have an interview with Mr. Livingston, our minister to France, before his departure.

The secretary of the treasury, who has been reported absent for a few days past upon business, is again at his post.

Mr. E. A. G. Young, of New Castle, in Delaware, announces that he has discovered a method of effectually preventing the emission of sparks from chimneys of locomotive engines, for which he has obtained a patent.

Cure for the dyspepsia. The venerable Dr. Twichell, of Keene, New Hampshire, when called upon to prescribe to dyspeptic patients, advised them as the only certain remedy, to purchase a flock of sheep on the Green mountains, and drive them to Boston.

Beak. We understand that such is the scarcity of the best kind of bark used by tanners, that the kind usually denominated Spanish oak will readily command from \$20 to \$24 a cord. The scarcity of the article has interrupted the regular business of several tanners. [U. S. Gaz.]

Antiquity. Under the charge of Mr. Baldwin, librarian, at the antiquarian rooms in Worcester, Mass. is a bible printed in the year 1827. It is believed to be the oldest now extant, certainly such the oldest in America.

A number of citizens of Athens, Georgia, have appointed a committee to draft a memorial to the next legislature of that state to incorporate a company for the purpose of constructing a rail road from Athens to Augusta, Geo.

Interesting relic. We saw a day or two since, the gold finger ring worn by the Rev. George Whitefield, on his death bed in a neighboring town, with his name on the inside. It is still in the possession of a gentleman in this city. [Boston Atlas.]

The following characteristic anecdote is given of the veteran defender of liberty, in a late French paper:

A few days ago, general Lafayette and count Pozzi di Borgo, met to sign as witnesses to a marriage contract. The general signed first, and on handing the pen to the Russian ambassador said, "I imagine, count, this is the only treaty we shall ever sign together." "Who knows?" said the count. "God grant, then," replied the general, "it may be the treaty declaring the independence of Poland." The diplomatist said no more, and here the colloquy ended.

#### FOREIGN NEWS.

From Liverpool papers to the 8th ultimo.

ONE AT BATAVIA AND TWO AT LONDON.

In the house of lords, on the 5th July, the marquis of Lansdowne brought forward certain resolutions for rechartering the East India company, which had previously received the sanction of the other house; after debate they were agreed to.

The following are among the leading details of the bill, which will be presented to the present parliament:

The China trade is to be opened to all British subjects from and after April next.

The company is entirely to lay aside its commercial character, and assign to the crown all its commercial assets, of whatever kind.

Full liberty is given to all British born subjects to go to, and reside at, all ports and places now belonging to the company,

without license; and this liberty may hereafter be extended by the governor general to other places.

Liberty is also given to all British born subjects to hold land for any term not exceeding 50 years; and, by consent of the governor general, either by law, regulation, or license, for any longer term.

Slavery is to be totally abolished in all the Indian possessions within four years; and in less time, if it can be effected by regulations under the authority of the governor general in council.

No difference of religion, birth, descent, or color is to be any obstacle, *per se*, to the holding of any office, place or emolument whatsoever.

As regulations of minor importance—the great principle of equal laws and rights to all classes being clearly defined and recognised—the presidency of Fort William is to be divided into two; two bishops are to be added to the present one, to be in subordinate authority to the metropolitan—the bishop of Calcutta, he being under the jurisdiction of the archbishop of Canterbury. The salaries of these bishops, of the governor general, &c. &c. are all fixed, and are to be paid by the company, which is to retain the patronage, and, under the control of parliament, and of the board of control, as the organ of government, is to exercise, during the continuance of the charter, the sovereignty of India.

A confident belief is entertained, that the act, the principles of which are enlightened and liberal, calculated to extend commerce, and elevate the moral character and condition of the subject, will, in all its most important enactments, receive the sanction of parliament.

The bill concerning the church temporalities in Ireland underwent further discussion in the house of commons on the night of the 5th ult.

Mr. Stanley brought forward "a bill for the abolition of slavery in the West Indies" on the same night, which was ordered to a second reading on the 10th.

Lord Ashley brought forward a long expected motion respecting the regulation of the labor of children in factories; the lord chancellor proposed to refer it to a committee, and after debate his motion was lost.

On the 4th of July Lord Lyndhurst brought in a bill to alter the disposition of the celebrated "Thellusson property," to prevent the constant consumption of large portions of it by chancery, trust and other expenses, and to divert parts of the property to the living descendants of the testator, now in a distressed or destitute condition.

Thellusson, it will be recollected, was a watchmaker in London, and accumulated a large property, which at his death he bequeathed in trusts, so as to lie for near a century to accumulate further, before it could be enjoyed. The principal heir has been created lord Kentlesham, and his portion of the estate is estimated at sixteen millions of pounds sterling. Lord Lyndhurst entered into remarkable details to show the effects that were experienced from compliance with the terms of this will, and the enormous sums that were constantly deducted from the accumulating property, while many descendants were in want. No final disposition was made of the subject.

Mr. Bucking moved, on the 2d July, in the house of commons, to appoint a committee to consider the practicability of paying off the national debt, by its conversion into terminable annuities, at gradually diminishing rates of interest, so as to lessen the burden every year. This motion was negatived.

Mr. Barrow submitted resolutions declaring the title system in Ireland the fruitful source of misery and crime, and proposing the substitution of a land tax. These resolutions were, after an animated debate, withdrawn.

A bill has been introduced into the house of commons removing the onerous penalties against Roman Catholic priests celebrating marriages between Catholics and Protestants. The bill was read a second time with only one dissenting voice.

By the following extract, it appears that the impediments which exist at the present time, to the free circulation of the continental newspapers in England, are now extended to the American papers, which had hitherto been exempt from these injudicious visitations:

"Liverpool, June 25. The letter bag from New York is landed, but, by an order from the postmaster, all the parcels of newspapers must undergo a scrutiny before they are suffered to come on shore. Even the consignee's private bag has been overhauled!"

The disease in the eyes of prince George of Cumberland, had so far subsided as to justify the belief that a speedy cure would be effected.

By the return of persons imprisoned for debt in 1850, in England and Wales, it appears the gross number was 16,470—of whom 4,099 maintained themselves, three fourths being too poor to provide for themselves. By the fourth report of the common law commissioners, dated the 1st March, 1852, it appears that of persons in execution for debt in 1851, more than 25 per cent. were for debts under £30, and more than 45 under £50.

At the late fancy fair in London, her majesty bought, at one of the stalls, a handsome purse, which she displayed to the duke of Wellington, and asked the opinion of his grace on it. The duke said he thought it very handsome. Her majesty replied she was glad he thought so, for she purchased it for him, and forthwith presented it.

Ninety-four thousand Protestants have emigrated from Ireland during the last four years.

The cholera had re-appeared in Edinburgh.

The iron trade was pretty brisk at the prices fixed on April quarter day, and an advance was expected.

The committee now sitting on the subject of the naval and military expenditures intend to make sweeping reductions.

It is contemplated to establish a new line of British built packets between Liverpool and New York. They are to be about 200 tons register, and constructed for rapid sailing. They will be built by private hands, the post office contributing a portion of their cost.

The new stamp duties bill, reducing the duties on advertisements and sea insurances, repealing altogether the duty on pamphlets, on receipts for sums under five pounds, and on insurances for farming stock, came into operation on the 6th of July.

The boards of stamps and taxes have been consolidated into one board, or head of "stamps and tax office," and C. Presley, esq. is appointed secretary.

The Friends in their annual epistle stated their continued opposition to the system of tithes and bear testimony against all ecclesiastical demands. The amount of distrains, almost exclusively on these accounts, is £13,000.

The great East India house of Fraile, Bonham & Co. London, whose engagements amount to a very large sum have failed. In the course of a day or two, upwards of £62,000 in annuities became due against the house.

#### FRANCE.

A royal ordinance had been issued dividing the sinking fund among the different stocks.

A modification of a temporary kind had been made in the export and import duties on various articles of commerce.

It was reported that the chamber of deputies would be dissolved and a new election ordered.

#### SPAIN.

The cortes of Spain met on the 29th July and took the oath of fidelity to the young princess of Asturias.

Don Carlos and family are said to have arrived at Civita Vecchia, where it was supposed they would fix their permanent residence.

#### PORTUGAL.

The latest advices from Oporto represented that an armament was fitting out by Don Pedro, whose destination was not known. It now appears that between three and four thousand troops embarked on board steamboats on the 21st June, accompanied by some ships of war. These had proceeded down the coast, passed by Lisbon, and effected a landing at Lagos in the province of Algarve, situated at the southern extremity of the district. The inhabitants are represented as favorable to Don Pedro's cause. This movement had occasioned a great excitement at Lisbon.

It is stated that these propositions were discussed in Don Pedro's council, viz:—

1st. That an army of 4,600 men commanded by the regent in person, should make a descent on Lisbon—2d. That an army under the command of a general, should proceed to the Algarves in the hope of being joined by a numerous body of Spanish malcontents and deserters, and thence proceed to Lisbon, while Don Pedro awaited the result at Oporto—and 3d. That the war arm should make a sortie from Oporto against the besieging forces, and if successful, march on to Lisbon.

Marshal Solignac strenuously advocated the latter proposition, but the second being adopted he resigned his command of the army. Don Pedro has nominated him grand cordon of the order of the tower and the sword, as a remuneration for his services in the cause of Donna Maria. Gen. Saldanha was immediately appointed to succeed him.

The enlistment for the service of Don Pedro was going on actively in Paris; and among the enlisted are a large number of Polish and Italian refugees.

The friends of the constitutional cause are much dispirited, in consequence of the landing of Don Pedro's troops at Lagos, so great a distance from their original point of destination—Lisbon. And it is generally considered as displaying a want of generalship on the part of the leaders of the liberal army.

The occurrence portending most disaster to the cause of Don Pedro, at present, we deem to be the acquisition of the services of Marshal Bournont by his adversary. That officer, formerly minister of war to Charles X. has arrived in London with his *au-de-camp* and staff, on his way to Lisbon to take command of Don Miguel's army. Marshal Bournont is an officer of great military talents.

At the latest dates, the Miguelite fleet contained in the Tagus. Several of the officers continue to desert. Every exertion is making to get the fleet to sea, but the prevailing opinion is, that the crews will not fight. The government of Lisbon has been made acquainted by telegraph of a militia regiment having boldly deserted from Mafra, but no certain information has been received as to where they had gone.

#### HOLLAND AND BELGIUM.

The Dutch troops captured by the French in the citadel of Antwerp, have returned to Holland.

The papers from the Netherlands state that the governments of Austria and Prussia have determined on sending accredited ministers to the court of Leopold.

The queen of Belgium is said to be in that state that "ladies wish to be who love their lords."

The Belgian ministers have a majority in the chambers.

The king of Prussia begins to entertain suspicions of the persons reputed as missionaries to convert the Jews, and he has,

accordingly, issued a cabinet order confining these persons to the strict letter of their commission, abstaining them from political interference of every kind.

His majesty had also issued an order against those Polish insurgents who might seek a refuge in his kingdom.

## GERMANY.

The German papers represent this country to be in a very unsettled condition. Several arrests had taken place, and two executions, for political offences.

## POLAND.

The Russian accounts from the frontiers of Poland are still harping upon the discontented impatience which is but ill suppressed in that country, and ascribing it to the machinations of the propagandists of France. The "leulency," as it is called, with which the Poles have hitherto been treated is now thought to have had a bad effect upon them, and henceforth a new system is to be adopted, under which even the soldiers are not to be exempt from the degradation of corporal punishment. This, no doubt, will be a refinement in the tactics of the cruel autocrat.

Several letters from the frontiers of Poland announce that the young lady Hawecker, aged 18, was recently shot at Lubin by the Russians, accused of having furnished provisions to the insurgents; she proceeded quietly to the place of execution between a file of Russian soldiers. Count Michel Wollowicz having returned from France put himself at the head of the insurgents in the environs of Grodno; engaged in a skirmish with the Russians; was wounded, taken prisoner, and immediately hung at Grodno.

The citadel of Warsaw was nearly completed, and Kiew was also to be strongly fortified.

## TURKEY.

The Egyptian army had made a retrograde movement from Asia Minor, and were at the last advices continuing their march over Mount Taurus; in consequence of which the Russian army was to be immediately withdrawn from Constantinople.

## LATER NEWS.

Since the above was in type, London papers to the 9th July have been received at New York.

## GREAT BRITAIN AND IRELAND.

The royal assent by commission was given to the £15,000,000 exchequer bill's bill, and national debt reduction bill.

The lord advocate brought up the Irish church temporalities bill in the house of lords on the 9th ult. when the duke of Buckingham said there was something in the bill which affected the king's prerogative as the head of the church, and he wished to know if earl Grey had the king's permission, and contended that the king's permission should be made known by a special message.

Earl Grey replied that his majesty's permission had been obtained, and he now made the declaration as minister of the crown, and contended there was no necessity for a formal message. The bill was then read and ordered to a third reading on the Monday following. It passed the house of commons on the 11th.

It is stated from a source entitled to consideration, that it has been fully determined by the high Tory peers, to give this bill an unqualified opposition in the house of peers, and thus at once bring the question whether the lords form a substantive and efficient branch of the legislature, to an issue. Should the duke of Wellington bring his forces thus in opposition to the ministry on this question, the crisis will have arrived which will determine the strength of earl Grey, and probably, also, the still greater question of a revolution. The conservatives appear to think that the sooner this crisis arrives, the better for themselves, if not for the country; and they anticipate it with a good degree of confidence.

Looking forward to such a crisis in the lords, it is stated that earl Grey has in his pocket, ready to produce on occasion, fifty-six proxies; and that, on the other hand, there are nearly seventy at the disposal of a dual ex-premier. The administration has lost two votes by the demise of the earl of Poulton and lord King, and as the earl of Mulgrave, by his absence from the country, has not been able to take the oath and his seat in the present parliament, his vote cannot be available.

"The fact is," says one of the leading journals, "ministers, to use a homely phrase, are on their last legs, and they know it. When they are to go is a mere question of policy on the part of the opposition. To the right about, however, they march ere long."

The bishop of Bristol presented a petition against the bill, and protested against it as the death blow of the Protestant faith.

A letter from Fernando Po, states that accounts had been received there that the expedition to the Niger was in great distress—that the natives at the mouth of that river had refused provisions to the crew of the brig left there with supplies for the steam vessel; that the brig had been plundered, and that the engineer of the steamboat and one of the captains had died.

The bill for the emancipation of the West India slaves had been postponed for a few days on motion of Mr. Stanley.

The indemnity to the West Indians is said to be estimated at one third value of the slaves—viz. one third of an able-bodied slave £55, ditto one past his prime, £25; ditto, a child, £10. Putting the three sums together, the amount is £90, which gives £30 as the average; and £30 multiplied by 700,000, gives £21,000,000 as the third part of the whole, old and young.

The wheat trade had improved and sales were effected at an advance of 1s. per quarter on previous rates.

## PORTUGAL.

The affairs of Don Pedro had brightened. All the cities, towns and villages, forming the kingdom of Algarves from Villa Real to Lagos and Sagres, comprising the whole line of the sea coast, obey already the government of the queen, as also those in the interior. In Olipas, Albufeira and Villa Nova, the people had spontaneously proclaimed the queen even before the arrival of the troops. The governor, viscount Molleboro, had retreated. Great numbers of the officers and soldiers of Miguel's army had joined the army of Don Pedro. The duke of Terceira was following in the enemy, and had taken the military chest containing £5,000, as also forty pieces of artillery. The bishop of Faro had sent in his adhesion.

Captain Najer had determined on immediately blockading the Tagus, and it was believed that his squadron was equal to the contest if Miguel's squadron should land in with it. Marshal Bournout had left Falmouth to take command of Miguel's troops.

The Liblonsians were disappointed in the non appearance of admiral Napier in the Tagus, as they believe the war would, in that event, have been terminated without bloodshed in favor of the liberals.

Accounts from a source favorable to Miguel's cause represent the affairs of Don Pedro in a different light.

The other intelligence brought by this arrival is not important. Capt. Clark, of the brig Splendid, arrived at New York from Taragona, reports that Don Pedro's squadron had captured that of Don Miguel, and had put the whole coast under blockade.

Capt. Clark passed Gibraltar on the 11th and received this report from the brig Commerce, for Tampier, which came out of Gibraltar that morning. The report deserves confirmation from the fact mentioned in a Gibraltar paper of the 8th July received in Boston, and quoted by the papers of that city, which says that a vessel arrived there on the 6th, which stated that on the morning of the 4th, about 15 miles from Cape St. Vincent, the *Miguirite* and the *patrol* squadrons were seen sailing in two parallel lines, though wide apart, in the direction of Cape St. Mary—the former consisting of eleven and the latter of nine vessels—and that after they had been lost sight of, the report of cannon was heard.

## TRADE AND NAVIGATION OF THE ISLAND OF ST. CROIX.

From the Globe.

## STATE DEPARTMENT—OFFICIAL.

Ordinance concerning the trade and navigation of the island of St. Croix, dated Copenhagen, 6th June, 1853.

## A. Concerning the navigation.

Sec. 1. All vessels, without exception, Danish or foreign, coming from Danish or foreign ports, will be admitted at St. Croix, and may discharge and reload in the harbor of Christiansted or in the roads of Frederiksted.

Sec. 2. The port charges hitherto exacted under the heads of anchorage dues, stamps, &c. are abolished, but the anchorage dues will be levied on the full burthen of the vessel, viz:

## a. Inward:

When the goods discharged amount to one half of the tonnage of the vessel or thereabove, per commerce last, 46 W. I. Cy. When the goods discharged amount to one quarter, or less than one half of the tonnage, per commerce last, 32

When the goods discharged amount to less than one-quarter of the tonnage, 16

## b. Outward:

In the same proportions according to the quantity of goods loaded.

The vessels not breaking bulk are exempted from paying anchorage dues, as also the vessels belonging to the Danish islands, trading between St. Croix and the other Danish colonies. When the anchorage dues have been paid at one place in the island, no addition can be exacted, except when the goods landed or loaded on the same voyage, together with the goods previously landed or loaded, amount to a proportion subjecting the vessel to increased anchorage dues.

At Christiansted an addition of 50 per cent. is exacted for maintaining the quays, warping anchors and sea marks.

## B. Concerning the importation of goods.

Sec. 3. All goods of Danish or foreign origin coming from Danish or foreign ports, may be imported at Christiansted or Frederiksted.

Sec. 4. When part of the cargo of a vessel is intended to be landed, it will be required, notwithstanding that a specification of the whole cargo be delivered on entering, and a similar specification of the remainder on clearing out.

Sec. 5. The following exemptions and duties are fixed for the importation of goods.

## (i.) Free of duty.

Indian corn and meal, rum punchoons, staves and headpieces, hoops for rum had sugar casks, nails for sugar casks, hooks, bills, utensils for sugar boiling, for distilling of rum, and for sugar mills, fire proof bricks, mules and asses.

All productions of this country on having paid duty there, in vessel belonging to Denmark or the United States, when landed at a port where duties are paid, and accompanied by a certificate from the custom house office, proving the payment of the duty or the inland origin.

Provisions and fresh fruits as yams, cassava, bananas, oranges, &c. the produce of foreign West India Islands.

West India colonial produce, with the exception of coffee and tobacco, which are subject to duty.

Furniture, when imported as the property of a person intending to settle at St. Croix.

(b) Subjected to a duty of 5 per cent.

Other articles required for the use of the sugar plantations, such as—what is else required for the food and clothing of the negroes, carts, saddlery and building materials.

Materials for repairing vessels.

Tradesmen's utensils.

Cattle and living animals, except mules and asses, which are free, and foreign horses, which pay an increased duty.

Coffee and tobacco.

(c) Subjected to a duty of 12½ per cent.

All other articles not named under letter a, and b, and foreign horses.

(d) To be imported on payment of half duties.

All foreign goods in vessels belonging to Denmark or the Dutchies from ports where duties are paid, accompanied by a certificate from the custom house officers, and not having paid duty there. From the amount of the half duty is to be deducted the transit duty paid on the exportation.

(e) A deduction in the import duty will be granted.

On all foreign goods having paid duty at St. Thomas, when accompanied by a certificate from the custom office showing the amount paid, which will be deducted from the import duty at St. Croix, when the clearance is not older than 14 days. The trade and navigation to St. Croix from free ports in Denmark and the Dutchies, will not enjoy the advantages granted to the ports where duties are paid.

C. Concerning the exportation of goods.

Sec. 6. Goods of all descriptions may be exported from Christiansted or Frederiksted at St. Croix, in Danish or foreign vessels, on the following conditions and subject to the following duties:

I. Sugars, produced at St. Croix or there imported:

a. In vessels belonging to Denmark or to the Dutchies:

To a port in Denmark or Dutchies, where duties are levied, at 5 per cent.

To a Danish freeport, or to a foreign port, at 12½ per cent.

b. In foreign vessels in all cases, at 12½ per cent.

c. When sugars imported at St. Croix from St. Thomas or St. John, are re-exported, the duties there paid will be deducted.

II. Rum and molasses, produced at St. Croix, or there imported.

a. In vessels belonging to Denmark or in the Dutchies.

To a port in Denmark or the Dutchies, where duties are levied, at 2½ per cent.

To a Danish freeport, or to a foreign port, 5 per cent.

b. In foreign vessels, in all cases, at 5 per cent.

c. When rum or molasses, imported at St. Croix from St. Thomas or St. John, are re-exported, the duties there paid will be deducted.

III. Goods of other descriptions in vessels of all nations.

a. On coffee and tobacco exported to a Danish freeport, or to a foreign port, 4 1/2ths of the inward duty will be returned, and when exported to other ports in Denmark or the Dutchies, the full amount of inward duty will be returned against security to produce certificates from the port of discharge within 6 months.

b. On all other West India colonial produce imported free of duty, 1 per cent. will be paid when exported to a Danish freeport, or to a foreign port, and no duty will be paid when exported to other ports in Denmark or the Dutchies, on security being given to produce certificates from the port of discharge within six months.

c. Goods of all other descriptions pay an export duty, whether they have been imported on or without paying duty.

D. General regulations at the importation or exportation of goods.

Sec. 7. All goods sold by weight, whether free or subjected to duties must be weighed on importation or exportation, and a certificate of the weight will immediately be granted.

The weight-money will be paid at the rate of 3 1/2 per 100 lb.

Sec. 8. The duties at valorem stipulated by the 5th and 6th sections will be levied according to the taxation approved by the West Indian government.

Sec. 9. In addition to the duties, 1 1/10th part of their amount will be levied as fees to the custom officers.

Sec. 10. The stamps hitherto required for certificates of all kinds are abolished and the duties on importation or exportation will accordingly not exceed what is stipulated by the 5th, 6th, 7th and 9th sections.

Sec. 11. Every owner or agent whether a native or foreigner, may make his own declaration and clearance. Verbal declarations may be made out at the custom house, and the written declarations be made out in the custom office for the signature of the parties without expense to them.

Sec. 12. The custom offices will be open from 7 o'clock till 3 o'clock, but goods may be landed and loaded from 6 o'clock in the morning until 6 o'clock in the evening. Special declarations must be made previously and be attested by the inspectors.

Sec. 13. When goods are landed or loaded without attendance from the inspector, or at other hours than stipulated, they are liable to confiscation.

Sec. 14. The present ordinance will commence its effect on the 1st of October in combination with the existing regulations, as far as they are not done away or altered by the present.

## GEOLOGICAL SURVEY OF MARYLAND.

From the Baltimore Gazette.

We were pleased to notice the return, within a day or two past, of professor Lucatic and the geologists who accompanied him on the late expedition to the Alleghany coal region. They describe their visit and examination as full of interest both personal and public. How far, however, the state with its yet imperfect internal communication will be able to avail itself and its people of objects of such interest is a point upon which these gentlemen of course do not touch—which we think upon with anxiety.

The coal district which is said to exist in the vicinity of Frederick, in the Parr Spring Ridge, did not come at this time under examination. We understand it will be taken in review very shortly. It would certainly be of advantage to have so valuable a mineral in such near or average to us—yet so far as it would, if discovered, lead to increase the amount of the exports of the state in that article it is a matter of small importance. The wealth of the Alleghany may be said to be inexhaustible—and if the fire of patriotism, supposing it capable of liberal combustion, could be kept up only as long as there is coal in Maryland to supply fuel the Lord generation from this might burn themselves to death in the spirit of seventy-six and the anticipated perpetuity of their institutions.

The region which has been examined commences on the western slope of Hays' mountain. This mountain may be defined on the map as a ridge beginning under that name at a gap in Will's mountain about seven miles S. W. of Cumberland—and then bounded in Maryland by the Potomac and George's creek—in which the New creek and the same Potomac—it runs nearly through both states, abounding in each in this valuable deposit—and after it has ceased to be called by that name, and is denoted with the masses of Will's mountain, it by an incana loses its carboniferous character, for the district of Frostburgh yields in abundance and excellence to none.

The Chesapeake and Ohio canal location was made at a distance in a direct line of about 5 or 6 miles from the Frostburgh mine, and surveys for this route were extended along the valleys of Jennings' run and Braddock's run, both tributaries of the latter creek. The distance by the former was ascertained to be 9 miles—by the latter 7.5. Some idea of the facilities presented there by nature for internal improvement, and of the consequent prospect of one improvement company, may be formed, when we learn that by the first and innermost route is overcome an elevation of 1,920 feet, by the latter one of 1,163 feet.

At Westport on the Potomac—which will become a sort of depot for the wealth of Dan's mountain, which we have already mentioned—the canal is to pass about a mile from the mines. Some of our enterprising fellow citizens have been already sagacious enough to avail themselves of the advantage of proprietorship in that neighborhood. How far the coal region extends it is impossible to say now, it has been traced as far as the banks of the Yohopany, that mingles its waters with the western waters. The examinations, however, were of course principally and particularly made as near home as possible.

We have been unintentionally so diffuse upon this matter of the coal deposit, as to leave us no room for speaking of other interesting matters, which will, we suppose, be embraced in the report to be made this winter to the legislature. The framers of that report have it in their power to be thus instrumental of a great amount of good to the people of this state—and if the information which we expect will be developed in the communication at the next session, had been only by some chance, or Providence more kind than chance, revealed before, there is no knowing how favorable the effect would have been in the direction and laying out of our internal improvement energies. We fervently wish the time had not yet come, it has been the production of that effect, at least of some portion of it—and in order to further it while we leave those who are already engaged to prosecute and propound their geological inquiries, we shall please ourselves and we hope our readers, by our examination in detail, of the political bearing which the situation and the proper wealth of Maryland is calculated to have. To examine the philosophy of these bearings—to ascertain the mechanism of cause and effect connected with them, and to embrace their certain results of wealth and happiness will require an extended and patient review—and all the details of the subject. Such details as we ourselves may have we shall not fail to employ—we look for the rest to the kindness of those who feel the subject to be one of interest and have made it one of consideration.

## VISIT TO MR. MADISON.

From the correspondent of the Portlandvertiser.

George Court House, Feb. 25, 1833.

I left Philadelphia a little before midnight in the mail stage, and found myself here by day light this morning, distance thirty miles. As Mr. Madison's plantation is only five miles distant from this, I resolved to stop, and to visit almost the last of the Romans. I took a horse, raining though it was, and after going over a Virginia road, about three miles, which you probably know is one of the worst in the world; for here is the "conditional" to have good roads, I came to a bye-path, a sort of a

carriage road that led into the woods, when I kept on riding and riding for nearly two miles, or one and a half, passing one gate that led to a plantation, till I came to another where I met an old negro, who told me the way, and added that his "old master would be glad to see the young gentleman," that "Mr. Madison raised him," and that he (the negro) was now "sixty-one years of age," and that "Mr. Madison was a good man," and "would not let his overseer make fight with the men," thus running on with communicative loquacity, seeing he had found a white man to listen to his talk. I rode on then through a well-built gate—on the road way—leading through an immense field of rye—by yet another gate, and came at last to a large and elegant brick house, built in the Virginia fashion, with wings, a projecting portico, a walk in front, &c. &c.

What on earth could send a man here, I said to myself—here, so far from the road, so far from neighbors, so far from the village, the post office—in this hide and go-seek place in the woods, where it is difficult to find a dwelling, no matter how conspicuous it may be. But such is the Virginia fashion. The Virginians get off from the same cause at innumerable places, and here you may travel where there are no signs of life, but where, if you were to sound a trumpet to call men together, they would jump up as from the earth. Truly this is retirement, this habitation in such a field—in such a valley—with the morning music of the whippoorwill and the evening song of the night-heron—undisturbed but by the little bustle in the neighboring negro camps, or the solitary traveller who, perchance, strays here, as I have done, to pay the homage that is due to character, to patriotism, to an upright and well done political career. As I fastened my horse, and drew near to the door of the yard, with a well fitted and well painted fence, I was musing much on the changes that come over a man in the course of a long life. How can we accustom ourselves to such a solitude after all the bustle of an active life to which we have been habituated? How can we withdraw and forget men and things, and live and feed on the thoughts within us, and with the few and unvarying companions that our own home affords. Cicero, in that admirable treatise of his—*De Senectute*, puts into the mouth of Scipio, I think it is, but by memory of the readings of other days is even now growing rusty—the true lesson for enjoying a happy old age, or a change of life, or meek submission to circumstances. It was not long before I saw a living exemplification and practicer of all these lessons—with yet another aid for the enjoyment of a happy old age than Cicero has spoken of.

I rapped at the door. A servant, courteous, well bred and well dressed, came to me to call. I sent in my card, and expecting to return home this way, I had refused letters offered me by friends in Washington to Mr. and Mrs. Madison. The card was carried to Mr. Madison—and I was invited into the parlor, in the centre of the building, full of the portraits of eminent individuals, among which were those of Washington and Jefferson, and Lafayette, I think, but am not certain—and of paintings also representing different scenes and positions, but chiefly of a religious character. The furniture was of that rich old cast, which, while it keeps up the idea of magnificence, carries us back to other days, and reminds us that we are in the houses of our ancestors, or our fathers. Mrs. Madison soon appeared, and after a little conversation, carried me into her husband's room, and presented me to Mr. Madison. He was lying on his bed, in a chair, with his feet on a stool near the head of his side, and his spectacles put in to preserve the place. His reception was generous and courteous. His conversation fluent, agreeable, vigorous and frank—and displayed, even on common topics, instruction and interest.

There is no decay of mind—not the least visible decrease of that intellectual vigor which ever distinguished him. His memory seems to be as good as ever—and he speaks of trials, of impotence, of public healths, and of the different sections of the country, with all the interest of a man who is calmly but zealously surveying what his countrymen are doing. In speaking of his eyesight, he remarked that it was but a short time since he began to use spectacles. He attributed the long duration of his visual powers to the fact that he was near-sighted—and I was interested in hearing his argument on this point. He then founded on a very intimate knowledge of the science of optics. Of course I availed, as all persons would, intimate friends excepted, any allusion to the passing politics or scenes of the day—though I should have been interested in hearing him speak of his own Virginia. As to his health, he said it was as good as could be expected, though he was slightly afflicted with the rheumatic pains. Old age was his chief delight. He then eulogized the air and climate he lived in, and Mrs. Madison remarked, that there were in this vicinity a large number of very old people. These remarks reminded me of a conversation I had at breakfast at a tavern in the mountains west of this. I inquired of the lady of the house. "What are your prevailing diseases?" "We have none." "Any consumptions?" "No." "Pneumonia?" "No." "What do you die of?" "Of old age." Such being the good reputation of the air and climate in this part of Virginia, I hope Mr. and Mrs. Madison will live many, many years yet.

I turned as long as politeness would seem to justify. Both pressed upon me with a hospitality distinguishing almost every Virginian, a continuance at dinner—which I would have gladly accepted, for the sake of a few more conversations with the venerable man, I felt constrained to decline. I parted with both—they offering me their hands, and wishing me with great kindness a prosperous journey homeward.

The character of Mr. Madison I have ever pre-eminently admired. I think him the model of what an American statesman ought to be. Among all our great men, he is my favorite, if not the chief, at least one of the chief. And surely as I look at his fine phinias, his well housed and happy negroes, his flourishing fields of grain, his flocks of sheep, and see him in his old age, though stretched upon the bed, there nourishing his mind with books, and amusing his idle hours, which else would hang heavy upon him, I cannot but think he is enjoying the true *otium cum dignitate*, and realizing the picture of a happy old age that Cicero has so touchingly and beautifully described—thus adding to the character of the statesman and the patriot that of the philosopher.

I have said Mr. Madison has yet other aids for the enjoyment of a happy old age, than Cicero speaks of. Added to his own resources, his own house and plantation, he has for a companion, his wife, a lady who even now well sustains her old reputation, that of being one of the most accomplished women in America. With such a companion, he ever has society, instruction and conversation by his own bed side. The picture of domestic enjoyment they now exhibit, is one of the most attractive I ever witnessed. How sweet must even old age be when thus softened and watched over! How glorious and good the life of a man after such services, ending thus, with such a companion to administer to his wants and comfort! The fame Mr. Madison has won, the glory he bequeaths to posterity, and the bright pages which his name is to occupy in his country's story, are, after all, not of so much worth to him, as the possession of such a wife. B.

#### MR. MADISON.

From the *National Intelligencer*.

We acknowledge ourselves no little indebted to the highly respectable gentleman, from whose letter to us (dated 15th inst.) we have just perused the following:

"It will give you pleasure to hear that Mr. Madison, though still confined to his room by rheumatism and general debility, has improved lately in health, and that both his spirits and mental vigor are still unimpaired by age or disease.

"I lately made him a visit in company with Mr. R., our late vice-president, and we both agreed that we had scarcely ever before seen his intellect so bright and clear, and had never found him so interesting. He was in a talking vein, and fully verified what Mr. Jefferson used to say of him, that his conversational powers were unrivalled. He amused us with anecdotes of his early contemporaries—answered our inquiries about the older tier—cleared up doubts in our domestic history—and occasionally intermingled reflections on the principles of our government, which were couched in the spirit of true philosophy, and were expressed with a precision and propriety of language for which, on such subjects, he has no equal. He seldom descends to speak of party politics, and when he does, it is never in a tone of asperity. The sneers of the political jognies who have discharged their party shafts at him because he would not sanction their false views of his country, are of course unheeded by him. His thoughts seem to run rather on principles than individuals—on the great national interests, present and future, rather than on this or that measure of policy. Some of these general remarks appeared to me to be as original as they were just. Thus he said that so far as the love of power and distinction influenced the feelings of our politicians towards the general government, it had produced contrary effects in the north and the south. In the north the leading men felt a jealousy or apprehension of that leveling, disorganizing spirit, which is impatient of all control, and in its excess threatens the sacredness of property; and that therefore they view the general government with favor and gratitude, and were disposed to enlarge its powers which defeated their intent against the spirit of subordination at home. But in the south, where there is no ground for such apprehensions—the class of persons without property being here filled by slaves—the leading men regarded the general government as diminishing their relative importance, and consequently were inclined to circumscribe its power within as narrow limits as possible.

"He also remarked that there were three circumstances which contributed to make the value of the union less sensibly felt now than formerly. One was, the greater strength of the several states, arising from their great increase in population and wealth. Another was, the diminished danger from abroad; and the third was the increase of men of talented ambition—though he left it to us to trace the operation of these three changes in our situation, and to make their application. Nor did he venture to predict the future effects of the same circumstances, all of which will obviously continue to increase." His conversation was throughout a high intellectual treat, and I know not when I have passed two days more delightfully. It is indeed a most gratifying spectacle to see that the luminous mind of this venerable sage and patriot sheds as clear and almost as brilliant a light as it ever did in its meridian, and that the envious clouds which would obscure its mild radiance serve but to make it more beautiful and interesting.

"Mr. Madison will leave, when he shall be *inter astra relatus*, an invaluable legacy in posterity in his debates of the convention which formed the federal constitution; for, as wishing to Mr. Jefferson, the only person perhaps to whom the author has ever

"It is to be hoped that we shall find in the growing intelligence of the people, a sufficient counteraction.



shows them, never were the proceedings of a deliberative body reported with equal fidelity. But as nothing could induce him to publish them in his life time, I hope it will be many years before the public has this gratification."

#### VIRGINIA—AND THE CULTIVATION OF TOBACCO.

The Lynchburg Virginian, a paper conducted with a degree of ability, moderation and decorum, of which there are not many examples, contains the prize essay on agriculture in Virginia, by C. W. Gooch, esq. of Henrico county. This is instructive for every agriculturist and American politician. It confirms the remark of ours, at which the Richmond Enquirer took umbrage, that it would be better for the Virginians to concede to objects of public economy, such as husbandry and internal improvement, than to contend with the states which they give to metaphysical discussions of state rights and hyperbolic paenegyric of state oracles. Let us make some extracts from Mr. Gooch's essay, that carries with it authority. [Nat. Gaz.

"If you examine the plantation of the tobacco maker, you find every appearance of poverty or unpardonable neglect. The owner will acknowledge that things ought to be and might be better; but that he has no time to spare, owing to the pressure of his crop, particularly his tobacco crop, which interferes with all other operations throughout the whole year. There is much truth in his excuses; for, in January, February and March, he is clearing new grounds; preparing and burning plant-beds; fencing, manuring, sowing tobacco lots; sowing oats; ploughing and preparing corn land; and, either stripping or prizing tobacco; perhaps both. In April, May and June, his tools begin to assume more interest, and require more exertion: his whole crop of corn is to plant, replant, thin weed and cultivate; the tobacco hills are to be made, turned, cut off, and the first plantings made. The old crop of tobacco is yet to finish prizing and hauling to market, if not previously done; experience having proven that the longer it is kept before prizing, the sounder and better cured it will be—especially for shipping. Harvest is now at hand; but that period of industry and festivity to the mere farmer, brings with it sleepless toil and accumulated cares to the planter. The replanting tobacco, the topping of that which stood well, and the most careful tillage of the whole with the hand hoe, press him on the one hand; whilst, on the other, his late corn is not yet laid by, and his grain requires cutting. From the pressure of the corn and tobacco, the grain is too often literally mowed down and shocked about the field in a still more hurried and slovenly manner, to be half destroyed by winds and rains. Throughout the months of July, August and September, not a moment's respite is enjoyed. The tobacco crop has to be gone over more than a dozen times in the laborious operations of topping, succoring, worming, working, cutting, piling, removing to the houses and curing. The small grain must be hauled up and stacked, and when the deprivations of the weevil leave no other alternative, the wheat is gotten out and carried to market. The fodder soon has to be secured, and this comes on just with the cutting of tobacco. During the other three months of the year, the better securing of the fodder, the gathering and housing of the corn, and the sowing of the next year's crop of winter grain, leave no leisure time to the poor planter. The tobacco, although housed, must be closely watched; the latter cutting cured; and the commencement of tedious operations of striking, stripping, assorting and baling away. Besides these conflicting objects of attention, there are many others that demand the care and attention of the planter. The whole circle of the year is one scene of bustle and toil, in which tobacco claims a constant and chief share. No time can be devoted to the planting of fruit and ornamental trees—to ditching—cleaning up waste and retaining galled spots—making and spreading manure on the grain fields—deep and careful ploughing—sowing clover and plaster—or providing comfortable shelters for stock in the winter. The dwelling house, yard and garden enclosures and all the out buildings too often fall into decay for the want of some trifling repairs, which the crop hands might make, if they had time. The plantation soon looks tattered and almost desolate, galled and gutted on all sides, and the sedge, briary fields show themselves in every direction. The profits from the destruction of one plantation are applied to the purchase of another, and more negroes. The new one is put in charge of an overseer on shares, who soon brings it to greater sterility and desolation. It is in this way that most of the best lands in Virginia have been brought to their present condition, and have been, then, deserted by the destroyer."

"But the existence of negro slavery among us, has, in a great degree influenced the mode of destroying our lands, and hastened its accomplishment. In former times, the exactions of the master were only limited by his cupidity. In this respect a favorable change has taken place. Our slaves are now as well fed and clothed as they enjoy at many countries, as the laboring class in other countries; and they have improved proportionally in their appearance and intelligence. It is not my purpose to touch the dark question which involves their future destiny. Its agitation has, already, on two occasions, roused a state of feeling which verged to desperate extremes. Whatever evils may attend it, the right of property can never be permitted to be questioned by the slaveholder."

"The possession of slaves has had too great a tendency to make the owner and family unwilling to take upon themselves any part of the drudgery of out door business; and too many of

our people think it dispensable to labor. We have been accustomed to be waited upon from our infancy, and, consequently, keep about us too many wasteful and almost idle domestics. Exempted from labor and even from the common cares of business by the employment of agents, we imbibe habits and modes of thinking unfavorable to physical improvement or successful agriculture. The unfinished houses, and projects half executed, which are to be seen throughout the state, are a just proof of the meaning and truth of this remark. That the ease in which we have so long indulged, favors the attainment of literary and political knowledge and personal accomplishments, is manifest from the acknowledged proficiency of Virginians in *liber et respectu*. But, whilst we are all politicians, to a man, it is to be regretted that our achievements in the arts and sciences bear no just proportion to the opportunities we have had. May not this arise from the ill judged devotion of too much time to pleasure and dissipation? It is unfeeling to for a genteel or educated Virginian to apply himself to the details and cares of the humble, but useful vocations of life. And hence it is, that the most of the sprightliness and genius of the state are applied to the gratification of the two learned professions. The pulpit is less putting in its claim to the aspirations of our youth. Have not agriculture and the arts been too long robbed in this way, of their just share of talents—of men whose intellectual endowments might have given a more winning countenance to the venerated mother of us all."

"The white man who has to labor for his support, does it with an unwilling spirit. He sees the exemption enjoyed by others, and if he does not fancy himself equally entitled to it, it is too apt to repine at his lot, or migrate to some new state, where he will be upon a footing of greater equality with his neighbors."

"But, independent of the enervating and paralyzing effects of slavery upon all of our white population, there are pecuniary reasons, arising from it, that are a drain upon the vitality of the agriculturist. Most of the labors of agriculture have been confided to careless operators. The slave feels no inducement to execute his work with effect. He has a peculiar art of slighting it, and seeming to be busy, when, in fact, he is doing little or nothing. Nor can he be made to take proper care of stock, tools, or any thing else. He will rarely take care of his clothes, or his own health, much less of his consumption when sick and requiring his aid and kindness. There is, perhaps, not in nature, a more heedless, thoughtless human being than a Virginia field negro. With no care upon his mind, with warm clothing, and plenty of food, under a good master, he is far the happier man of the two. His maxim is, "come day, go day, God send Sunday." His abhorrence of the poor white man is very great. He may, sometimes, feel a reflected respect for him, in consequence of the confidence and esteem of his master and others. But this trait is as remarkable in the white as in the black man. All despise poverty, and seem to worship wealth. To the losses which arise from the disposition of our slaves, must be added those which are occasioned by their habits. There seems to be almost an entire absence of moral principle among the mass of our colored population. But 4-ths upon 1000 of the slaves are, in fact, misplaced. To steal and not to be detected is a moral among them; as it was with certain people in ancient times, and is, at this day, with some unenlightened portions of mankind. And the vice which they hold in the greatest abhorrence is that of telling upon one another. There are many exceptions, it is true; but, in this description, character more than the majority. The numerous idle negroes and worthless, dissipated whites, who have no visible means of support, and who are rarely seen at work, derive their chief subsistence from the thefts of the slaves. These thefts amount to a great deal in the course of the year, and operate like leeches on the fair income of a gentleman. They vary, however, in every county and neighborhood in exact proportion as the markets for the plunder vary. In the vicinities of towns and villages, they are the most serious. Besides the actual loss of property occasioned by them, they involve the riding of our horses at night, and the corruption of the habits and the injury of the health of the slaves; for whiskey is the price generally received for them. These evils have been always, and will continue to be, some great evil, that the legislature ought to provide a more effectual remedy. The statute book would seem to contain one.—"Whether the effect be in the law or in its execution," is not for me to decide. It sometimes happens that the head thief on a farm is in partnership with the overseer; and when this is the case, the landowner has no chance for profit."

"Abolition is the native county of the writer; yet it is not blind to the benefits, the advantages, and value of free Virginia. Its great misfortune has been the facility with which its subsistence could be procured without much labor. The 2 palatable productions of the air, the land, and the water, have too much enervated, may I not say, paralyzed the energies of the people. At one time, the monopoly of property and the proud aristocratic feeling of the 100s, kept every thing subservient to them; and, to the mass of the people, and practical and republican aims, lower Virginia is more indebted for her drooping appearance, both in the general aspect of the country, and the general mind, than to any thing else. The effects of emigration would have been so serious in lower Virginia, but for the pride of 'an *united nationality*.' Thank God, that there is now some hope for a change! The revolution has led to the prevalence of the idea of free property, who are not more or less disposed to mingle with the aristocracy, and grace among the common people; and, always, when they want office or public favor; and those who do remain of that caste,

whilst they may justly feel the pride of *pedigree*, must feel also a conviction that their ancestors have a little over-stepped the mark on the subject;—that things are getting right; and, it is unseasonably to talk too much about a *deplorable shade!* We ought to let it pass; because we have more recent, and now more immediate provisions to combat."

"We have too long trod in the old and beaten track of our ancestors. Has not the time arrived when the agricultural community ought to turn from this festivity—all its dissolvings of the wonderful improvements of the age—at any rate show a disposition to avail themselves of all new discoveries, and to better their condition? We should we permit every thing else to get on far the start of us? Our neighbors to the north, and even to the west, derive and shame us, by their superior skill and industry, and the consequent superior advantages and comforts they enjoy? Then, let us be the up and going. We have the climate, the soil, and other superior advantages that a kind Providence has bestowed upon us. We have every thing necessary for the exhibition of enviable scenes of rural beauty, prosperity and happiness—yes, every thing but the industry—and a disposition to do so. How long will we submit to so just a reproach?"

#### "LIBERTY OR DEATH?"

*Providence, (R. I.) July 12.*

"'Twas some poor fellow's skull said he,  
Who fell in the famous victory."—*Southey.*

A few days since, as the laborers employed by the Providence academy, were employed in excavating the earth in the rear of Tyler's block, Broad street, they fell upon the bones of a human being, apparently belonging to a man of the age of thirty or forty years. The finding of the bones excited a variety of conjectures, and whilst one was of opinion, that they belonged to some poor creature who fell a victim to manse vengeance, another was decidedly impressed with the belief, that they were the bones of one who had been murdered for his money.

In the midst of all this speculation, the venerable captain Tupin Smith, from the stores of his memory shed a flood of light on the subject. According to captain Smith the bones unquestionably belonged to an unfortunate negro, who preferred the repose of the grave to a life of suffering and bondage. Time was captain Smith's story.

About the year 1758, seventy five years ago, a sloop came to this port, from the island of Cuba, commanded and manned by few men of color, descended from the fathers of Africa. The sloop, in consequence of some intemperance in her papers was seized, and the companions of her voyage, were adjudged to be "contraband goods," and it was decreed by the colonial courts, that they should be sold into perpetual bondage, for the benefit of his majesty of England.

The day of sale at length arrived, and the inoffending negroes were offered for sale at public auction "at the foot of the hill," near the place where the bones of which we have spoken were found. When the auctioneer had commenced the sale, one of the blacks stepped forward, and in the presence of the throng that had assembled, said, that if he were sold, he would kill himself on the spot, and thus escape the slavery to which he was not entitled. The auctioneer, considering the avowal of the black were rant and bravado, and in a few minutes sold him to a speculator in "bones and sinews." The moment the auctioneer had declared the sale, the indigent and despair stricken negro, thrust a dagger to his heart and instantly died on the spot! A hole was soon dug into which he was thrust without ceremony, and there he has probably reposed until removed by the excavation a few days since. [City Gazette.]

#### SIGNS OF THE DECLARATION OF INDEPENDENCE.

The following is a list of the signers, with the periods of their death annexed respectively:

John Lynch, Jr. of South Carolina.  
Butts Gwinnett, Georgia, May 27, 1777.  
Thomas Mottin, Pennsylvania, December, 1777.  
Philip Livingston, New York, June 12, 1778.  
George Ross, Pennsylvania, July, 1779.  
Joseph Hewes, North Carolina, November 10, 1779.  
John Hart, New Jersey, 1780.  
George Taylor, Pennsylvania, February 23, 1781.  
Richard Stockton, New Jersey, February 28, 1781.  
Casar Rodney, Delaware, 1783.  
Stephen Hopkins, Rhode Island, July 13, 1785.  
William Whipple, New Hampshire, November 28, 1785.  
Arthur Middleton, South Carolina, January 1, 1787.  
Thomas Stone, Maryland, October 5, 1787.  
John Penn, North Carolina, September, 1788.  
Thomas Nelson, Jr. Virginia, January 4, 1789.  
Benjamin Franklin, Pennsylvania, April 12, 1790.  
William Hooper, North Carolina, December, 1790.  
Benjamin Harrison, Virginia, April, 1791.  
Francis Pickens, New Jersey, May 8, 1791.  
Lyman Hall, Georgia, 1791.  
Roger Sherman, Connecticut, July 23, 1793.  
John Hancock, Massachusetts, October, 1793.  
Richard Henry Lee, Virginia, June 18, 1794.  
John Witherspoon, New Jersey, November, 1794.

\*Mr. Lynch and his lady embarked, shortly after the declaration, on board a vessel bound to St. Eustatia, and nothing more is known of their fate. It is supposed that the vessel was lost, and that all on board perished.

Abraham Clark, New Jersey, 1794.  
Josiah Bartoli, New Hampshire, May 19, 1795.  
Samuel Huntington, Connecticut, January 5, 1796.  
Ester Braxton, Virginia, October 10, 1797.  
Francis Lightfoot Lee, Virginia, 1797.  
Hiver Wolcott, Connecticut, December 1, 1791.  
Lewis Morris, New York, January, 1799.  
James Wilson, Pennsylvania, August 26, 1798.  
George Read, Delaware, 1796.  
William Paton, Maryland, 1799.  
Edward Buttrick, South Carolina, January 23, 1800.  
Matthew Thornton, New Hampshire, June 24, 1803.  
Samuel Adams, Massachusetts, October 2, 1803.  
James Lewis, New York, December 30, 1803.  
George Walton, Georgia, February 2, 1804.  
Robert Morris, Pennsylvania, May 8, 1806.  
George Wythe, Virginia, June 6, 1806.  
James Smith, Pennsylvania, 1806.  
Thomas Hayward, South Carolina, March, 1809.  
Samuel Chase, Maryland, June 19, 1811.  
William Williams, Connecticut, August 2, 1811.  
George Clymer, Pennsylvania, January 25, 1812.  
Benjamin Rush, Pennsylvania, April 19, 1813.  
Robert T. Paine, Massachusetts, May 11, 1814.  
Elbridge Gerry, Massachusetts, November 23, 1814.  
Thomas McKean, Delaware, June 24, 1817.  
William Ellery, Rhode Island, February 15, 1820.  
William Floyd, New York, August 4, 1821.  
John Adams, Massachusetts, July 23, 1826.  
Thomas Jefferson, Virginia, July 4, 1826.  
Charles Carroll, Maryland, November 4, 1832.

#### "FIRST TEMPERANCE MOVEMENTS."

More than a year ago we noticed an allusion to the first movements in the cause of temperance, by the editor of the *New York Journal of Commerce*, who represented that "the individual who first entered the field, where Little Turtle made an eloquent speech, but the law failed in that state." He attended the legislature of Kentucky, accompanied by capt. Wells as his interpreter, who was afterwards killed at Chicago. He got a committee raised on a petition for the passage of a law to prevent the sale of whiskey to the Indians. The same effort was made to the legislature of Ohio, where Little Turtle made an eloquent speech, but the law failed in that state."

Little Turtle may have been the pioneer in the west in the great cause which now attracts so much interest, and has become truly a national cause; but his were by no means the first temperance movements. So far from it, indeed, the first temperance movements of which we have any account, were made as early as 1669, by the chiefs of the Penacook Indians, in which year we had a joint complaint against "capt. Haldern" and "Peter Coffin" to the general court, for "trading liquors with the Indians, fearing that thereby the Mohawks would take advantage of them when they were or should be drunk, and kill them."

Capt. Richard Waldron, having obtained license to locate a "trading house" at Penacook, a white man was killed by an Indian in a fit of intoxication. These same chiefs, Takand, Paucokanter, Pevagan, Samerquamag, Nohabe, and others, among other matters depose, "that in or about April or May last past, (1669) when they did hear that captain did intend to sit up an house, and place Englishmen in it for trading, they, the said examiners went to ye said captain Waldorne's house at Penacook, and intreated him not to send, or suffer any liquors to be sent to ye said house." This intreaty having been disregarded, inasmuch as captain Waldron did subsequently locate four Indians with liquors, "these said examiners agayne (as they say) went to them with many more, and intreated them that they would send no more liquors to them, or suffer any to be sent, &c."

We also find among these same "Penacook" papers (published in the 3d volume of the collections of the New Hampshire Historical society) the deposition of John Page, Robt Pains, Thomas Tarball and Joseph Blond, in relation to the murder before mentioned, wherein they represent that in "going to the Penacook" they met some Indians belonging thereto; inquired of them "how and whether the Indians were drunke when the Englishman was killed, and they answered all Indians were drunke, or else they had not killed Englishman. And further we evidence TARANTO, a Sagamore, being afraid that we had brought liquors to sell, desired us if we had any, that we would pover it upon the ground, for it would make ye Indians all one Drivill."

Little Turtle (says the Journal of Commerce) drew some striking features of "whiskey drinking amongst his people. He portrayed the Indian trading in as strong colors as may now be drawn of the grocery keepers, stripping the poor Indian, who had a wife and children dependent on him, and starting at home, though stripped of his skin, his gun and his shirt."

But the arguments of Little Turtle are all included in the brief and simple objection of TARRANT. "The effect of strong drink is the same upon all; it makes both white man and Indian all one drivill!" [N. H. Statesman.]

#### USE OF THE EYES.

From the Boston Daily Advertiser.

The last number of the Biblical Repository contains a long and interesting article, written by Dr. Edward Reynolds, of this

city, entitled Hints to Students on the Use of the Eyes. We are prevented, by the length of this article, from transferring it to our columns; but, as some of the suggestions contained in it are at variance with the notions commonly entertained upon the subject, it may gratify our readers to know the results to which the experience of Dr. Reynolds has led him, even unaccompanied by his full and various illustrations. The present period is marked by an unusual prevalence of the disease of the eye; and it is generally believed, that a studious course of life has an almost necessary tendency to produce them. This is declared by Dr. Reynolds to be a mistake; these diseases arise, not from the proper, but the extravagant use of the organs in other words, from the abuse of it; in many instances, unconsciously. One of the most common and the most peculiar causes of weakness in the eyes, is the habit of looking at the frequent alternations of weak and strong light. In order to avoid this, the eye should never be exposed suddenly to a strong light, on awaking from sleep; the apartment selected for a study should be well lighted, as well by day as in the evening; and no person, who considers the evening to study, should previously sit for any considerable time in darkness, with the mistaken view of giving rest to his eyes. In reading and writing, the eye should have that moderate degree of light, which produces distinct vision, unattended by any unpleasant sensation: the light of the room should be as equally distributed as possible, but not reflected nor concentrated. The danger of exposure of the eyes to a highly concentrated light is shown by reference to two cases of incurable blindness, in individuals, who watched the progress of the late solar eclipse with the naked eye. As respects the quantity of light best adapted to evening study, Dr. Reynolds recommends the use of the common Argand study lamp without the dark shade. If any shade be used, one of oiled paper is preferable to the usual one of ground glass, the light produced by which is too concentrated. The practice of wearing a shade before the eyes, to reading by candle light, is pernicious, because, by keeping them in an unnatural state of darkness, it exposes them to the evils arising from the sudden change from a weak light to a strong one; but this habit is less pernicious than that of reading and writing by twilight. Gazing at the moon for a considerable time, or at the lightning, is highly injurious. Reading and writing by a side light, should also be avoided; the best light is that, which is sufficient for distinct vision, and which falls over the left shoulder, in an oblique direction from above, on the book or study table. Among the evil habits arising from neglect of these precautions are those of sitting with the back to the window, and holding the book or paper before the eyes, and of holding a candle before the eyes when reading. Dr. Reynolds also observes, on the subject of light, that the brim of the hat, in summer, should be unfastenous enough to protect the eye from the direct rays of the burning sun.

The morning is the season of the day when the eyes can best endure severe labor; but it is unwise to go immediately from the bed to the study table. Much use of them after a full meal should be avoided, as well as all labor of study, which strains the eyes, when the body is in a heated condition. The straining of the eyes by artificial evening light is pernicious. When the student is obliged to use them much by candle light, he should select such reading or study, as is not necessarily connected with great mental effort. Writing, when it is not attended with much intellectual exertion, is preferable to reading. Among the preservatives of the sight, the enjoyment of free, pure air—daily and regular exercise—the arrangement of the dress as not to interfere with the freedom of the circulation—strict temperance—a proper quantity of sleep—and a sufficient amount of use or action of the eyes—are enumerated as the most important. When the signs of an improper use of them are experienced, they should be allowed a season of repose, which is better accomplished by a change, than a cessation of labor. Simple washing with the hand in cold water, is, in general, the best means of strengthening the eyes. There are some prevalent habits among studious men, by which they are very apt to be injured. Among them, is the practice of rubbing them on awaking from sleep—the exposure of them to strong currents of wind—of reading when the body is in a recumbent position—of using them too early after the system has been affected by severe disease—of employing them in the examination of very minute objects—of using tobacco, which affects the nerve of the eye, as well as other parts of the system—and of habitually wearing green glasses, which increase the weakness they are intended to relieve. The use of eye waters should be avoided, at least of any kind, thin and cold river water.

There are some other subjects treated in this article, among which are the signs which determine the time when the use of spectacles is attended with advantage, and an examination of the question, whether the Greek and Hebrew type affect the eyes injuriously, to which we have room at present only to allude. The above is quite an imperfect sketch of the contents of the article, but we have thought it even in this form, a view of it might be agreeable to our readers.

[Boston Patriot and Daily Advertiser.

"THE WONDERS OF THE DEEP,"

WITH "FISH WONDERS."

Having no present or prospect of matter upon us, we take an opportunity to give a little more variety to the contents of our pages, and offer a few interesting articles concerning the "wonders of the deep."

HISTORY OF THE SEA-SERPENT.

From the Boston Mercantile Journal, of July 9.

The earliest account of an animal of this general description is furnished by Pantopidou, bishop of Bergen, in Norway, and author of an old natural history, in the first editions of which is a picture of the serpent. This gives him a mane—an appearance doubtless owing to his rapid motion through the water. He says, it lay on the water, when it was called on; when it moved, parts of the back were to be seen in the line of the head. The color was dark brown, variegated with light spots or streaks. The animal appeared regularly many years off the manor of Nordland, in July and August, where all the inhabitants were familiarly acquainted with him, though the bishop doubted the whole until he had seen it a long time. He is reported to have been 500 feet, and the size of two horse heads—a statement which furnishes rather curious food for discussion. It was at least an immense exaggeration of the ignorant peasants and fishermen.

The bishop also cites a letter, dated 1751, from a captain in the Swedish navy, Mr. Ferry, relating to a snake seen by him near Molde, on a calm hot day in August, 1746. He fired at it, on which it immediately sunk. He remarks, the water to be red, he supposed he had wounded it. The head, he relates, was like that of a horse—and a grayish color—the mouth was quite black and very large. He also mentions the high mane. The eyes were black, and there were seven or eight thick folds, about six feet distance from one another. This letter was sworn to before the court in a magistrate's office.

In 1801, Alden Bradford, esq. then of Maine, addressed a letter to J. A. Adams, then secretary of the American academy, transmitting documents to shew that a large sea serpent had been seen in and about Penobscot bay. The academy laid them aside, and they first appeared in Silliman's Journal, in 1820. One was a letter from the rev. Mr. Cummings, of Sullivan, Me., dated August 1820, and another from the same gentleman, in 1821. The animal was seen by Mr. Cummings, his wife, daughter, and another lady, as they were on their passage to Belfast, between Cape Rosier and Long Island. It was in the month of July; the sea was calm; there was very little wind; and the first appearance of the serpent was near Long Island. Mr. C. supposed it to be a large school of fish, with a seal at one end of it; but he wondered the seal should raise out of the water so much higher than usual; as he drew near, they discovered the whole appearance to be one animal in the form of a serpent. He had not the horizontal, but an ascending and descending serpentine motion. This account also refers to the description given by other persons of smaller animals.

A letter of March, 1781, from captain Little of our navy, to Mr. Bradford, states that in May, 1780, as he was lying in Broad bay, Penobscot, in a public armed ship, he discovered at sunrise, a large serpent coming down the bay on the surface of the water. The cutter was manned and armed; he went himself in the boat; and when within 100 feet of the serpent, the mariners were ordered to fire on him; but before they could make ready, he plunged into the water. He was not less than 45 to 50 feet long; the largest diameter of his body was supposed to be 15 inches; and his head, nearly the size of that of a man, he carried four or five feet out of water. He wore every appearance of a black snake. He was afterwards pursued, but they never came nearer to him than a quarter of a mile. A Mr. Joseph Kent, of Marshfield, says captain Little, saw a like animal at the same place in the year 1731, which was longer and larger than the main boom of his ship, of 25 tons. He observed him within ten or twelve yards of the vessel.

The declaration of Elzezer Crakree is then given, who lived at Fox Island, in the bay of Penobscot, in the year 1777 and 1778. He had frequently heard of a sea monster frequenting the waters near the shore; and doubting the fact, he went down one day upon receiving information from a neighbor, that he was then in the sea near his house. He saw a large animal in the form of a snake, lying almost motionless in the water, about 500 feet from the bank where he stood. His head was about four feet above the surface; he appeared a hundred feet long; and he supposed him to be three feet in diameter. Many other inhabitants, upon whose veracity he could depend, had also declared to him that the British vessel they had seen in the bay, was a serpent.

A letter from "captain Crabtree" (probably the same person as above), was published in the papers of 1793, relating to a snake, about 60 feet long, which he saw near Mr. Desert, in June of that year.

In a letter of 1817, from the rev. Mr. Jenks of this city to the hon. Judge Davis, he states, on the authority of Mr. Cummings, that the British saw the monster on the coast of the Bay of Fundy, (New Castine), and that various other persons at different times have beheld him.

In June, 1815, the serpent was seen off Plymouth, Mr. Finney, a respectable old wharfman, stepped on ash, that at first it showed a length of about thirty feet; but in turning, about half a mile off, it displayed at least one hundred feet. It afterwards came nearer, when it stopped and lay entirely motionless on the surface for five minutes, or more. The appearance was like a string of hays—thirty or forty of which, of about the size of a hair, were exhibited. He was seen by Finney and others again soon after.

In August, 1817, he frequently visited Gloucester. Three persons, who saw 60, 70 or 80 feet of his length all marked with points, rings, bunches or swell; and one gentleman in particular, who saw him lying still, observed three bunches very distinctly, about one foot in height, upon his back. Capt. Tap-

pan, and two of his crew, on board the *Laura*, of Newburyport, saw his head within 30 or 50 feet, and described it with minuteness. It was formed like that of a serpent; his tongue was thrust out, and appeared about two feet in length; this he raised several times over his head, and then let it fall again; it was of a light brown color, and the end of it resembled a bat-paw.—The eye was like that of an ox, and there appeared to be a small bump over it on each side of his head. The animal did not appear to be disturbed by the vessel, and his motion was much swifter than that of any whale. He was certified also to have been seen by Beverly, Salem and other mariners. A horse-mercant was taken by a Boston party, which cast some ridicule on the believers in the real serpent.

The most distinct affidavits were made in 1818, by the most credible witnesses, of its appearance off Cape Ann and we may name especially those published in the *Hallowell Gazette* and *Advocate*.

The *Centinel* of August 28, 1819, contains a long statement of a singular spectacle from Samuel Cabot, addressed to col. T. H. Perkins. A letter from Marshall Prince to Judge Davis, to the same effect, also appeared, and another from the hon. J. T. Austin. Mr. Prince saw him at Nahant. He says: "His head appeared about three feet out of water. I counted 13 bunches on his back—my family thought there were 15. He crossed three times at a moderate rate, in a Boston bay, but so fleet as to pass on a sham in the water. My family and I, who were in a carriage, judged that he was from 50 and not more than 60 feet in length. As he swam up the bay, we and the other spectators moved on and kept nearly abreast of him. I had seven distinct views of him from the long beach, and at some of them the animal was not more than 100 yards distant. On passing the second beach, we were again nearly abreast of him, but as I was in the other bay, which I concluded he had left in consequence of the number of boats in the offing in pursuit of him." The *Evening Gazette* furnished some additional documents authenticated by Mr. Bradford.

We will add to this history a paragraph from the *Kennebeck Gazette* of July, 1820: "The coast in our immediate vicinity has, for the last several years, been visited by a monster, which was seen by three men, who were fishing a few miles distant from the shore, on Thursday afternoon last. Two of the men were so much alarmed at its nearness to the boat, that they went below. The third, however, Mr. Gooch, a man whose statements can be relied on, remained on deck and returned the glances of his serpentine foe with a considerable length of time. He gives the following account of the interview: The fish was first seen a short distance from them, and shortly after he turned about and came within six feet of the boat, when he raised his head about four feet from the water, and looked directly into the boat, and so remained for several minutes. Mr. Gooch noticed him attentively, and thinks he was sixty feet in length, and about six feet in diameter at the widest part of the body."

The reader will find further details in Gray and Down's edition of *Buffon*. We are free to say that they leave little doubt on our own mind of the existence of a sea serpent. For the present our belief must be singular. The recent additions to the story remain to be discussed.

From the *Boston Centinel* of July 9.

A party of 80 to 100 ladies and gentlemen embarked yesterday morning in the steamer *Connecticut*, for the purpose of taking an excursion in the lower harbor, with the expectation of getting a view of his serpentine majesty. About 12 o'clock, when the steambot was half way between Nahant and the Graves, the monster was seen approaching. A number of gentlemen took the small boat and made directly for it, but unfortunately did not run upon the animal as was intended, owing to a little mismanagement in rowing. The serpent came within an ear's length of the boat, and without appearing at all alarmed or uneasy, took a slight curve towards the steambot, passed under her stern within fifty or sixty feet, and then disappeared. We understand it was the opinion of those in the small boat that he might easily have been struck, but unfortunately there was no harpoon on board. At this time his motion was not undulating as has sometimes been stated, but rather like the movement of a snake, and he was seen to have been reported that there have been three or more of these strange creatures seen lately, one of which is supposed to be 150 feet long. The one seen yesterday, was from 60 to 70 feet in length. We would recommend some of our sporting friends who are skilled in the management of a whale boat, and use of the harpoon, to make an attempt upon the liberty of this marine monster, and there will be little doubt but that he will be taken.

The foregoing account is furnished by a gentleman who was one of the passengers, and had a good opportunity to see the serpent from the small boat, and whose certificate is annexed. This statement in its material bearings is also corroborated by several other gentlemen with whom we have conversed, who were on board the steamer. The excursion of yesterday, has afforded a more better opportunity of seeing this strange animal, than has occurred for years, and it is not inconsistent with the whole tenor of the statements that have been made at different times by great numbers of persons for the last fifteen years, since a monster of this description was first announced in our waters, it is admitted on all hands that the appearance of a marine animal of this description, would be still more extraordinary if so many witnesses should be so greatly deceived, as would be the case, if no such animal had appeared. One or the other of these extraordinary difficulties is presented for the

belief of the public, and we are of opinion that it would not require so great a stretch of credulity to believe in the existence of such an enormous sea serpent, as to believe that so many persons could be so greatly deceived. We learn that a gentleman fired at him with a musket from the steamer, but without effect. The shot was given before he had approached so near the steamer as he did a few minutes afterwards. The first thing that attracted the attention of those who were in the steamer, was a peculiar appearance in the water at a distance supposed to be occasioned by a shoal of small fish that he was apparently pursuing. Three distinct appearances of this kind were observed at the same time after oil, and the steamer made for one of them, in pursuit of which the serpent appeared to be. It is therefore inferred by some of the passengers that these are three of the strange animals, as has been before stated.

We the undersigned, passengers on board the steambot *Connecticut*, do hereby testify that we were in the small boat which put off from the steambot, and approached within ten feet of a sea monster, which passed under our bow at a very rapid rate. As near as we can judge from the view we had of his head resembled that of a pickerel. His head only appeared on the surface; as to the length of it, it is impossible to determine. The motion was not like that of the porpoise, but resembled that of a common snake.

Benjamin J. Norton, James W. Hale, William Tewksbury, jr., Samuel S. Williams, George W. Parson, passengers,  
Thomas Purcell, James Gainsan, oarsmen.

The *Nantucket Inquirer*, in reference to the late reports respecting sea serpents seen in Boston bay, says—

"If the object of objects seen were but a shoal of porpoises, a regiment of horse-mercants, or an Indian fleet of whorlfish rapidly encumbering a certain space, including their intended prey, as is their wont, then possibly they may have been upon the premises a quarter of a mile of sea-snake, coiled like a cable, in the condition represented. At all events the news came so credibly attested, that quite an excitement agitated some of our veteran harbor-men—and a proposal to go and take him, notwithstanding the distance, was not only made, but we have not yet returned. Should the enterprise be actually undertaken, we shall soon put his marine majesty in a pickle somewhat less congenial to his feelings than that of "the salt sea ocean."

#### THE SEA ELEPHANT.

From capt. Fawcett's *explorations* published at New York.

These amphibious animals, at the proper season, come up out of the sea in various numbers at a time, and on reaching the beach, lay in rows along the same, which being what are technically called rookeries, though some contain many more than others. The full aged males alone have the proboscis, and some of these are truly enormous animals, varying from twelve to twenty-four feet in length, and from six to eight feet in breadth. The females, at this season, come on shore to shed their coat (as do also the males) and bring forth to young; they have generally one, sometimes two, never more at a birth, and rarely, if ever, even at full age, do they attain over half the size and dimensions of the male.

On land, the elephant is a very loggy (a sea term, meaning heavy in their movements) animal, and is considered among themselves, or in their own defence, to be a weak creature. They are taken for their oil and tongues, which are accepted a delicious dish and more luscious than goat's tongue. When first coming to their favorite shore, (a sandy or pebbly beach) the animal is exceedingly plump, and very fat, the full grown generally yielding about three barrels of oil; but in a few weeks it falls away, becomes lank and poor, and by the time to go off comes about, would not give above half that quantity.

In taking the younger, a club is commonly used, and for the old ones, a lance; yet in order to overcome the largest bulls, it is necessary to have a musket loaded with a brace of balls; with this, advancing in front of the animal, to within a few paces, they will rise on the fore legs or flippers; and at the same time the mouth opens widely to send forth one of their loud roars, which is intended to disconcert the hunter. It is then that the upper jaw is torn the brains, whereupon the creature falls forward, either killed, or so much stunned, as to give the sealer sufficient time to complete its destruction with the lance. They are frequently discovered sleeping, in which case the muzzle of the piece is held close to the head, and discharged into the brain. The loudest noise will not awaken these animals when asleep; or if it is an unusual sound, though it may start the hunter to go on and shoot one without awakening those alongside of it, and in this way proceed through the whole rookery, shooting and lancing as many as are wanted. The quantity of blood in these animals is really astonishing, exceeding, in the opinion of the author, double the quantity found in a bullock of the same weight; when killed, the whole thickness of the blubber or fat, with his skin, is cut into strips of singular size, ten inches in width, according to the animal's size; and thus cut from head to tail, torn from the carcase and separated from the lean flesh, are then washed clear of the blood and taken to a muring table, where the skin is taken off, while the blubber, after being cut into pieces about two inches or less in size, is thrown into a kettle and tried out: the oil thus produced being put into casks, the scraps always furnishing plenty of fuel for the try kettle; a new cask after being filled with the boiling oil is then started and coopered, necessarily, from not being fully

shrink, requiring to be filled again with the boiling oil, and even the third time, if it has not done shrinking after the second filling, which can easily be discovered; the coarseness being particularly attended to, it may finally be esopped and stowed away in the ship's hold, to be filled up by the hose, and will remain tight for the voyage, in all climates, nor require wetting for any length of time, or lose a gill of oil of strinkage. This it is presumed would be the case as to the casks with sperm or other oils; the author is not conversant with the careful mutton-tongue, a much greater loss will take place from leakage than is experienced by this process of shrinking the casks with the boiling oil, even though the casks are frequently wet, to do which is a ship's hold at sea, in any weather, is always an unpleasant job, and requires a vast deal of labor. In the maws of the sea elephant, a quantity of gravel or sand is generally found.

#### THE SWORD FISH.

##### From the Nantucket Inquirer.

It is not commonly known by dwellers in metropolitan cities and other remote regions, that the swordfish, the natural enemy of the whale, is often taken in this vicinity, and that its flesh is held in such great estimation by piscivorous persons, that it always commands a high price in our fish markets. To those who delight in devouring the inhabitants of the deep, a slice of this formidable sea-warrior affords a meal of great delicacy. In shape, the swordfish is nearly cylindrical, handsomely tapering from the head downwards, and terminating in a wide scabbled tail, in which, as in *Smaison's* hair, he has his chief strength. It has a black and shining skin, without scales, similar to that of the spermaceti whale. They are commonly from 10 to 15 feet in length, weighing from 250 to 500 lbs. The sword, as it is called, or bone, projecting horizontally from the head, is the principal instrument which it employs, either as a weapon of attack, or as a means of procuring food. This "sword" is extremely hard, with a tough, grating surface, some 4 to 6 feet long, 5 or 6 inches wide, two-edged, and through the centre about two inches in thickness. This weapon seems to answer the purpose of the swordfish, as cleverly as the trunk of the elephant subserves the convenience of that sagacious animal.

Instances are quite common, of whales being found wounded on the under side, doubtless by this instrument; and whale ships have frequently been attacked in like manner. We have seen a plank taken from the bottom of a whale, through which the sword of one of these fish had penetrated, leaving nearly a foot inside the vessel, and twice that length outside. Unable to withdraw it, the weapon of course became forfeit, and the head of the adventurous assailant must have experienced much pain in parting with it—it was found broken off near its junction with the skull. So tightly did it remain in the wound, that no perceptible leak occurred in consequence, though the ship must have had still a considerable portion of her voyage to accomplish. From this fact, an idea may be formed of the tremendous force exerted by the swordfish, by means of his peculiarly formed tail, when ascending in a perpendicular direction through the water.

Of the habits of this fish, very little has hitherto been known. An experienced fisherman has lately stated to us some facts in the premises, with which we were much interested. They live upon mackerel, or any smaller fish which swim in shoals—obtaining their prey in a most singular manner. Commencing their pursuit in a roundabout style, like some cunning logicians, they take a wide circuit, gradually lessening the periphery of their circumnavigation, and increasing their speed, until the numerous objects of their appetite are huddled into a close mass—when the pursuer bolts for the centre, sinking a moment, then coming up swiftly, sword first, and commonly transfixing three or four victims. Some species of whales, we believe, are in the habit of surrounding their prey in the same manner. After the swordfish has secured one or more of the smaller fry, in the mode above related, he may be seen with his head partly above water, leisurely thrashing his prize about, as it were in play, until the victim is torn in pieces, when, and not before, he scats about devouring it *scandium artem*. In almost every other respect this fish appears to evince but very little sagacity. It must indeed be admitted, that the whale's horn, through a ship's bottom, without the power of extraction—and the sluggish indifference with which they regard the harpoons and lances employed against their own lives—often coming as it were voluntarily, to receive a second or third wound, instead of going off at full speed to the ends of the earth, argues no sort of discretion.

When these fish are brought to market, they are cut into transverse slices, of the ordinary thickness, a few salted—and cooked after any of the divers fashions applicable to any other fish. There is less bone in the body of the swordfish than in the halibut—the back bone, or rather centre bone running through without branches or ribs, from stem to stern, like the wick of a candle. Their eyes are much larger than those of the largest whales. We have seen them, when stripped of the external coat, big enough to be put to a stealer's horn. From the head, they may be made to answer the purpose of a powerful burning glass. With a swordfish's eye we once set fire to a cigar in less than half the time usually required to perform that operation by means of a common glass lens.

One of these gigantic warriors of the deep was captured on Saturday last, on the south shore of our island, in a manner somewhat remarkable. He had probably given chase to some straggling bluefish or scupping (pogy), as the New Yorkers

call them) which instinctively fled towards shoal water, where the pursued got aground; when the *stork* rolled him further up the strand, subjecting his head and fins to exposure in another element. In this situation he was discovered by two females in a calash from *Sineuemet*. It certainly required some nerve to attack a monster of his dimensions, graveling and frowning just within his native brims; and the elder of the two felt rather disinclined to engage in such sport. But the younger went manfully to the scratch, and her companion followed. They took him by the horn, and by the dorsal—but he wouldn't stay taken, in that ignominious style. At length, after tugging and struggling for half an hour—the tumbling billows the only witnesses, to see fair play, and clear the ring—all the parties being alternately half in and half out of water—the amphibious combat terminated in favor of the assailant. Her opponent, unobtrusively got canted sidewise, just as one of his antagonists was addressing an abandonment of the battle ground; but the younger of the fair amazons, vowed she'd cut his throat first—and seizing this auspicious moment, she plunged into his gullet the deadly weapon—her scissors! It was all she could do for the glory of the conquest! So leaving him with a fatal gash in the thorax, wrenching upon the beach, the victors trudged off to the nearest farm house, where they procured more effective instruments, and returning, finished their work, by decapitating the prostrate sea dragon, chopping him into portable sections, and sending about half "the spoils"—upwards of two hundred weight—to market. When the women first told the story of their having taken a prize, they were asked if they felt sure that the fish was not already dead when discovered? One of them replied, "I guess you wouldn't ha' thought so, if you'd ha' seen the sand fly." "Well," added the inquirer, "none would have attempted to secure so huge a subject, with just such a weapon, except a woman, or an editor."

#### MEHEMET ALI AND HIS SON.

It is natural to the human character that a desire should exist to become conversant with the personal history, habits, and domestic affairs of those who have been prominent in achieving great events. To gratify that curiosity, we submit two articles from British periodicals of the last month—the first relating to Ibrahim pacha, the conqueror of Syria, from the *New Monthly*, and the other, describing the amusements of his respected father, Mohammed (or Mehemet) Ali, pacha of Egypt. They are written with spirit and elegance, and we presume with fidelity:

##### AMUSEMENTS OF THE PACHA OF EGYPT.

"Sans un petit brisé d'amour,  
On s'ennuie comme à la cour."

The approach to the ancient city of Grand Cairo is enchanting; contrasted with the barren sands of Alexandria, it appears a terrestrial paradise, and the eye is attracted to the rests with delight on the broad majestic hills, the verdant fields, and their groves of graceful palms and sycamores.

The city itself is a most unenviable place, and although containing a population of three hundred thousand souls, does not possess a single street that in Europe would be deemed worthy of that appellation. Most of the public buildings, and even some of the mosques of great magnificence are situated in mere lanes, while the dirt and rubbish with which they are encumbered render walking almost impossible. What most surprises the European at Cairo are the singular contrasts it every moment presents to his view, and the opposition in the manners, costumes, garb, and complexion of the inhabitants to every thing similar in his own country.

The pacha resides in the citadel. The new palace that he has constructed is unquestionably the most splendid in the Turkish empire; its internal decorations combine the magnificence of the east with the classical taste of the west—the talents of some of the first artists from both quarters having been employed in its embellishment.

The only objects worth seeing in the vicinity of Cairo, though very different in their nature, are—1st, The ancient sculptures of the caliphs, which by good judges are considered as the purest specimens of Saracenic architecture; their elegant domes peering above the groves of cypresses, and glittering in the sun, produce a magical effect. 2nd, The shabra, the favorite palace of Mohammed Ali, about three miles from Cairo, on the banks of the Nile. The palace itself is small, but the gardens are vast and magnificent. In the middle of an orange grove is a kiosque, one of the most elegant and fantastic erections that, even in the east, the eye can light on. Ascending by a magnificent flight of marble steps, you enter a beautiful portico; when this portico is past a beautiful quadrangular colonnade of white marble is discovered, surrounding a pool of water upon which there are two or three barges, guided in the most costly manner, and attached by silken cables to the columns. A highly ornamented halustrade surrounds the whole, from which several flights of steps lead down to the water, guarded by statues of crocodiles, of colossal dimensions. Off this colonnade are several splendid apartments, the entrance to which is concealed by purple curtains of silk and gold, that beautifully contrast with the dazzling whiteness of the marble columns.

It is here that the pacha comes to repose from the toils of the divan, and to recreate among his women. Happy the Circassians who are admitted to the kiosque—it is considered as the highest mark of favor that their haughty master can show them. The pacha takes great delight in rowing them about the piece of water, and, on reaching the middle he upsets the bark, lightly

clad in a calico caftan and a juba. He has no difficulty in reaching the colonnade by swimming, where he throws himself on a heap of luxurious cushions spread for his reception, and contemplates the scene with an air of mock gravity, while the black eunuchs are seen precipitating themselves from the balustrade into the water, to rescue the half-drowned Odalisck.

How strictly in character with Turkish barbarity is this cruel device of the eunuchs! Mehemet's virtues would appear, are, after all, but merely superficial, if we penetrate their polished exterior, we discover a core of unalleviated barbarism. Like all his countrymen, he looks upon the lowliest part of the creation as the mere instruments of his brutal pleasures, as inferior beings in the scale of creation, brought into this world to please him by their beauty, and to gratify his caprice.

What a fine subject for a picture in the hands of a skilful painter the above scene would make! The splendid kioque with its marble colonnade, the black forms of the eunuchs-kneeling the glossy surface of the wave, to rescue the terrified Circassians, who, in their fright, exposing those charms which modesty seeks to conceal; while the brightly gashed is seen on his luxuriant couch, gazing his eyes on their half-naked charms, and enjoying their cries.

The court of Egypt fully realizes the vivid description of oriental grandeur and magnificence that we read of in the eastern tales, and carries back the mind of the spectator to the days of Haroun Arrachid. The Sultan's guard, mounted on beautiful white Arabian horses—their splendid dresses of scarlet and gold, and their jet black and glossy skin; the crowds of public functionaries and pages in their rich costume; the pipe bearers, with the gilded appendages of their office, present an ensemble of oriental and picturesque effect that dazzles the imagination. Mehemet Ali is both costly and magnificent in his habits; he is fond of fine and richly caparisoned horses, and of lofty dromedaries, and he spares no expense to gratify his favorite taste.

The court is never so brilliant as during the feast of the Bairam, when the pacha retires to the siabata, and shuts himself up among his favorite women. At this time, the apartments are brilliantly illuminated, the colonnade filled with the pacha's officers, some reclining, smoking on the rich divans, others conversing and examining their costly arms. At night, when the moon rises, silvering with her rays the glossy surface of the placid water in the centre, you may behold groups of young Turks, in their blood red shawls, raising an envious and voluptuous eye on the elegant suit worn from the charms of the beautiful Circassians; while the breeze from the Nile wafts the sweetest perfumes, and the air resounds with the delicious strains of Mozart and Rossini, mixed by the military bands of the pacha. The effect of such a scene is more in character with the legends of fairy land and romance than with the sober realities of the nineteenth century.

To attain a degree of contemporary history is always difficult, but the future historian will unquestionably rank Mehemet Ali as one of the most extraordinary men of his age. He has shown, that in the hand of the skilful politician the most different means may be applied to the same ends. In Egypt, a studied aggregation of every abuse that can tend to debase and oppress, to break the spirit of a nation, to damp its industry, and for centuries to have remained. The first step he has taken to overcome were numerous, and his labors have evinced the power of a single mind in overcoming obstacles, which inflexibly applied to the pursuit of a single object.

When we were at Cairo, pioneers were at work constructing a carriage road between that city and Alexandria, and, since our return to England, we understand that diligence, on the plan of the American stage coaches, has already been sent out, for the purpose of running between the two cities. But the most important feature in the history of Mehemet's career is the labors of two English engineers, who, by boring have discovered water in several places of the desert. The absence of this element in those immense regions has been the greatest barrier to the civilization of Africa, and directly proves how correct were the conjectures of many learned antiquarians, that the ancients were acquainted with the art of procuring this necessary element. Indeed, it would be difficult to account otherwise for the immense and magnificent ruins that strike the eye of the traveller, in various points where, at the present day, no water exists.

The person of Mehemet Ali is imposing—a dark piercing eye, a clear marble oriental complexion, a long white beard that imparts a paternal air to his whole exterior, and a benignant smile. The spectator, while gazing on him, can scarcely imagine that he is looking on a man, who conceals the most profound dissimulation under the guise of frankness, possesses steadiness to pursue his ends, flexibility to vary his means, and the art of coloring his own ambition with the just specious pretences of justice and public utility. But it must be recollected that Mehemet is a Turk, and we ought to measure him by the standard of his own country, ere we too hastily form an erroneous estimate of his character.

#### IBRAHIM PACHA, THE CONQUEROR OF SYRIA.

While Europe rings with the history of civil wars, we have only to cast our eye to another quarter of the globe to witness the progress of events equally nightly, though by no means less new. Ibrahim pacha has conquered all Syria, and is marching unresisted through the peninsula of Asia. By the last advices

of the city of Konieh, within two hundred and fifty miles of the famous capital of the Turkish empire, and opened its gates to him, and Europe is prepared for what a year ago would have been considered the incredible event of the Egyptians marching triumphant into Constantinople. Nearly half a century has passed since the rise of the Wahabees in Arabia threatened the destruction of the Mohammedan faith. These bold, perhaps philosophical, and certainly a subtle, sect were prepared for the unity of the Godhead, and against the authenticity of prophet. They plundered the great caravan of Mecca—they captured the pious Haddjes—they defeated the lieutenants of the sultan, who endeavored to vindicate the united interests of religion and commerce. For a long period the authority of the sultan wavered, and in a state of anarchy Egypt was disintegrated, and the treasury of Stambul siraak into the influence of the victorious heretics. At length this same Ibrahim, son of the Egyptian viceroy, offered his services to resist the torrent. At the head of an irregular force he penetrated into the midst of Arabia, delivered the holy cities, defeated the Wahabees even in their own country, and finally, after having granted peace on the most severe terms, carried their princes as hostages to Cairo. For these services Ibrahim was made pacha of Mecca and Medina—an appointment which, in the Ottoman empire, gives him precedence before all other pachas, even his own father.

After the conquest of the Wahabees, Ibrahim commenced the formation in Egypt of a regular army, dispatched in the European manner; and by engaging the most skilful naval architects from Toulon, had the foundation of the present and the most formidable naval force of Egypt. Utterly discomfited in Greece, the sultan at length applied for assistance to his Egyptian vassal. Immediately the young pacha poured into the Morea at the head of his army, and supported by a powerful fleet; and such was his progress, that nothing but the famous treaty of London and its consequences—the battle of Navarino—could have prevented Greece from again becoming a Moslem province. We have been assured, however, by the highest authorities, that it was not the intention of Ibrahim to have restored the Morea to the sultan. The overthrow of the Egyptians by the allied powers only stimulated the exertions of Ibrahim on his return to his country. In the confusion of the port, he appropriated to himself both Candia and Cyprus, the finest islands of the Mediterranean. In the autumn of 1831, the Egyptian army consisted of ninety thousand disciplined infantry, perhaps not inferior to the Sepoys, and ten thousand regular cavalry. All the world who knew any thing about Egypt, ridiculed the unbrutish vanity of the pacha, and laughed at the ludicrous disproportion between such a military force and the population and resources of Egypt. By the autumn of 1832, however, Ibrahim has conquered all Syria, and almost the whole of Asia Minor, and is nearer Constantinople than the Russians. Ibrahim pacha, therefore, is a great man. He is the great conqueror of his age.

He is without doubt a man of remarkable talents. His mind is able, active and energetic. He is totally free from prejudice, adopts your views with alacrity, and has every advantage to illustrate his military genius. His ambition is unbounded; his admiration of European institutions and civilization great; but he avoids, with dexterity, shocking the feelings and prejudices of the Moslem. A mystery hangs over his birth—he is said to be only an adopted son of the present pacha of Egypt, but this is not admitted by many. The most confidence prevails between Ibrahim and his professed father. The pacha of the holy cities is a great voluptuary; his indulgence, indeed, in every species of sensuality is unbounded. Although scarcely in the prime of life, his gross and immense bulk promises but a short term of existence, and indicates a man sinking under overwhelming disease, and incapable of exertion. His habits are sumptuous: he delights in magnificent palaces and fanciful gardens, and is curious in the number and beauty of his possessions; but his manners are perfectly European. He is constantly in public, and courts the conversation of all ingenious strangers. His chief councillor is Osman Bey, a renegade Frenchman, and an able man. Less than twenty years ago, Ibrahim pacha passed his days in sitting at a window of his palace with a German rifle, and fired at his boats and his horse on the backs of the water carriers as they returned from the Nile. As Ibrahim is an admirable marksman, the usual effect of his exertions was in general only to deprive the poor water carriers of the fruits of their daily labor: sometimes, however, his bullet brought blood, instead of the more innocent liquid—but Egypt was then a despotic country, it is not so now, and it is not known among us, that the old pacha of Egypt and his son, in their rage for European institutions, have actually presented their subjects with "the two chambers," called in the language of the Levant the "Alto Parlamento" and "Basso Parlamento." These assemblies meet at Cairo; and have been formed by the governor of every town sending up to the capital, by the order of the pacha, two good and discreet men to assist in the administration of affairs. The members of the "Alto Parlamento" have the power of discussing all measures; but those of the "Basso Parlamento" are permitted only to petition. Their highnesses pay very little practical attention to the debaters or the petitioners, but always treat them with great courtesy. Yet they are very proud, (especially the elder pacha), of these institutions; and the writer of these articles has heard Mehemet Ali also boast that "he has as many parliaments as the king of England." In the mean while these extraordinary events have wrought singular revolutions in manners—we have for the first time a Turkish ambassador in England. MARCO POLO, Jr.

# NILES' WEEKLY REGISTER.

FOURTH SERIES. No. 26—VOL. VIII.] BALTIMORE, AUG. 24, 1833. [VOL. XLIV. WHOLE No. 1,144

THE PAST—THE PRESENT—FOR THE FUTURE.

EDITED, PRINTED AND PUBLISHED BY H. NILES, AT \$5 PER ANNUM, PAYABLE IN ADVANCE.

**On a card.** The editor yet remains absent from home—but expects to resume his duties at the desk early next week—with a renewed power and an increased ability to perform them more acceptably; and while asking the indulgence of his friends for the present relaxation, which seemed necessary to the continuance of his health, he hopes, by greater exertion, to merit the kindnesses conferred upon him. He has seen and heard much which, being profitable to himself, may, perhaps, be rendered useful to others.

## CHOLERA.

Kentucky, Indiana, Illinois and Missouri were still afflicted, though the cholera was abating. In Ohio this disease still continues; in Columbus it had nearly disappeared, there had been 5 deaths by it there, including those in the penitentiary. In Dayton, Chillicothe, New Richmond and Ripley occasional cases occur. The number of deaths from it at Cincinnati from May 1, to August 7, was 307. The deaths during the week immediately preceding the latter date had decreased more than 50 per cent.

The mayor of Charlestown, Va. officially announces there had been seven deaths between the 9th and 13th instant, and adds there had been no new case reported for the twenty-four hours preceding the last named date.

Four cases are reported to have occurred at Harper's Ferry, and four deaths in Hagerstown of a disease resembling cholera, three whites and one colored person. The Torchlight adds the town is blessed with unusual good health for the season.

The Fredericktown Herald, states that a man from the line of the canal entered that city on the 21st instant, affected with the premonitory symptoms, and while passing through the streets became quite ill, was removed beyond the limits of the city, humanely attended by the physicians, is now out of danger and will recover. The editor affirms that the city is quite healthy, and that no case of cholera has originated there.

The official report of the deaths by cholera in Lexington, (Ky.) prepared by order of the common council, from the 1st of June to the 1st August, is as follows: whites 252; slaves 174; free blacks 48—Total 502. This is an awful mortality.

**ELECTIONS.** Members of congress elect, in Tennessee. John Blair, Samuel Bunch,\* Luke Lea,\* James Standifer, John B. Forester,\* Baillie Peyton,\* John Bell, David W. Dickinson,\* James K. Polk, Wm. M. Inge,\* Cave Johnson, David Crockett,\* Wm. C. Dunlap.\*

Those marked thus, \* new members.

**North Carolina.** In the remaining district of this state, James Graham has been elected in place of its late representative, Samuel P. Carson.

**Indiana.** The following gentlemen, says the Indiana Journal, are supposed to be elected: Ratliff Boon, John Carr, Amos Lane, Edward A. Hannegan and George L. Kinnard.

**Kentucky.** The returns come in so slowly from this state, that we cannot give the result with any thing like certainty. It appears, however, that Robert P. Letcher, national republican, has beaten his opponent, maj. T. P. Moore, Jacksonian, by a small majority, and that Mr. Pope, Jacksonian, in the Louisville district, has been elected over Mr. H. Crittenden, national republican, by a majority of 8 votes. Mr. Boyd is said to have succeeded over Mr. Lyon, late member—both Jacksonians. Mr. Hays is said to have been re-elected, as also Judge Tompkins; and report also says that Martin Beatty and Benjamin Hardin, both national republicans, have been elected. In the Mount Sterling district, James Love instead of John White, as stated in our last, is elected by a small majority—both national republicans.

• VOL. XLIV—No. 28.

**FRIENDS' TRIAL—CONCLUDED.** To the editors of the Philadelphia Gazette. Trenton, Thursday evening, August 15. The case which has occupied the court of appeals during the last month, is now closed. With this, we send you the opinion, which was recorded in short hand, as delivered by governor Seely.

Messrs. Wood, Green, Board, McDowell, Clark, Merkle, and the governor voted, affirming, and Clawson, Holmes, Campion and Townsend, reversing the opinion of judges Ewing and Drake. Very respectfully yours, &c.

**Opinion.** The case of Hendrickson, vs. Shotwell, the court have had under advisement, and being fully aware of its great importance, it has given it a very close and laborious investigation, both in relation to the law and testimony applicable to the case.

I am authorised to announce as the opinion of a majority of the members of the court, that the decree of the court of chancery, in this case, be affirmed, without the payment of costs.

The court would most earnestly recommend to the parties interested, to make a speedy and amicable adjustment of all disputes and difficulties. I have always regretted to find religious controversies brought into courts of justice; it has a demoralising effect upon society, is a stumbling block to the unconverted, and a source of joy and rejoicing to the infidel. It is therefore sincerely desired by all good men, that no effort will be spared by this society to effect a speedy compromise of their disputes, on such just and equitable principles, as shall prove them to be influenced by the light within, operating on sincere and honest hearts.

**NEW YORK CUSTOM HOUSE.** We copy the following from the Daily Advertiser:

Extract of a letter from the secretary of the treasury, dated Washington, 7th Aug. 1833.

"It is the duty of the government to see that all those who have business at the custom house, shall have their affairs promptly attended to. The government has the power and the inclination to employ and liberally compensate all agents necessary for the public service; consequently, if those who have business at the custom house are obliged to give private pay to custom house officers, it must be because there are not officers adequate to the duty, or, because, if numerous enough, they do not perform their duty. I respectfully request you, therefore, to make known to every officer and clerk in the public employment in your custom house, that the practice of receiving, from merchants or others, compensation for services of any kind, is utterly condemned; and, that no person who shall accept private compensation, shall be retained in service after proof of the fact.

"I need not enumerate the evils likely to result from a continuance of the practice to which you refer. If a merchant cannot get his business transacted as it should be, it must be the fault of the government; if he has to pay a public clerk, he has a just cause of complaint against the government; and a strong temptation is held out to public agents to create delay and difficulty, in order to coerce a merchant into the payment of private fees. One abuse of this kind will lead to others; and at last there will be a laxity of moral feeling utterly inconsistent with the character of the country, and the honor of its government. It is altogether a mistake that the receipt of private compensation is, as one of your officers supposes, a private affair between the officer and the merchant; and I consider it my duty the more strongly to say this, as that gentleman is attached to the custom house. As the head of the most important establishment in the country, I look to you for all the aid that may be requisite, to put an end to a practice which no time or authority, according

to my notions, sanction or justify. I am, very respectfully, your obedient servant,

"W. J. DUANE, *sec'y of treasury.*  
"Samuel Swartwout, *esq. collector of New York.*"

WAR AGAINST OUR MERCHANTS. A greater excitement than that now existing among the merchants and commercial men of this city, in reference to the proceedings of the custom house against the cargo of the ship *Globe* has probably never been known. The case is not regarded as affecting the interests of a few alone, but as bearing upon the rights of every merchant and every shipper in Philadelphia. If the proceeding of the surveyor of this port, is sustained in this instance, it may be sustained in others, and a system of espionage and surveillance will be established, among our respectable and intelligent merchants, disgraceful to any community. A public meeting of shippers and others, to express their decided indignation, and to enter their protest against the course pursued by the surveyors, is in contemplation.

The result of the conference between the surveyor and the consignees of the *Globe*, has been entirely unsatisfactory to the latter. The surveyor was asked whether he had received any information implicating the manifest of the ship. He replied in the affirmative. He was desired to mention whether the suspicion rested upon any particular invoice, or upon the whole cargo—to which he replied that it rested upon the whole freight. He was then requested as an act of justice to the consignees, and to enable them to detect the authors of the fabrication, to give the source whence his information had been received, but he refused to give any information on the subject!

Notwithstanding this want of courtesy, the two principal shippers, immediately gave their consent that the boxes should be opened and examined, by the custom house officers, and they offered to pay the expenses of freighting their part of the cargo to and from the custom house, as well as the cost of opening the packages, that the tea and boxes might not be injured by boring. The same sacrifice would no doubt have been made by all the consignees, but the tender was refused, the surveyor declaring that he should insist upon the boring system. The consignees then proposed, with a view of mitigating the damage consequent upon boring, that a certain number of boxes to be selected by the inspectors, should be taken from each invoice, and bored. *This too was refused!*

There being no possible way of satisfying the scruples of the surveyor, which had arisen, we doubt not, from misapprehension, the discharging of the cargo has been recommenced, as the ship cannot be detained. The loss to the consignees will be at least twenty per cent. from the injury received from the tea and boxes, from the boring instruments of the inspectors. A large purchaser has already refused to receive his invoice, and the consignees will be obliged to dispose of it at depreciated prices.

To show the extent of damage likely to be sustained, we may mention that one of the boring agents was yesterday discovered making an opening with his auger, in a box of *Chinese embroidered shawls*, which he had mistaken for a tea chest.

In consequence of the proceedings detailed above, the sale of the cargo of the *Globe*, has been postponed one week. (*Philadelphia Gazette.*)

THE WEST INDIA TRADE. The *Wiscasset Yankee*, gives the following statements to the operation of the negotiation effected by Mr. McLane, under the instructions of Mr. Van Buren.

"No sooner were the British vessels permitted to take cotton from our ports, than the British government changed the old duty of 5 per cent. ad valorem, to a specific duty of five-eighths of a penny per pound; and at the same time ention freights from the provinces paid but one twenty-fifth of a penny per pound. Thus any British ships may sail from any of our ports with a cotton freight, and merely touch at Halifax, Bermuda, or any convenient place in the provinces, and pay but one twenty-fifth of a penny on her cotton; while American freights must pay five-eighths of a penny. It is clear then that the British vessel has nearly three-fifths of a penny per pound advantage over the *American.*"

NOTICE TO PUBLISHERS OF NEWSPAPERS. *Post office, New York, August 15, 1833.* The following circular was received this day from the post office department, and in conformity with the instructions therein contained, the postage will in future be required upon all papers sent to the British provinces, unless paid at the United States post office on the frontier.

SAMUEL L. GOVERNOUR, P. M.

CIRCULAR.

*Post office department, northern division, Aug. 15, 1833.*

Sir: It being communicated to the department that the post masters in British North America have been instructed not to collect, nor be accountable to this department for the United States postage on newspapers sent by mails from the United States into the British provinces, it becomes necessary to require that payment of such postage be made in the United States. You will, therefore, inform the publishers of newspapers, sending from your office to subscribers in the British provinces that it will be necessary to pay the postage in advance at your office, or cause it to be paid at the United States post office on the frontier, which despatches such papers across the line, otherwise they will be detained at said frontier office. I am, respectfully, your obedient servant,

A. NELSON,

For the post master general.

To Sam'l L. Gouverneur, *esq. P. M. New York, N. Y.*

STATE RIGHTS. The following letter was addressed by the hon. Nathaniel Macon, late U. S. senator, to Samuel P. Carson, *esq. of North Carolina:*

"*Buck Spring, 9th Feb. 1833.*

"Sir: I have received your letter of the 24th ultimo. There can be no doubt that the U. S. are in a deplorable situation, and that the publication of the opinion you desire would be useless. It has never been a secret, and always stated to those who wanted to know it. In the year 1824 the constitution was buried in the senate—the senators who were then present, will, it is believed, recollect the fact—and never afterwards quoted by me while I continued in the senate. The opinions of gen. Washington, Mr. Jefferson and gov. Clinton are known but not respected. I have never believed a state could nullify and remain in the union, but have always believed that a state might secede when she pleased, provided she would pay her proportion of the public debt, and this right I have considered the best guard to public liberty and to public justice that could be desired, and it ought to have prevented what is now felt in the south—oppression.

"The proclamation contains principles as contrary to what was the constitution as nullification. It is the great error of the administration, which, except that, has been satisfactory in a high degree, to the people who elected the president. When confederacies begin to fight, liberty is soon lost, and the government as soon changed. A government of opinion, established by sovereign states, for special purposes, cannot be maintained by force. The use of force makes enemies, and enemies cannot live in peace under such a government.

"The case of South Carolina is as different from that of Pennsylvania as any two cases can be. In 1816 the system that now oppresses the south was begun. It was then opposed. In 1824 the constitution was buried. Senators who were then in the senate, will no doubt recollect—(Repetition—old age will show)—Time to quit. Yours, very truly, NAT'L MACON."

A CHOICE BIT. The following is part of an oration delivered recently in South Carolina, by THOMAS GRIMKE. It is a beautiful extract, and we commend it to the attention of our readers. Mr. Grimke is extensively known, and wherever he is known he is esteemed.

[U. S. Gaz.]

Our country! Our whole country! How affecting are the ties which bind us to thee; how venerable is thy claim to our faithful services, to our purest affections! What indeed is our country, but a parent, by obligations the most sacred and sublime; by associations the most delicate and comprehensive; by prospects the most animating and delightful! In our American creed, what article thine is of higher authority, of deeper interest, of more enduring value, than the precept, which commands us to



reverence and love our country? Are we bound to father and mother by relations, which God himself has ordained and enforced? So are we to our country. Are we bound to our parents by all the sanctions of civil society, coeval with its origin, expanding in its progress, and destined to endure while social life shall last? So are we to our country. Are we bound to our father and mother by all those natural affections, which make them the most venerable of human beings, and home, the happiest spot upon earth? So are we to our country. The parents, whom nature has given us, die, and are laid in the earth, by the hands of their children; but our father-land protects us in life and hallows our graves. Our parent country still survives her children. She is immortal. Shall we not, then, in the spirit of gratitude, reverence and love, engrave on our hearts some maxim, not less beautiful in its moral, if we regard our duty, than eminent for its wisdom and truth, if we consult only our interest? And where shall we find a precept more venerable for its antiquity, more commanding in authority, than the inscription on the table of stone? "Honor thy father and thy mother, that thy days may be long in the land which the Lord thy God giveth thee." Our country is indeed a father, to be revered in the authority which commands our obedience; and a mother, to be loved with all the enthusiasm of gratitude and affection. No voice from heaven has indeed proclaimed, amidst the thunders, and lightnings, and clouds of another Sinai, "honor thy country, that thy days may be long in the land which the Lord thy God giveth thee." No miraculous hand writing has denounced against us, the sentence of destruction for unfaithfulness to her commands, for hypocrisy in our affections. No prophet or apostle has recorded with the pen of inspired truth and by divine authority, "thy country is thy parent—by all that is most solemn and binding in duty, by all that is most eloquent and holy in love." But the voice of nature and the testimony of all experience; the brightest and the darkest pages of history; the wisdom of philosophy, the energy of eloquence, and the enthusiasm of poetry, all attest the truth, "thy country is thy parent."

**EXCERPTS. Opinions on secession, &c.** In a letter to Mr. Carrington, in 1787, Mr. JEFFERSON said—"Where two parties make a compact, there results to each a power of compelling the other to execute it. Compulsion was never so easy as in our case, when a single frigate would soon levy on the commerce of any state, the deficiency of its contribution."

In 1811, Mr. JEFFERSON said, in a letter to Mr. Tracy, "That certain states, from local and occasional discontents, might attempt to secede from the union; but it is not probable that local discontents can spread to such an extent, as to be able to face the sound parts of so extensive a union."

The editor of the Richmond Enquirer, 1814, held the following opinions:

"No man, no association of men, no state, or set of states, has this right to withdraw itself from the union of its own accord. The same power that knit us together, can only unknit. The same formality that forged the links of the union is necessary to dissolve it. The majority of the states, which form the union, must consent to the withdrawal of any one branch of it. Until that consent has been obtained, any attempt to dissolve the union, or obstruct the efficacy of its constitutional laws, is treason—treason to all intents and purposes."

"Any other doctrine, such as that which has been lately held forth by the federal republicans, that any one state may withdraw itself from the union, is an abominable heresy."

**TRIBUTE OF RESPECT TO THE PRESIDENT.** From the *Norfolk Herald*. The court and common council of the borough of Norfolk appointed a joint committee from their respective bodies, last week, to wait on the president of the United States at the Rip Raps, and tender him an invitation to visit the corporate authorities and citizens of the borough, at such time as might suit his convenience.

The committee accordingly waited on the president on Friday, and were received by him with peculiar courtesy and affability; he postponed giving an answer to the invi-

tation, however, till the next day, though he intimated to the committee that it would probably be out of his power to accept it. On Saturday evening the president's answer was received by the committee, declining the invitation in consequence of his previous arrangements for returning to Washington in the early part of the week. We have been favored by the committee with a copy of the letter of invitation, and the president's reply, which we subjoin.

Norfolk, August 15, 1833.

Gen. Jackson,

Sir: The corporate authorities of the borough of Norfolk, have charged us with the pleasing duty of waiting on you in the name and on the behalf of their fellow citizens, to tender their most respectful salutations and kindest wishes for your continued health and happiness, and to invite you to visit them at such time as may best suit your convenience; and we beg leave to assure you that your acceptance of their invitation would afford them an opportunity very anxiously desired, of paying to you, in person, those civilities so eminently due to your official and private character. We have the honor to remain, very respectfully, your obedient servants,

WRIGHT SOUTHGATE,  
ISAAC TALBOT,  
JOS. H. ROBERTSON,  
NATHAN C. WHITEHEAD,  
JOHN CAPRON, } Committee.

Gen. Andrew Jackson, president of the U. S. Rip Raps.

Rip Raps, August 17, 1833.

Gentlemen: I have the honor to acknowledge the receipt of the polite invitation of the corporate authorities of the borough of Norfolk, which you were charged as a committee to tender me, together with their respectful salutations and kind wishes for my health and happiness.

For the kind wishes expressed for my health and happiness, I make a tender to you individually, and through you to the citizens of the borough of Norfolk, of my grateful thanks, with the assurance that nothing would afford me greater pleasure than to visit and shake my fellow citizens of Norfolk by the hand. But my public duties call me to Washington at an early day. I know not at what moment the conveyance for which I have written may approach my retreat, and in the mean time the state of my health admonishes me that I ought to remain free from haste and fatigue, and avail myself of the benefit of the pure air, the sea bathing, and the repose which I have sought in this insulated spot of your beautiful bay, for the short period that my public duties permit me to withdraw from Washington.

These considerations, will I trust be received by my friends in Norfolk, as a sufficient apology for my declining their polite and gratifying invitation; at some other time and under different circumstances, I may have the pleasure which is now denied me.

Receive, gentlemen, for yourselves individually, and present to those whom you represent, my best wishes for your prosperity and happiness. ANDREW JACKSON.

Messrs. Wright Southgate, Isaac Talbot, Jos. H. Robertson, N. C. Whitehead and John Capron, committee.

**PRINCE GEORGE'S COUNTY, Md.** A communication in a late *Marlborough Banner*, from Edward W. Belt, esq. whose opportunities of ascertaining may be relied upon, estimates the exports of the products of this fertile county, the last year, at 11,000 hogheads of tobacco, valued at \$550,000; and 220,000 bushels of wheat, valued at \$275,000. Making \$825,000 for those two articles only, in one year. "This," says Mr. B. "is more than one fourth of the exports of domestic produce from Maryland, and is to the exports of domestic produce of the United States, about one to 73. Our village (Marlborough) last year exported 2,110 hogheads of tobacco, worth \$105,000."

**PITTSBURGH.** We find the following article in the *Pittsburgh Advocate*—we know nothing of the circumstance which called forth the card—but all data for calculations furnish conclusions that Pittsburgh is and must long continue to be prosperous in an eminent degree; and indeed no place more deserv'd general prosperity. Enterprise, activity, punctuality to business, and that

kind of true liberality which consults the good of all, must result in individual and general success; long may they remain the attributes of our western metropolis, and and long may her citizens enjoy their results.

Pittsburgh, August 7, 1833.

The undersigned, engaged in manufacturing and mercantile pursuits in the city of Pittsburgh and vicinity, have noticed with extreme regret the publication in one of our newspapers, entitled "hard times," which mentions information of "failures among our heaviest business men." Although the intention of the publication may have been praise worthy, its construction abroad may be of the most dangerous tendency to our credit as individuals and a community. We therefore feel ourselves called upon to repel all imputations which may affect us as men of business.

We assure the public at large, east and west, that at no period within our knowledge, has the character of our city deserved to stand higher for solid capital, for mercantile punctuality and integrity in the engagements of its traders. We protest against the conclusions drawn from one single failure, and against involving the credit of others in this individual misfortune.

Riddle, Forsyth & Co.	H. McShane,
Little & Hays,	Wm. J. Macleira,
William Holmes,	Hoge & Wainwright,
John D. Davis & Co.	S. Smith & Co.
Shoenberger, Wrenshall & Co.	McKee, Clarke & Co.
Co.	Leonard, Sempie & Leonard,
Cassat, Hutchinson & Leslie,	Mittenberger, Brown & Co.
H. S. Sprang & Son,	Allen & Girant,
Adams, Allen & Co.	Lewis Hutchinson & Co.
Carlisle & Birmingham,	L. & P. Peterson,
Johnston & Stockton,	R. Townsend & Co.
James Irwin,	W. Ebbs & Co.

INSPECTION OF SALT. The amount of salt inspected in this town during the month of July, is as follows:

Saline,.....	130,634 34
Liverpool,.....	48,170 38
Groldes,.....	36,591 46
Syracuse,.....	34,520 38

Total,	269,816 56
Duties,	\$33,364 72

The inspection for the season, thus far, is considerably greater than for the corresponding months of any other season. [Syracuse (N. Y.) Mail.

MASSACHUSETTS FISHERIES. The Charleston (S. C.) Courier, in noticing Dr. Smith's recent work on the "Massachusetts fisheries," makes the following abstract from the book:

Many of the towns in the colony of Massachusetts began, at an early date, to cultivate their river fisheries. In 1641, 300,000 dry fish were sent to market. Previous to the American revolution, the cod fishery of Massachusetts employed 28,000 tons of shipping and 4,000 seamen; making an annual value of industry and enterprise of about \$1,000,000. In 1775 Great Britain broke up this profitable employment, by prohibiting the colonies the exercise of the right of fishery on the banks of Newfoundland. The restoration of peace with Great Britain, after the achievement of American independence, revived this branch of industry and hardy enterprise, which was further stimulated by a bounty granted by congress in 1779, on exported fish, and a few years after, to vessels employed in the business. In 1807, 71,000 tons of shipping were employed in the cod fishery alone, and the average value of exports from this country, of the productions of the sea, for that and the four preceding years, was estimated at \$3,000,000. The unwise restrictions then imposed on our commerce, caused the fisheries to diminish in value, from that period until the close of the second war with Great Britain. The return of peace again effected their revival, and the very next year 68,000 tons of vessels, employing 10,000 seamen, were again upon the ocean. In 1804 the number of barrels of mackerel packed in Massachusetts was 8,079; in 1811, 19,000. The war nearly destroyed this business; but in 1815 it rose again to 16,000 barrels. In 1820 the increase was so rapid, that the number of barrels packed amounted to

236,243. This was before the separation of Maine. In the subsequent year, Massachusetts alone packed 173,000 barrels—and in 1831, the amount had swelled to 348,000 barrels. The number of vessels employed in 1831, was near 400, and the seamen probably exceeded 4,000. The probable value of the mackerel fishery for 1831, exceeded \$1,500,000.

NEW DISCOVERY. Mr. Mariner, of N. York, has made an important discovery for the use of persons exposed to fire or water. It is a process by which he is enabled to coat over leather, cotton, linen, silk, &c. or any like material, into durable India rubber garments, wholly impervious to water, without being rendered heavy or clumsy. The editor of the New York Advocate says he has examined a coat and pantaloons made of cotton cloth, covered in every part with the India rubber, without a stitch except in the button holes. These must be excellent articles for firemen, stage drivers, and travellers in open waggons. Ladies' and gentlemen's boots and shoes may be made of any of the above named materials from the coarsest leather or the finest silk. The India rubber cloth may be obtained on application to George Spring, No. 55 Pine street, New York. In making, it is recommended that care be taken to avoid as few pin and needle holes, and seems as possible.

POWER OF THE HYDRANT. An experiment was made yesterday for the purpose of ascertaining the height to which water can be carried by the power of the hydrant, without the intervention of engines. A hose was attached to the stock at the corner of William street and Exchange Place. The power was found sufficient to throw the column of water fairly upon the roofs of the tallest buildings in the neighborhood, most of which are four stories high. The water was thrown with great force in an almost unbroken column against the underside of the eopings, and when the hose was carried up to the roof of the new stores in William street, it was still thrown fifteen or twenty feet higher in a perpendicular direction and across the street so as to drench half a dozen houses on the other side. Our hydrant has cost a large sum of money, but it has already saved property enough from destruction by fire to reimburse its cost, and has won the public favor completely. The property in the city is at this moment worth more by ten times and for aught we know a hundred times the cost of the hydrant, on account of the security growing out of its existence. The risk of insurance against fire is reduced materially, and the premiums would be, were they regulated upon the principles of that beautiful system—free trade. [N. Y. Jour. Com.

NEW SYSTEM OF FRAUD. A novel system of fraud has recently been practised in New York and Albany. A person went to one of the New York banks and deposited \$250, and drew his check for the money which the cashier certified as good for the amount. The check holder then altered the word two into twelve, and placed a figure 1 before the 250, presented the check at another bank and drew \$1,250. He next made another deposit, again altered the certified check, and drew more money in Brooklyn; a third time he deposited money, and drew \$1,250 each from the Mechanics' and Farmers' bank and the Canal bank at Albany. In all, the swindler obtained from \$5,000 to \$7,000, from his \$250. He selected the sum of \$250, in each case for deposit, as the words and figures of the check could be most easily altered to answer his purpose. At one bank in New York where he presented a check, the cashier noticed something wrong in it and pointed it out to the presenter, who said, very coolly, that he had taken the check without examining it, but he then saw it was wrong, and would return to the bank in which he had deposited, and get it corrected—and he went out for that purpose. Of course he was not heard from again. [Poughkeepsie Telegraph.

MAIL ROBBERY. On Saturday morning, the 10th inst. a man rather shabbily dressed went into a tailor's shop in the upper part of the city to purchase some clothing, and took from his pocket to pay for them a draft drawn by the cashier of the Easton, Penn. bank, for \$60 dated August 1st, and in favor of a person whose name we did not

learn, residing in Kingston, Esopus. The draft not being endorsed, the tailor suspected that all was not right, and detained the man until he could send to the house of the cashier of one of our banks who lived in the vicinity. On his arrival the man was searched, and another draft for \$2,000, drawn as above, and in favor of a respectable commercial house in this city, in the way-bill of the Easton, Penn. post office, which stated that about 13 letters were mailed, were found upon him. An officer was immediately sent for, but before he arrived the man escaped.

Information was given to the police magistrates, and the way-bill was handed to justice Hopson. Inquiry was then made at the post office to know if there had been a mail robbery, and the officers were told that the Easton, Penn. mail bag had been robbed, and that the bag had been found in Washington street near the battery, and several letters had been picked up in the street, broken open which had contained the drafts above alluded to.

On Saturday afternoon a man was arrested for some petty theft, and on him were found papers or letters which proved him to be the same man who had attempted to pass the above drafts in the morning. He is committed to prison for further examination and trial.

[N. J. Mercantile Adv.]

**LOSS OF THE SHIP MENTOR.** The ship Mentor, of New Bedford, under my command, was lost on the Pelew Islands, on the 21st May, 1832, and eleven of my crew were lost at the time, in attempting to leave the ship in one of the boats, viz: Thos. M. Colesworthy, 1st officer; Peter O'Connor, 2d officer; Benjamin F. Harkell, James M. Fisher, David Jenkins, boat steerer; Lewis Burgoin, John Bailey, James Blackmore, Thomas Taylor alias James Holiday, William Jones, scaman; and the cook, a black man. The remainder of my crew arrived at Pelew on 24th May, in latitude 7 41 north; the ship was lost on a reef in lat. 8 18, and long. nearly 135 east. We remained on the island until the 23d day of November, when the natives gave us a canoe and a whale boat belonging to the ship, with such provisions as the island afforded, with which we left, in hopes of reaching the island of Ternate, or any other of the Dutch settlements. We left at Pelew as hostages, James Meader, Calvin Alden and Horatio Davis, taking with us two chiefs and one man, natives. On the 29th November, the canoe sunk in a squall. After taking all the men into the whale boat, continued our voyage until the 6th December, when at day-light we discovered Lord North's Island, the natives of which came off in canoes and made us all prisoners, broke the boat in pieces, and stripped us of all our clothes, but otherwise offered us no violence. We remained with them until 3d of February, 1833, when the Spanish ship Sabina, captain Somes, from Calcutta, hove in sight, when myself and H. J. Rollins succeeded in getting on board, leaving Horace Hollen, Milton Hewlet, Benjamin Nntz, Charles Bowkett, William Siddon and Peter Andrews, with the three Pelew men. Captain Somes being short of provisions, could not wait to get the rest on board, not knowing how long he might have to detain himself, and the natives not wishing to part with us. Captain Somes has done every thing in his power to render our situation as comfortable as possible during our stay on board the Sabina, for which I beg to return him my most grateful thanks.

We may attribute our kind treatment at Pelew to the presents they received from the British government, for the kindness and hospitality shown to captain Wilson when he lost his ship on the same island; and no doubt the two chiefs accompanied us in the canoe expecting a reward from the American government for taking care of us, building us a canoe, &c. &c.

Given under my hand at Macao, China, this 24th day of February, 1833, EDWARD C. BARNARD.

**U. S. SHIP INDEPENDENCE.** A serious disaster had nigh befallen the Independence 74, which is lying in the stream at the Navy Yard, in Charleston, on Wednesday, 14th inst. Early in the morning, com. Elliott went on board to give directions about having the ship well moored against the arrival of the equinoctial gales, and while on deck, it seemed to him that she lurched more than usual. He ordered the pumps to be tried, which being

done, it was ascertained that she had four feet of water in her hold. Some rogue had broken off the brass cock fixed on one of her siles to let in salt water occasionally, and the ship was filling rapidly. But for the timely discovery, she must have sunk during the afternoon or night, in a depth of 50 feet of water.

**THUNDER STORM.** During a violent thunder storm which occurred yesterday, the marine hospital, a new edifice not yet completed, was stricken and considerably injured. It is probable that the electric fluid entered at the south east chimney, the top of which it tore off, and then separated into three streams, one descending the south east corner, splintering and scorching the window frames, tearing out the iron pulleys attached to them, and breaking the glass. The second stream descended the middle of the eastern wall, and destroyed a portion of the plastering on the inside, which being fresh, showed the marks of the splinters which were stripped off and dashed against it. It then descended to the ground, tearing off a part of the lower eastern door. The third stream descended through the centre of the building, shattering some of the studs to pieces, and stripping off the plastering, leaving marks of its having followed the direction of the nails, which secured the lathing. The circumstance of there being no lightning rod erected for the protection of the building, will probably account for the different directions taken by the fluid in its passage to the ground. There were, we understand, no persons in the edifice at the time of the accident.

The house of R. M. Allan, esq. on Sullivan's island, was also struck about the same time, and the inside very much shattered, but providentially without injury to any of its inmates. The clap was severe, and the escape wonderful. Mrs. A. who was sitting near the side of the house where the lightning entered, with her infant in her arms, was stunned by the shock, and the infant fell on the floor—but without further injury to either.

[Charleston Cour. Aug. 5.]

**THE TEA SHIP.** The following call upon the patriotic citizens of Philadelphia is—from its nature and date—a curiosity in this day. We have seen the original—probably the only one extant—and could not but view it with strong feelings of the great events which followed the apparently trifling cause to which it refers. It was posted as a july card around the city, and proves that the art of printing was, at that remote day, well understood here:

Monday morning, December 29, 1773.

The tea ship being arrived, every inhabitant who wishes to preserve the liberty of America is desired to meet at the state house, this morning, precisely at ten o'clock, to advise what is to be done at this alarming crisis.

**TRIBUTE TO WASHINGTON AT THE DUBLIN THEATRE.**

Mr. Haekett, the actor gives the following account of an occurrence at the Duhlin theatre. "The first night of Rip Van Winkle, when in the midst of the scene where he finds himself lost in amazement at the change in his native village, as well as in himself and every body he meets, a person of whom he is making inquiry mentions the name of Washington. Rip asks 'who is he?' The other replies—'what! did you never hear of the immortal George Washington, the father of his country?' The whole audience from pit to gallery seemed to rise, and with shouting, huzzas, clapping of hands and stamping of feet made the very building shake. These affecting plaudits continued some time, and wound up with three distinct rounds. To describe to you my feelings during such an unexpected thunder-gust of rational enthusiasm is utterly impossible. I choked—the tears gushed from my eyes, and I can assure you it was only by a great effort that I restrained myself from destroying all the illusion of the scene by breaking the fetters with which the age and character of Rip had invested me, and exclaiming in the fullness of my heart 'God bless old Ireland.'"

**POISON FROM SEWBUNNY.** A son of nine, and a daughter of six years, and only children of Samuel York, of Farmington, Mass. died a few days since in consequence of eating new honey. They lived about thirty-six hours.

It is, perhaps, not generally known, (says the Kennebec Journal), that honey recently gathered by bees at a certain season of the year, from the flowers of some poisonous plants, possesses their deleterious qualities, in a highly concentrated state, when fresh, and may prove fatal if taken in sufficient quantity. It has been ascertained that the poisonous effects of some plants, as for instance the Lambkill, so called, depend upon a certain agent, named by chemists, prussic acid. It is also found that this acid very soon loses its hurtful properties by decomposition; so that honey containing such an agent at first, would of itself become pure in a short time, being suffered to remain undisturbed. Occurrences of death from this cause, are, no doubt, exceedingly rare.

POPULATION OF UPPER CANADA. The York papers give the following as the aggregate of the population of Upper Canada, for the years 1832 and 1833:

Districts.	1832.	1833.	Increase.
Eastern	21,765	23,743	1,978
Ottawa	5,293	6,848	1,555
Johnstown	24,299	27,058	2,759
Bathurst	19,636	22,286	2,650
Midland	37,457	42,294	4,837
Newcastle	21,019	25,580	4,561
Home	40,650	47,650	7,000
Gore	27,324	31,820	4,596
Niagara	24,181	24,772	591
London	28,842	35,225	4,984
Western	10,627	11,788	1,161
Total	260,992	296,544	35,552

FREE LABOR COMPANY. Already a project has been started for a "West India free labor company." The proposal is to issue transferable bonds, bearing interest at 4 per cent. in sums varying from £100 to £1,000 each. The bonds to be issued to subscribers, who are to make an immediate deposit, and pay up instalments. The company are to buy up West India estates and mortgages. The company are to grant leases and estates, and the estates are to be cultivated by free negro labor.—The aggregate value of estates and stock is made to be £100,000,000; the money capital to be subscribed £15,000,000; total capital of the company on which *pro re nata* divisions are to be made, £115,000,000.

[English paper.]

FACTORY LABOR BILL. It has been already stated, that a proposition made by the chancellor of the exchequer in relation to this bill, was rejected by the house of commons; but the precise character of the proposition was not known when the statement was made. His object was, to confine the limitation of the period of daily labor, specified in the bill, which is eight hours, to children under 14 years of age. This was opposed, as an attempt to deprive the laborers of legislative protection at the very age when it was most required. Among its opponents was Mr. Brotherton, whose remarks were heard with much attention by the house. He said among other things, that

"It had been said that young persons above 14 years of age could make their own bargain; but it was in evidence that such young persons were obliged to work 15 and 16 hours a day, and when they had urged the inability of their strength to do so, had been told to quit; so that they must either comply with those hours of labor or starve. He must be permitted to state that he felt strongly and was deeply interested in this important subject, and he was not ashamed to say, even in this house, that he himself, from the age of 12 to 16 years, had worked in a factory from 12 to 14 hours a day.—(Hear.) He had endured all the privations now suffered by those young persons whose case was now under discussion, (hear)—and for them he could not but feel a deep sympathy.—(Hear)—for although he had been elevated by his fellow countrymen to the high honor of a seat in the British house of commons, he could neither forget the situation in which he had once stood.—(Hear)—nor could feel otherwise than much disposed to stand by his order.—(Hear, hear.) If he could accomplish any relief to that class from the griev-

ances under which they at present labored, he should feel satisfied that he had not lived in vain." (Hear, hear.)

A METAPHYSICAL HORSE-WHIPPING. Those of our readers who have attended to the contest between Don Pedro and Don Miguel, may remember, that some months ago, the former, from dissatisfaction to the commander of his fleet, admiral Sartorius, sent his aide-de-camp, sir John M. Doyle, to put him under arrest. When, however, the aide-de-camp stepped on board the admiral's ship, he himself was arrested, and kept in confinement. For the indignity of this proceeding, the soldier called upon the sailor for explanation; the sailor's reply was, that sir John could hardly have calculated upon any other treatment, when he ungraciously volunteered on such a mission, but that if brother officers think he (the admiral) owes any satisfaction to sir John, he would be happy to afford it to him, whenever they might meet at home or abroad, he (the admiral) being then about to proceed to France; thereupon, the knight, after expressing his regret at the necessity of the case, thus writes to the admiral:

It now becomes an imperative but painful duty on my part to request your excellency will do me the favor to conceive that you have been horse-whipped by sir J. M. Doyle, K. C. B. and K. T. S. who laments that your unaccountable and unwarrantable conduct should oblige him to adopt this as the only step your intended flight from the scene of your gallant exploits has left open. But should your excellency, on more mature reflection, revoke your intention of proceeding forthwith to France, I shall be most happy to receive you at the Fox whenever you are pleased to appoint, and to assure your excellency that every attention and requisite accommodation will be provided for you during the short period that your residence may be necessary on that occasion in Portugal.

Hereupon, the London Times, in the paragraph we copy, suggests a way out of the quarrel, without compromising the honor of either party:

"Sir John Milley Doyle, with a finished politeness and an amusing *naïveté* worthy of those distinguished heroes, major O'Flaherty and sir Lucius O'Trigger, requests his excellency vice-admiral Sartorius 'will do him the favor to conceive that he has been horse-whipped by sir John Milley Doyle, K. C. B. and K. T. S.' Now, there is a precedent, and a very celebrated one, in the French code of honor, (and no code is more sensitively delicate), which the vice-admiral may at once readily adopt, and thus honorably settle this inauspicious quarrel. Let him answer, in the words of the precedent, that 'he (the vice-admiral) begs the favor of sir John Milley Doyle, K. C. B. and K. T. S. to be assured that he (the vice-admiral) has run the said sir John through the body.' Thus this metaphysical duel will end as it began, in an imaginary collision. How much better than the reality for both parties!"

#### BRIEF NOTICES.

A wonderful invention it is said was discovered by a Frenchman named Batinneau in 1765, by which vessels at sea can be discovered 250 leagues off. The instrument is called *nanoscopie*, and an account of it is given in the London Monthly Magazine. A nebulous satellite, according to the invention, precedes a ship for several days, which can be seen. The French government did not patronize Batinneau, and he was living in obscurity in 1810.

Lieutenant Collings Long, commanding the U. S. schooner Dilphin, states in a letter to the secretary of the navy, dated April 1833, Valparaiso bay, that for the nine months previous only nine persons on board had drawn the liquor part of their rations.

Captain E. V. Sumner's corps of U. S. dragoons, or rangers destined for the Indian service, arrived at Buffalo, on the 24 inst. and left next day for their place of destination. The Buffalo Journal says, they were the finest looking raw recruits we ever saw; all New Yorkers, selected by capt. S. himself from the northern and western counties of the state, within the age of 25 years, and as nearly as possible 5 feet 8 inches in height. All possessing a good English education and of strictly correct habits. Such youth, with such a commander, who permits the performance of no menial service from any member of his detachment, and fares as they fare, cannot fail to prove useful and become an ornament to the service.

The Jackson republican democratic convention met at Hagerstown, Md. on the 16 inst., and nominated Francis Thomas, esq. as a candidate for congress.

The national republicans of the Eastern district, on the Eastern Shore of this state, have nominated the hon. Robert H. Goldsborough, formerly U. S. senator, as their candidate for congress. We regret to learn that Dr. John T. Reese, the candidate of the Jackson party for the above district, died in Philadelphia, on Tuesday last. Dr. R. was an accomplished gentleman and eminent physician, and was very highly esteemed for his social virtues.

An affray took place at the rail road on Monday evening last. It appears that certain colored persons wishing to go to the lake, took possession of the cars appropriated to white people; that they were turned out of them; went away and armed themselves, returned and attacked Mr. Reeves, the clerk of the road, by firing pistols at him, &c. Two of them have, we understand, been apprehended and bound over to appear at the next session of the criminal court. We should think it was high time a stop was put to the outrages of this class of gen'y.

[N. O. Argus of Aug. 1.]

Mr. McDuffie being present at the commencement of the college at Athens, Georgia, a dinner was tendered him and accepted. It was attended by great numbers and the guest received every demonstration of the most enthusiastic admiration. His speech, requested for publication by the committee, will speedily appear.

The trial of Antonio Le Blanc for the murder of Mr. Sayre and family, is going on at Morristown, N. J. before Judge Ford. The prosecution is conducted by Henry A. Foad, esq. district attorney, assisted by John R. Brown and Jacob W. Miller. For the prisoner, William L. Haisey, of Newark, and Francis Maccullock, of Morristown. The court has expressed a most positive injunction against publishing the proceedings of the trial during its progress. The penalty of disobeying this order will be imprisonment.

A man was discovered a few mornings since, says the New York Journal of Commerce, busily at work with a chisel and hammer, long after day light, forcing his way through the wall of the bank of New York, on the William street side, and no one interrupted him.

Anne, the daughter of sir Walter Scott, died on the 20th June last, after an illness of ten days. Her death was occasioned by a brain fever, increased by distress at the loss of her father.

The friends of ex-lieutenant Randolph in the city of Williamsburg, Va. gave him a dinner on the 24th ult. He has executed a indenture of lease for ten years to that institution, at the nominal rent of a pepper corn, per annum, of the buildings and ground formerly called Abingdon place, a short distance beyond the paved part of the city. The dwelling house is 100 by 54 feet, the lot is over two acres, and has on it beside the dwelling two stone kitchens.

Well executed counterfeit \$90 notes of the U. S. bank, Savannah branch, are in circulation at Baltimore. They are of the latter S. dated Sept. 2, 1838. The signatures are pretty well done—but upon close inspection it can be perceived that the cashier's name has been traced in a faint line, and then written over with a pen.

Charles Watts, judge of the 4th judicial district in the state of Louisiana, has been appointed judge of the 1st judicial district of that state, in place of judge Joseph Lewis, deceased.

James Bowman, esq. of New York, has made a magnificent gift to the New York Institute for the blind. He has executed an indenture of lease for ten years to that institution, at the nominal rent of a pepper corn, per annum, of the buildings and ground formerly called Abingdon place, a short distance beyond the paved part of the city. The dwelling house is 100 by 54 feet, the lot is over two acres, and has on it beside the dwelling two stone kitchens.

The whole number of passengers over the Saratoga and Schenectady rail road during the week ending on the 17th inst. was 2,751.

It is stated in one of the Boston papers that Mr. Webster is preparing a report of the speech delivered by him at Pittsburgh during his recent visit thither.

The collector of the Delaware division of the Pennsylvania canal at Easton, received \$1,572 94 toll during the week ending on the 14th inst.

A monument is to be erected to the late governor Lincoln, of Maine.

The expense of entertaining the President at Boston, is said to have amounted to \$11,000; and at New York to \$8,000.

We are pained to learn that our old and esteemed friend, Mr. Wilson, the editor of the Steubenville Herald, and his lady were seriously injured on the afternoon of the 9th instant, by being thrown out of a gig. The accident was occasioned by two young men who were riding a race. On coming up to Mr. W. at full speed, his horse took fright and ran off, when one of the reins broke, the gig was precipitated against a tree, and broke literally to atoms. Mr. W. and lady were thrown out on opposite sides. Although no bones were broken, no part of their limbs escaped contusion. In addition to very serious wounds on his limbs, Mr. W. received two contusions on his head and a severe bruise on one of his sides. They are both recovering slowly. They had been paying a visit to a sick friend a few miles in the country.

It is stated in the National Intelligencer, that Lieut. T. R. Gedney, of the navy, has lately taken out letters patent for an improved method invented by him of raising vessels upon an inclined single railway, for the purpose of cleansing their bottoms, repairing, &c. Letters from com. Rodgers and James Humphreys, naval contractor, speak in approval of the plan.

The hon. C. A. Wickliffe has been elected a member of the Kentucky house of delegates, from Nelson county.

A public dinner was given on the 12th inst. by the common council of the city of New York, to the officers of the army and navy on that station.

The officers, and a number of respectable citizens, met the common council in the governor's room, and proceeded in carriages to Bellevue. After going through these extensive buildings, they proceeded to Mount Vernon, whence they were conveyed in boats to Blackwell's Island, and visited the public institutions and every thing relating to the establishment. They then retired to the elegant bower, fitted up with great taste, and sat down to a sumptuous dinner, provided for the occasion. The guests consisted of about 50 officers, comprising all grades, from the commander to the midshipman, together with the officers of the army on that station, and about fifty citizens.

Alderman Cebra, president of the board of aldermen, and acting mayor, presided—assisted by assistant alderman, an W. C. president of the board of assistants. On the right of the chair were captains Ballard, of the U. S. ship Delaware, and Newton, of the U. S. ship St. Louis—on the left were captains Kearney and others.

As soon as the cloth was removed, the acting mayor addressed captain Ballard, in an appropriate manner, who replied in a very neat and pertinent speech.

A free sailing innkeeper, James Warfield, has been committed to the jail of Hartford county, Md. charged with the commission of a rape upon a little girl aged nine years, the daughter of Mr. William Adams, a respectable resident of that county.

In the 9th election district, Mass. there has been a second unsuccessful attempt to elect a member of congress. The vote stood thus, gen. Dearborn, national republican, 9,179; Mr. Jackson, anti masson, 1,842; and Dr. Thurber, Jackson, 703.

Charles Martin Baker, who left Philadelphia for Baltimore a few weeks since, and of whose safety fears were entertained by his family, was in Cincinnati on the 5th inst.

The ceremony of breaking ground upon the New York, Providence and Boston rail road, took place at Stonington, on the 14th inst. being the anniversary of the battle of Stonington.

The Journal of Commerce states that the company, to the number of fifteen hundred ladies and gentlemen assembled in that gallant borough. The spades were taken by John S. Clary, esq. of New York, president of the company, and by their excellencies governor Edwards, of Connecticut, and governor Francis, of Rhode Island. The work was then commenced in both states. Afterwards the guest partook of an excellent dinner, provided by order of the company. The day was fine, and all the events of it auspicious.

The brig Bolivar Liberator, Underwood, arrived at Manila, from the Sandwich Islands, but the captain was not allowed to enter, or even go ashore, on account of the name of his vessel, and consequently she proceeded to Canton. Manila is a Spanish port.

We understand one of the factories in Pawtucket, R. I. has stopped operations, in consequence of the high price of cotton.

An anti temperance meeting was held at the court house in Elizabeth city county, Va. on the 20th ult. The meeting was organized by appointing Samuel B. Servant, chairman and Jas. Gamble secretary. A committee was appointed who reported in praisable and resolute, condemning temperance societies as destructive to communities.

The woods near Sandy Point, Westmoreland county, (Va.) were set on fire by lightning, lately and much valuable timber was destroyed and other damage done before the flames could be extinguished.

A 120 gun ship, called the Waterloo, was launched at the Chatham yard in England, on the 18th of June last, the anniversary of the victory. She has been building six years. She is inferior to our ship the Pennsylvania.

A splendid ship of 550 tons burthen, called the Hark Away, was launched in this city on Saturday last. She was built by Mr. James Benham, for Messrs. James S. Brander, S. Co. of Petersburg, Va. and is intended as one of the regular line of packets about to be established between James river and Liverpool.

The editors of the Petersburg, (Va.) Intelligencer, have seen a specimen of cotton cloth, manufactured by the Merchants' company of that place, which has been pronounced by good judges to be equal to any thing of the kind ever made in this country.

Three hundred and seventy five good active horses are wanted by the 1st of next month, at St. Louis, for the use of the U. States army station in the west.

William J. Grayson, of St. Helena, South Carolina, has been nominated by secession, as the nullification candidate to represent the Waterborough district, vice Robert W. Barnwell, who declines a re election.

The hon. John Stanly, formerly a member of congress from North Carolina, died at Newbern, on the 3d instant. He was a gentleman of great abilities and ranked among the first orators of that state.

The Race Horse Tavern situated four miles from Pittsburgh, on the Pittsburgh and Greensburgh turnpike road, was consumed on the night of the 7th instant. The loss is stated at \$2,000.

The London Morning Herald states that it is reported, upon good authority, that Mr. and Miss Fanny Kemble have, by their united performances in America, cleared £12,000—nearly \$50,000.

It is stated in the New York Journal of Commerce that the office of the United States district attorney, has yielded the in-

cumbent, James A. Hamilton, esq. for four years past, an average of \$25,000 per annum.

A communication in the Richmond Wing states that a gold mine has been discovered on the lands of Mrs. Price, of Louisa county, Va. supposed to be the richest yet discovered in that state.

The national republican convention of Maine, have nominated Daniel Goodenow, as their candidate for governor of that state.

Mr. William Lore, a respectable citizen of Maurice river township, Cumberland county, N. J. was killed on Thursday last, at Millville, by a horse running against him, while he was conversing with a gentleman in the street. He survived but a few hours.

A writer in the Providence Journal mentions that Miss Diana Colwell, wove last week in the mill in the village of Blackstone, fifty pieces of cotton cloth, each containing twenty-eight yards, making in all one thousand four hundred yards; and at the price paid for weaving, her wages amounted to nine dollars.

A display of fire works was made a few evenings since at the Rip Raps. The president was standing near a barrel of combustibles, to which, by some means, fire was accidentally communicated—when away went, with an explosion, rockets, stars, wheels, serpents, &c.—one of the missiles just grazing the president, another striking one of the ladies, &c. Fortunately no one was injured. [Alexandria Gaz.]

As a passenger was stepping ashore from the steamer *Fanny*, at Albany, feeling a noble at his foot, he turned round and caught a fellow by the collar, who had just fingered his wallet. The sharper, finding himself surprised, dropped the pocket book, which the owner found at his feet. Unwilling to be detained as a witness, the passenger, after obtaining his money, let theascal escape.

"The victor belongs the spoils." A farmer who was in the garden, at this moment the discussion had his pocket filled with a lot containing \$170. He thinks the operation was performed by a chap who was most officiously polite in showing him the direction that one of the pioneer balloons was taking.

Robert Potter, who was some time ago imprisoned for a nameless outrage, perpetrated on the persons of the rev. Mr. Taylor and his nephew, in Granville county, and who is still in jail, was a candidate to represent that county in the legislature of North Carolina, and came within eleven votes of being elected!

During the 24 hours preceding 9 o'clock on Saturday morning last, there were received at our post office nine thousand seven hundred and one ship letters, and rising of four thousand packages and paper parcels—making a grand total, in 24 hours, of about 14,000, all of which were handled several times by the different clerks, marked, distributed and mailed, before 2 o'clock. [New York Gazette.]

We learn from the *New York Traveller*, that the celebrated colt *Midas*, by Eclipse, died lately near that city. *Midas* was matched against Mr. Wm. R. Johnson's *Jessup*, by Medley, for \$10,000, to be run for over the Long Island course in October. His death is supposed to have been produced by the ball which he usually gave at the commencement of the training sticking in his throat.

Advices from Para, received at New York, represent that portion of Brazil to be in a very unsettled state, in consequence of political excitement among that class of the people who have nothing to lose and every thing to gain by changing the existing order of things. The feeling towards the European Portuguese was hostile, and it was feared would manifest itself in riot and bloodshed. The operations of trade were also greatly embarrassed by the introduction of spurious copper coin in large quantities from the United States.

The rev. C. P. McHavine, bishop of the Protestant Episcopal church in the diocese of Ohio, has recommended to the clergy under his charge, to set apart Tuesday, the thirtieth of August, as a day of fasting, humiliation and prayer, and that wherever the scourge of cholera may reach, they will show to their flocks an example of steadfast trust in God and fearless writing upon his will—abiding at their posts, going in and out among the people in all works of consolation and usefulness—being specially assiduous in attentions to the sick and dying in their respective neighborhoods; and endeavoring to lead their people to be diligent in doing good, and thus to manifest that their "faith worketh by love," and their "love casteth out fear."

The Lancaster Journal says, "by letters from Mr. Buchanan, our minister to Russia, we learn that he may be expected home in November next."

#### FOREIGN NEWS.

From Liverpool, 20th to the 16th July.

GRAT BRITAIN AND IRELAND.

The great and all absorbing question, the Irish reform bill was to have been brought up for consideration on the 18th ult. The duke of Wellington had given notice that it would be opposed on its second reading. It is said that it is supposed that the duke's party would be able to vote early Grey, and that the Tories were so certain of victory, and of causing ministers to resign, that they had made arrangements for a new ministry, to which neither the duke of Wellington nor Sir Robert Peel would be included. The speaker of the house of commons, Charles Manners Sutton is named as the intended premier.

Lord Brougham's bill reforming the local courts had been rejected. Lord Hill, the commander-in-chief voted against it, and

it is intimated that should he repeat his refractory spirit he would be compelled to resign.

Mr. Ferguson had moved in the house, "an address to his majesty that he will be graciously pleased not to recognize, nor in any way give the sanction of his government to the present political state and condition of Poland, the same having been brought about in violation of the treaty of Vienna, to which Great Britain was a party."

Lord Palmerston, in reply, admitted the truth and justice of all the observations and details made by the hon. mover; but, at the same time, deprecated the pressing of the motion, on the ground that, if carried, a war with Russia would be inevitable.

Lord Althorp followed in a similar strain, and moved the previous question.

Lord Grey then hoped, that though ministers might concur in the sentiments of the mover, he would withdraw the motion, on the ground that when the unanimous opinion of the house went forth to the world, it would have more effect than if a division took place and a large majority voted against it.

He was followed by Mr. Hume, Mr. Atwood, Mr. O'Connell, Mr. Shell and several other members, who argued in favor of the motion, as being due to the character and feelings of the country; and by Lord Palmerston and Mr. Stanley, who, as well as Mr. Warburton and Sir Robert Peel, argued against it, as being likely to involve the country in a war, for which it was not prepared. Mr. Cutlar Ferguson replied, and the house divided, when the numbers were—for the previous question, as moved by Lord Althorp, 177; against it, 85; majority 82.

Rapid progress was making in the bill rechartering the East India company.

Mr. Bulwer moved an address to the king calling for copies of papers respecting the measures pursued by Russia in her interference with the state of Turkey. He asked if there was any government in the country. (Lord Althorp—here we are). It did not concern Mr. B. that he should say they were here, that they constituted a government. He condemned ministers for having taken no share in the affairs between Turkey, Russia and Egypt. No one could doubt that the object of Russia was to reduce Turkey under her dominion.

Lord Palmerston replied and said a correspondence was now going on on the subject, and the nation would be productive of inconvenience; he doubted not Russia would preserve her faith, and hoped that confidence might be reposed in government, on this subject, for a very short time longer.

Mr. Bulwer in consequence of lord Palmerston's statement withdrew his motion.

On the 12th July, the lord Chancellor introduced his bill founded on the report made by the commissioners of inquiry into ecclesiastical courts. By this bill about 300 diocesan courts will be abolished and their business transferred to the ordinary jurisdictions. The court of prelates—does any body out of the profession know any thing of it, even the name—is to be abolished, and criminal actions for brawlings, &c. are to be transferred to the judges, these offences being made misdemeanors. The statute of frauds, also, is to be extended by it to the probate of wills, and real property thereby put on the same footing as personal. The marquis of Westmeath, who has had some experience of the present system in the ecclesiastical courts, and the bishop of Lincoln, approved of the principle of the bill, which was read a first time.

At an adjourned meeting of the West India proprietors, at the Thatched House tavern, the earl of Harcourt in the chair, resolutions were passed, declaring—"that the meeting was anxious to adopt the principle of the resolutions of Mr. Stanley; that they had always been ready to offer to his majesty's government their local knowledge and practical experience; that the proposed bill meditated an unnecessary interference with the rights and privileges of the colonial legislatures; and that a committee consisting of the agents of islands, and other gentlemen, should be appointed, to examine into the details of the bill, and report hereafter upon it."

Dublin papers announce the death of Dr. Laffan, Roman Catholic bishop of Cashel, and brother of Sir Courcy De Laffan, baronet.

The Liverpool cotton markets up to the 15th ult. continued to show a further advance on Sea Islands of 1d., and 1d. on all other American and Brazil had taken place. On East India cotton had improved 1d. The sales in the latter descriptions were limited. The sales amount to 36,210 bales, consisting of 1,110 Sea Island at 12d., to 16d. 6,010 Mobile, Alabama and Tennessee, 8d., to 9d. 7,400 New Orleans, 8d., to 11d. 2,250 Pernambuco and Ceara, 10d., to 11d. 1,800 Bahia and Maceio, 9d., to 10d. 660 Maranhau, 10d., to 11d. 70 Demerara, &c. 10d., to 11d. 170 Egyptian, 11d., to 12d. 80 common West India, &c. 9d., and 2,940 Surat at 6d., to 7d per lb. The imports are 11,316 bags.

#### PORTFOLIO.

The news of the capture of the fleet of Don Miguel by that of Don Pedro, under rear admiral Napier, has been confirmed. The *Liverpool* 77th of July 15th contains positive accounts to that effect.

The Birmingham steamer arrived at that place on the night of the 15th bringing Senior Mendizabal, bearer of despatches, who landed and proceeded immediately for London. The following is said to be the substance of his despatches.

It appears that rear admiral Napier, with his squadron, consisting of three frigates—the *Rainha da Portual* (82), Don Pedro, and *Rouina Maria*; a corvette, a brig, and a schooner,

sailed from Lagos on the 3d instant, and on the 4th came in sight of Don Miguel's fleet, consisting of nine ships, but there being no wind the admiral was not able to bring the enemy to action, upon which he called on the steamers to tow his ships towards the enemy which they declined, unless the value of the steamers was secured to the owners. On Friday the 5th inst. however, a breeze sprung up, when rear admiral Napier bore down on the enemy and commenced the action about 3 o'clock in the afternoon by attacking the *la Rainha*, mounting 54 guns, which he carried in gallant style. The Don John, alarmed at the capture of her consort, made all sail to escape a similar fate. Admiral Napier, having secured the *la Rainha*, immediately pursued the flying ship, and after a long chase, during which the Don John kept up an incessant fire from her stern chasers, came up with the enemy, who at once struck her colors. The Princess Maria, captured by the *Donna Maria*, of 38 guns, after a short but smart engagement of twenty minutes, in which we regret to say captain Goblet, commander of the latter ship, was killed. A stern chase, after a desperate conflict with the Don Pedro, likewise surrendered, as did two of the smaller ships. The remainder of the enemy's fleet, consisting of three brigs and a schooner, effected their escape. They terminated an action which resulted in the destruction of Don Miguel's naval force, and which in its results is of the utmost importance to the cause of the legitimate sovereign of Portugal. Besides the loss of capt. Goblet, the constitutionalists have to deplore the loss of captain George, and lieutenant Woodruff, flag lieutenant to rear admiral Napier, and several other officers, and a considerable number of officers and men wounded. Among the latter is the son of rear admiral Napier. On the return of the squadron with their prizes to Lagos, (where they will be immediately fitted for the service of her majesty Donna Maria), the corporate body presented admiral Napier with a crown formed of brass.

The whole of the province of Algarves has declared for the young queen, and the constitutionalists now feel certain of establishing Donna Maria on the throne of her ancestors. The Tagus is blockaded. The number of troops which have declared for the queen in the kingdom of Algarves is differently represented, from 3,000 to 7,000. Among these the troops of marquis Palmella and count Villa Flor, it makes their army to amount to between 7,000 and 10,000 men, with which they were rapidly moving towards Lisbon. The war was expected speedily to be brought to a close.

The Birmingham called off Oporto with despatches for Don Pedro on the 10th, and communicated with the transport off the bar, the commander of which came on board the steamer, and stated that an attack had been made on Oporto by Don Miguel's forces on Saturday last, which was repelled with great loss to the enemy. During the voyage home, the Birmingham fell in with the George the Fourth steamer, which sailed hence for Lisbon last week with Marshal Bontour on board, and communicated the intelligence of the capture of the fleet.

## RUSSIA.

Despatches from St. Petersburg, as also the St. Petersburg Gazette, received in London on the 14th of July, mention a plot against the life of the emperor of Russia, on the part of some Polish exiles, who left Paris a short time ago, and bound themselves by an oath to effect his assassination. It was first made public by a journal which gave an account of the reception of a deputation which waited upon the emperor in Finland to congratulate him on the frustration of the conspiracy. It seems that the Russian authorities did not wish the matter made public, but on this account appearing deemed it right to allude to it in the Gazette. The sensation created throughout Russia is very great, and all sorts of precautions are employed to protect the emperor in his various visits to the frontier towns.

## TURKEY.

The Egyptians were still on the retreat. Ibrahim pacha's vanguard was on the other side of Koniah.

## WELL LATER.

The ship Governor Troup, arrived at New York, brings Liverpool dates to the 17th July, which states "that the duke of Palmella has received full powers from Don Pedro to place himself at the head of a regency in Algarves, and that in that capacity he may be expected to make a formal application to the British and French governments for the recognition of Donna Maria as queen, *de facto*, of Portugal. Indeed some surprise has been caused by his not having done so already. There is said to be great dissension in the part of some of the members of our cabinet to take any step in favor of the Portuguese constitutionalists on a direct application of Don Pedro, but it is highly probable that the regency established in the Algarves will not make a fruitless application, when it is considered that the only grounds of objection hitherto assigned by our government for the non-recognition of the regency are removed, and that the capture of the Miguelite fleet by admiral Napier, has entirely changed the complexion of the contest."

The landing of Don Pedro in Algarves has given great alarm to the cabinet of Ferdinand of Spain, and reports say, that they immediately hurried off troops to the frontiers. The cortes were dissolved on the 4th of July.

The London, Liverpool and Leeds markets continued brisk, the demand for some articles were entirely beyond the supply.

## LETTER FROM A POLISH OFFICER.

The following extracts translated from a letter from a gallant Polish officer, to a friend of ours in Boston, who has for

years past felt a deep interest in the affairs of that brave and unfortunate nation. The name of *Wodzinski* is a sufficient guarantee for the truth of what is said. [N. Y. Com. Ad.

Chateau de Montargis, April 1, 1835.

My dear friend:—You will have learned by the journals, that since my last, the national Polish committee, presided over by Lelelew, has been dissolved by the arbitrary order of the French ministry, and the formal demands of the Russian ambassador. Subsequent orders, entirely in the Russian spirit, obliged all of us exiles, to leave Paris, and to abandon entirely the affairs of our brethren in exile as a body. But a new committee has been attempted under the presidency of our gallant friend Dzwernicki; unappily, however, the choice was made in haste, just before the break-up of the committee, only a Russian soldier being present, among the ones whose conduct had been so unpopular with the exiles that they were obliged to resign. Still, we hope we shall soon succeed in forming a new committee, that we may preserve at least a rallying point, and the shadow of a political existence, which, however, the Russian ambassador is striving to destroy, even on the soil of France.

You know how shamefully we have been treated; how crowded up in small and retired places, it has been forbidden us to leave them; how our unfortunate youth, who wish to profit by the advantages of Paris, in finishing their education, have a thousand and a thousand difficulties thrown in their way. But alas! this is not the worst; it seems the *coup de grace* is to be given, for the minister of war has published a circular to the Polish officers, saying that the French government will endeavor to obtain an amnesty for them, so that they may return to their country, and their families, and their friends. In this measure, which the world will call a generous and magnanimous one! Oh God! it boots man to have more than a soldier's patience, to support such a horrible situation; and yet, my countrymen seem to have it, I know not how, but yet they keep up their hearts and their hopes; they have got up little schools among themselves, and seem determined to make most of their sad exile.

I will spare your sensibility, and not give you the detail of the sad and sickening news we receive from our unhappy country;—enough, that it is the same old system—the same persecution—the same confiscations—the same outrages and transportation, which freeze the blood to think upon, and which our ruthless tyrants follow up with hellish perseverance. One must have much faith, much strength of mind, when wild thousands, innocent as himself, he is suffering such persecution, not to doubt the existence of eternal justice.

It is the tyrant of the north, who has revived the spirit of the holy alliance—for it is this spirit which governs and oppresses all Europe. You know the state of France, and the men who have seized upon the reins, thrown down at the revolution of July—men who have done nothing during the last year, but make bad worse. There is no meanness, no cowardice, no deception, which Louis Philippe has not practised to strengthen his seat on the throne of the barricades; and at the same time to make the other thrones forget the popular origin of his own, and to unite it more firmly with theirs.

Public opinion in France seems to be in a state of complete lethargy; then seen almost to despair of better things, for although the present ministry is condemned and hated by the vast majority of the people, it still exists, and still goes on in its course, unopposed by aught but silent indignation. This state of things cannot exist long, but it is impossible to know when it will terminate.

In England, where public sympathy was at one time so strongly awakened in our favor, every one is occupied at present with more intense interest about their own internal affairs, and more fully awake to the true character of the *advisal* ministry of lord Grey: the late measures against Ireland seem to arouse the people to observation at last. On the whole, the political situation of England does not differ much from that of the rest of Europe.

As for us, our minds are made up upon the course we must follow. There seems nothing to hope from the actual state of things,—nothing from the darker policy of Europe, which seems to be that of arresting the march of mind, and of retarding the progress of civilization and humanity. We agree perfectly with what you tell us, that there is little to hope for our country, but from a general effort which shall break up the oppressive system which at present broods incubus like over all Europe; and we believe, too, with faith, that although appearances are now against it, it must be broken up; that the progress of light and reason, founded as they are upon the immutable laws of God, must work its effects, in spite of the artificial barriers erected against them.

That which you tell us about the sympathy of the American people for our sufferings and for our cause, serves to confirm us in our hopes, while it consoles us in our misery. We know that the American people can do nothing for our country, until the knell of vengeance shall have tolled, and the day of struggle shall have again dawned. They have done for us already, much more in proportion, than those nations of Europe who ought to have regarded us as much, in gratitude for services done them, as in regard of their own interest; and they have done it from pure sympathy and noble sentiment—for, not for America, as for France, have two hundred thousand Poles given their best blood. The Americans have not partaken of the hospitality and eaten the bread of Poland, as did the French emigrants and the soldiers of the grand army; the liberties and commerce of America were not

menaced by Russia, as were those of France and England. In counting, then, upon the sympathy of the American people, we shall never forget what we owe them for the voice of sympathy and the welcome supply sent in the dark hour of our agony. We shall not regret what her agent suffered in the prison of Berlin, as having carried consolation and hope to our poor soldiers in the forests of Prussia, nor shall we forget that even to this hour, they interest themselves in our situation, and pray for our deliverance.

WODZYNSKI.

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POLITICS OF THE DAY.

Correspondence between *Malcolm Dickerson, senator in congress from New Jersey*, and *William H. Crawford, esq.* Hackensawny, (N. J.) 4th Oct. 1852.

MY DEAR SIR: I owe you many apologies for not having sooner answered your letter of the 30th of June last, but, overwhelmed with the business that crowded upon me at the close of the session of congress, I omitted writing an answer 'till I should reach home, and here I found my business so much in arrear, in consequence of my long absence, that I was completely occupied for a month—when my house was filled with my friends who had escaped from the cholera, since which, my time has been entirely occupied. And these circumstances must account for my apparent neglect.

Your letter, although it failed in influencing my vote upon the tariff, as it was not received 'till after that subject was settled in the senate. On the 29th of June we received the tariff bill of the house of representatives, and on the 7th July, passed our amendments to a third reading.

Your letter is postmarked the 1st of July, and reached Washington on the 8th, (Sunday) although, in consequence of my absence, I did not receive it 'till the next day.

Afterwards had a committee of conference, of which I was a member, in which I assented to a report, by which we yielded to the house of representatives, and abandoned a part of our amendments to which they had disagreed, and of which ought to have been adhered to—but I was not willing to hazard the loss of the bill, by a vain attempt to oppose a majority of the conference—yet as the bill was calculated to injure many important manufactures in the United States, I thought it better to pass it, if it would be considered as a measure of conciliation by the south, as we were assured it would—an assurance we considered as fully justified by the final vote.

Of my high estimate of your character and opinions, you have many proofs. If any of protecting the agricultural, commercial and manufacturing industry, I would be yourself—and the preservation of the union, which you urge, would be the strongest argument that could be offered: but this I could not do, without betraying the trust reposed in me; and in my humble opinion, there is more danger to the union from abandoning the protective system than from adhering to it in reducing the revenue to the exigencies of government, by repealing, or greatly diminishing the duties upon unprotected articles, without affecting the important articles of manufacture now protected by law; and this would be precisely as great a relief from taxation, as if the reduction took place upon the protected articles. This, however, would not answer the views of those who are determined that we shall import from Great Britain manufactures to the amount of 13 or 15 millions of dollars a year, in addition to the enormous value of those we now import.

To prevent this mode of reducing the revenue, a plan was devised, that the duties should be equalized: in the language of Gen. Hayne's amendment to Mr. Clay's resolution, "so that the duties on no article shall, as compared with the value of that article, vary materially from the general average." This scheme of a general average of duties was as ingenious as it was novel, and had it been carried into operation would have destroyed the most important manufactures of this country, for the sole benefit of Great Britain.

There is nothing that betrays a more deadly hostility to the interest and prosperity of the eastern, western and middle states, than this plan of a general average of duties—if such an average could be just under any circumstances, why was it not adopted when it was necessary to raise twenty-three millions of dollars a year by duties? If not proper hereafter, why is it proposed now, when we propose to raise but thirteen millions of dollars?

It was always expected that on the extinction of the public debt, there would be a reduction of revenue to the amount of ten millions of dollars a year; but it was not anticipated in the eastern, western and middle states, that this was to be the period of abandoning the protective system. If it was right to protect manufactures, when we were in debt, it is equally right when we are out of debt. Are the millions of the debt paid? Is lated while in debt, to be sacrificed when the manufactures to depend upon the national debt? Are all engaged in those interests to be sustained while we are in debt, and crushed when we are no longer so?

The national debt does not give the power to protect the industry of the country, nor does its extinction take away that power.

The southern states now make remittances of their produce, in exchange for which they obtain foreign merchandise, not only sufficient for their own consumption, but also to the amount

of more than twelve millions of dollars a year for the consumption of the eastern, western and middle states; thereby rendering those states tributary to them. And it is a subject of deep complaint that those states do not consume of such merchandise to the amount of twelve or fifteen millions more, as they would be compelled to do, but for the manufactures of this country, and for which the cotton planters would pay in their produce, and as they verily believe—and this is truly the cause of the great struggle which now agitates the states, and which has produced an excitement in the south, that may be attended with the most disastrous consequences.

The grain growing and manufacturing states do not expect to regulate the commerce of the United States, as completely to counteract the restrictive regulations of Great Britain and other European governments, so that the produce of those states shall be received in exchange for their whole imports, which to them would be an immense advantage; but they think that the southern states ought to be satisfied with the advantage they now derive, by paying in their produce to the amount of twelve or fifteen millions of dollars annually, for imported articles consumed by them, the grain growing and manufacturing states. This, to the southern states, is one of the benefits of the union, which they would most certainly forfeit, should this union be dissolved.

We are making no struggle to pay by our exports, for articles to be consumed in the south, but we struggle to prevent an further addition to the amount of our exports, for articles to be paid for in the produce of the south, and to nations, which we are accused of pillage, fraud and robbery, even upon the floors of the two houses of congress, in terms the most gross and insulting. And although terms of recrimination have not been applied to gentlemen from the south, it is a lamentable fact, that this unceasing clamor and animosity, has produced the most indignant feelings in many sections of the country, that may throw insuperable difficulties in the way of an amicable adjustment of the unfortunate controversy.

If the prices of goods of kinds manufactured in the United States, had increased in consequence of the tariff, there would be some cause of complaint; but that is not the fact, except in case of coarse woolens, and articles from the south. On the contrary, the prices of the goods imported from the south, and in consequence of the foreign and domestic competition, and are in fact much lower than they would have been, had no such competition taken place.

A very small portion of the citizens of the eastern, western and middle states are engaged in manufactures; they have to pay the same price for manufactured articles, foreign or domestic, that is paid in the south; and if these were enhanced by the encouragement given to manufactures, they would as soon complain as the gentlemen of the south; and yet upon this subject, there is no complaint among them, for the plain reason, that there is no cause of complaint.

You consider as a delusion, the idea that the duty upon imports is a tax upon the exports of the south; yet this delusion has had a most beneficial effect in producing the excitement in the south, and although the delusion has passed away, the excitement remains.

It is believed in the south, that if the protective system should be abolished, they would be enabled to add from thirty to forty per cent. to their sales of cotton; and in that case, Great Britain would purchase of them a world of cotton, that she does not want—and I have heard gentlemen from the south, of excellent understanding and apparently in their sober senses, declare it as their decided opinion, that if a separation of the states should take place, the property of the southern states—houses, lands and slaves would immediately rise fifty per cent. in value. That this delusion prevails exclusively in the south, I have no doubt—and if so, it is not strange that a love of the union should yield to the prospect of such immense gain. In union it seems necessary that some such powerful cause should exist, to account for the agitation of the whole southern section of our country, (the state of Louisiana alone to thirteen millions of dollars a year, without a further reduction of the duties on the protected articles of the south, paid for the important benefits resulting from the union. Such a tax for such an object, cannot be considered so oppressive as to drive people to madness. In deed, the people of the south are willing to pay their share of this tax, but demand that the duties shall be laid upon all articles of import by a general average; and they are about to dissolve the union, not because they are called upon to pay this amount of tax, but for the difference it makes to them, whether they pay the duties upon tea and coffee or upon sugar and molasses; upon quinquina and opium, or upon castles and wool bales. The excitement of the south cannot be owing to a cause so totally inadequate.

I have no doubt, that there is a fixed determination of a large majority of the people of the United States, to protect the industry of the country against foreign regulations, and against the labor of the paupers of England, supported in part by the parishes in the manufacturing districts, who are selling or less the value of their necessary food and to export his goods, at less than the British manufacturer is willing to make every concession to it cost. This majority are willing that they can do, without ruin to the establishments that have grown under the protective policy, but



before advocated by many of the ablest statesmen in the south. But if the concession made in the late tariff bill, be considered as nothing, I see but little prospect of satisfying those who are in favor of nullification, or even those who are in favor of a southern convention.

As anxious as I am to see the extinguishment of the national debt, I have long considered it as the most dangerous crisis in our affairs. I did not apprehend, however, that it would impede the protective system of our country; but I feared it would lead to increase the number of those who live upon the public treasury; that it would lead to the increase of salaries, and to a wild, ruinous, partial and unjust system of internal improvements, by roads and canals, under the legislation of congress, and under the officers of the general government, giving to them a dangerous power, with which it was not the intention of the federal convention to invest them.

Not that I am an enemy to internal improvements by roads and canals; on the contrary, I am decidedly in favor of such improvements, if they can be conducted with moderation, and upon a system of equal justice to all the states, without adding to the powers of the general government, and without absorbing the time of congress in an endless labyrinth of legislative details.

The power of congress to make roads and canals through states, without or with their consent, I deny—but I have never denied their power to authorize subscriptions in the stock of road or canal companies, established in the states. For such subscriptions I have voted.

You think it strange that I should advocate the power of congress to authorize the states to make roads and canals, a power which they could exercise themselves. I proposed to divide the surplus revenue, not wanted for the purposes of the general government, as being in fact the property of the states, from which it was taken—the states to do as they please with it—the states, having the money, would want no power from congress to make roads and canals with it. I have no doubt of the power of congress thus to dispose of the surplus funds; and I am surprised that you should have any doubt, who think it right to vote for a subscription on the part of the United States, in any road or canal company.

In your second letter you say, that I have been represented, as having made a speech or report in support of the tariff, on the principles of equalising the advantages which the southern states enjoy over the eastern and northern states, in soil, climate and production.

In a speech upon the tariff of 1824, I exhibited a calculation to show how much the grain growing states suffered from the circumstance, that they consumed two thirds of the imports into the country, while the produce of the south, in which but one-third of such imports was consumed, paid for two-thirds—that in fact the produce of the south paid for all the imports consumed in the country, and half of all consumed in the other states. This statement I quoted in a speech on the late tariff bill, for the purpose of shewing that in 1824, I assumed the same facts to prove that the grain growing states were suffering from the circumstance, that the southern states were exporting so much, and they so little, in exchange for our imports, that the author of the famous South Carolina exposition in 1825, took to prove how much the southern states were suffering from the same condition. To this it was replied, that my argument went to prove that the advantages which the southern states enjoyed over the northern and eastern, in climate, soil and production, should be equalized. But I said no such thing—nor any thing to justify such an inference, beyond what you will find in pages 22, 23 and 24, of my speech, which I send you. In page 28, I give a sufficient explanation of my meaning—a very different one from that assigned to me.

The situation of those in the southern states, who are opposed to the tariff, and at the same time opposed to the violence of the nullifiers, must be extremely unpleasant. This I take to be your situation. If you encourage rash measures, you endanger the peace of the country—if you oppose them, you become unpopular, and labor under the imputation of being more friendly to the north, than to the south. My own situation has been rendered unpleasant by a somewhat similar cause. When the interests of the south, particularly of Georgia, were assailed in congress, and throughout the eastern and middle states, so far as my votes would go, I sustained those interests, and, by so doing, forfeited the good opinion of many of my best friends who were in favor of strong measures, which, if adopted, must have led to civil war. I believed Georgia in the right in principle, but censurable, for some of the means adopted to secure her rights. The course I adopted, was, in my opinion, best calculated to preserve the peace and harmony of the union—I am satisfied with the votes I gave, to sustain the interests of the south, although in opposition to the opinions of a great majority of the people of the eastern and middle states.

Your wish to preserve the union cannot be more sincere than mine—and I trust it will be preserved.

No man has more the power, or more the disposition, to sustain the union, than our present chief magistrate. On his prudence and energy, to conduct us through our present difficulties, I place great reliance. If he occupies a position that enables him to see the whole ground; and to perceive, that the danger of dissolution is not altogether on one side of the question.

Whatever may be the issue of the present controversy, I can not believe, that, in the course you may pursue, you will be governed by any but just and patriotic motives.

I do not attempt an argument in favor of the tariff; all that can well be said upon the subject, is already before the public. The sentiments I have expressed to you, are to be disposed of at your pleasure: upon this great question I have no views to conceal.

With sentiments of the most sincere regard and esteem, I am your friend and humble servant, MAHLON DICKERSON.  
The hou. Wm. H. Crawford.

Mr. Crawford's reply to Mr. Dickerson. Feb. 1853.

MY DEAR SIR: Your esteemed favor of the 4th October, 1852, was received by due course of mail, and would have been answered sooner, but I have been unable, until a few days past, to obtain the journals of the federal convention, Yates' secret debates of that convention, and Luther Martin's report to the legislature of Maryland, of the part he had acted in that convention. The perusal of these books was thought to be indispensable to a full and satisfactory examination of the various and important topics presented in your letter. When the federal government was first organized, the statesmen of the United States were divided in opinion touching the constitution. The federal party believed the powers granted in the constitution, were not sufficient to enable the federal government to fulfil the objects for which it had been created. They were desirous to infuse into it, by legislation, that vigor which they believed necessary to enable it to answer the end for which it had been devised. To succeed in this, they resorted to a latitudinarian construction of the constitution; but they fell far short of the republican party when they came into power. This party, while the federalists were in power, had contended for a strict construction of the constitution, and, upon its talents and eclat, the efforts of the federalists to make the federal government, in practice, a consolidated government. It was principally owing to this opposition, and to the extremes to which the federal party carried their construction of the constitution, that the republican party obtained a triumph over the federal party in 1801, and obtained possession of the federal government, and have retained it, ever since. At the conclusion of the war in 1815, the debt of the union exceeded \$126,000,000; and required that a large revenue should be collected to discharge the interest of the debt, and provide for the gradual extinguishment of the principal. For that purpose, the tariff act of 1816 was enacted; and although it was strictly a revenue act, and was voted for by a large majority of the members of congress as a revenue measure, and was strictly justified as a measure for the protection of manufactures, and openly contended that congress not only was vested by the constitution with power to protect manufactures, but was under the most solemn obligations to exercise that power at that time. Yet, strange to tell, that very member is now at the head of the nullifying party in South Carolina, and that party has shifted the tariff acts of 1828 and 1833, because they were intended to protect manufactures.

Shortly after the war, which terminated in eighteen hundred and fifteen, there was an effort made to nullify the parties in the union. Many men of doubtful political principle assumed the political garb of republicanism, and were admitted into the republican ranks. These men uniformly voted for extending the federal rule as much as possible, and aided in the admission of such men into the republican ranks, but who had always shown a marked predilection for a splendid national government, among whom the gentleman before alluded to shone conspicuous. In addition to the protective tariff, a splendid plan of internal improvements was devised and supported, not only by the gentleman previously referred to, but by a gentleman from the west, who had the address to appropriate to himself the credit of the system. Under the guidance of these two distinguished gentlemen, the doctrine of latitudinarian construction has so deformed the constitution, that if its framers could arise from their tombs, they could not be made to believe that the present government existed under the constitution they had formed. Posterity will be placed in the same situation. When they shall read the constitution, (if indeed it is destined to survive to posterity,) they will enquire, in account for many acts of the government under that constitution, and will be ready to conclude that those acts have resulted from a very different constitution, which has been lost in the lapse of ages. The strict principles of construction contended for by the republican party, from the year 1789 to the year 1801, when Mr. Jefferson's republican party occupy the same ground, this day that they did in 1801. Now they have abandoned that ground, and have adopted the most visionary and wild theories of construction that ever degraded the human understanding. I recollect to have heard a member from Pennsylvania, when I was a member of Mr. Monroe's cabinet, derive the power to make internal improvements from the power to regulate commerce.

As I consider your letter presents the grounds upon which a protective tariff is to be sustained, and that those grounds are defensible, I feel it my duty, in the present crisis, to endeavor to prove by evidence, if not demonstrative, at least morally certain, that the framers of the constitution did not intend to invest congress with the power to protect manufactures, and did not believe that they had invested congress with that power. In page 139 of the journals of the federal convention,

the following proposition was submitted to the consideration of the convention: "To establish public institutions, rewards and immunities, for the promotion of agriculture, commerce, trades and manufactures." Here the question was distinctly brought under the consideration of the convention. The proposition, no man says thing similar to it, was sanctioned by the convention, as is proved by the journals and by the constitution. I understand you will admit that generally, where a grant of power has been proposed to the convention and has not been granted in the constitution, it is evidence that the convention did not mean to grant it. Now, unless the refusal to grant this power can be shown to be an exception to the general rule I have laid down, the power to protect manufactures must be abandoned by congress.

The only exception to the general rule, upon which you are relying upon the exception. But if I am not greatly mistaken, I shall be able to shew, before this letter is concluded, that the case under consideration is not an exception to the general rule. In your letter to me, you state that you have not attempted to prove the constitutionality of the protective tariff, because you are satisfied with Mr. Madison's opinion on that subject. You, at the same time, include me a speech of yours, in which you maintain the constitutionality of that measure is defended. Mr. Madison's opinion and yours, are entitled with me, at least, to as much deference and respect, as the opinions of any two men in the world. But upon a question like this, I cannot resign my judgment to any authority except reason. Now, as I am not satisfied with the reason assigned by Mr. Madison, I must be satisfied for different with the reason assigned by me. Mr. Madison's opinion is partly the result of reason, and partly of uncertainty. I shall here state my objection to the reasoning part of it, and then the evidence to show that his memory has deceived him. I have not his letters to Joseph H. Cabell, *esq.* before me; but if my recollection be correct, he treats the idea that the power to lay duties upon imports by a state with the consent of congress, was intended to protect the manufactures of that state, with something like disdain. He says the imposition of such duties would destroy its commerce, which no state can be presumed to desire. Now it so happens that the manufacturing states are precisely in the situation to desire to sacrifice their commerce to their manufactures, provided the commerce of their co-states is sacrificed at the same time. It may be well conceived, that when for revenue, congress shall have levied duties nearly to the point of prohibition, a state having a large amount of capital invested in manufactures, equal at least, to the supply of its own consumption, may be disposed to levy duties so as to prohibit the importation of those articles that it can supply. Such a measure will exempt it from contributing any thing to the treasury of the United States, and is only subject to the payment of the duties which it shall have imposed, which it will pay to the manufacturers according to my theory, but according to the manufacturing theory, which you seem to have adopted, will subject them to no higher price, but absolutely procure those articles at a cheaper rate than they obtained there before the imposition of the prohibitory duties. I think Mr. Madison clearly wrong in his reason. Let us now see if he is more fortunate.

Luther Martin, in his report to the legislature of Maryland, page 41, 4th volume, Elliot's edition, says: "By this section (10th of 1st art.) every state is also prohibited from laying any imposts or duties upon imports or exports without the permission of the general government. It was urged that, as almost all sources of taxation were given to congress, it would be but reasonable to leave the states the power of bringing revenue into their treasuries by laying a duty upon exports, if they should think proper, which might be so light as not to injure or discourage industry, and yet might be productive of considerable revenue. Also, that there might be cases in which it would be proper, for the purpose of encouraging manufacturers, to lay duties to prohibit the exportation of raw materials, and even in addition to the duties laid by congress on imports for the sake of revenue, to lay a duty to discourage the importation of particular articles into a state, or to enable the manufacturer here to supply us on as good terms as could be obtained from a foreign market. However, the most we could obtain was, that this power might be exercised by the states, with, and only with, the consent of congress, and subject to its control; and so anxious were they to seize every shilling of our money for the general government, that they insisted, the little power, that might have arisen, should not be appropriated to the use of the respective states where it was collected, but should be paid into the treasury of the United States; and accordingly so it is determined."

This report is dated January 27th, 1788, only a few months after the adjournment of the convention. Mr. Martin was an active and intelligent member of the convention; was remarkable for his comprehensive and tenacious memory; was satisfied with the constitution as it then stood, and particularly because he could not obtain a more efficient protection of manufactures, as appears by the foregoing report to the Maryland legislature. The clause of the constitution giving to congress the power to regulate commerce, is in a section of the constitution preceding that which Mr. Martin says was inserted to enable the states to protect their manufactures and had been adopted previously. If the convention carried with it the power to protect manufactures, Mr. Martin would have been told that the power had been conferred upon congress, and there was no need of vesting the power in the states. But the provision was inserted, which proves, I think, satisfactorily, that the conven-

tion did not believe that the power to regulate commerce did invest congress with the right or the power to protect manufactures. If this report of Mr. Martin proves that the convention did not believe that they had vested that right in congress, by the grant of the power to regulate commerce, the extract from the journals of the convention, previously cited, proves as conclusively that the convention did not intend to vest any authority in congress to protect manufactures. It appears to me, that the extract from the journals, and that from Mr. Martin's report, cover the whole ground, and that there is no room for doubt, or hesitation upon the subject. It is true that the evidence is principally *dehors* the constitution. The journal of the federal convention is but one degree removed from the constitution itself, and in all cases of doubt, that instrument can be offered to remove that doubt. The evidence of the journal then, in the present case, is the highest evidence of which the case admits, and that evidence is conclusive against the right of congress to protect manufactures. The testimony of Mr. Martin is supported in some degree by the constitution itself. The provision which he declares was inserted to enable the states to protect manufactures, is in that instrument, as he represents it, and was not in any original proposition presented to congress; and an attempt has been made to account for its insertion for a different purpose than that ascribed to it by Mr. Martin, which has within my knowledge been made public. Mr. Madison, in rejecting Mr. Martin's account of it, has not attempted to assign any other object to the provision. Considering that Mr. Madison's report was the official record of the journal of the federal convention; that in the report he accounted for his conduct, to his constituent, the legislature; and that he states a transaction in which he appears to have taken a deep interest, there can, I think, be no room for doubt in believing his account of the transaction in preference to Mr. Madison's, which is made known more than forty years after the adjournment of the convention. The evidence of the journal of the federal convention will lead to the same conclusion as the evidence which I have just submitted and examined. Upon a deliberate examination of that instrument, I think it is apparent that its powers were given principally for exterior objects, and those which are necessary for the proper management of those objects. That there do not appear to me more than two distinct powers in the constitution which authorize congress to interfere with the great mass of individuals, and their interests or concerns. The revenue, or rather that part of it which authorizes congress to lay taxes and excises, and the power given over the militia; both these powers are necessary to the management of the exterior relations of the United States. The state legislatures, in the scheme of the federal government, were considered as an exclusive barrier against the domestic relations and interests of individuals, except in the two cases before mentioned. When the convention first met, very different views appear to have been entertained of the powers which ought to be vested in it. As the federal government has been administered, it would have been much better to have adopted Mr. Hamilton's plan of the legislative powers of congress, which was to pass all laws, except those connected with the domestic relations and interests of individuals, except in the two cases before mentioned. When the convention first met, very different views appear to have been entertained of the powers which ought to be vested in it. As the federal government has been administered, it would have been much better to have adopted Mr. Hamilton's plan of the legislative powers of congress, which was to pass all laws, except those connected with the domestic relations and interests of individuals, except in the two cases before mentioned. When the convention first met, very different views appear to have been entertained of the powers which ought to be vested in it. As the federal government has been administered, it would have been much better to have adopted Mr. Hamilton's plan, it is possible, nay, probable, considering the fanaticism which has been displayed in some states, that a law would have passed for the emancipation of slaves. In the enactments of congress they have devised the means of passing all laws, which, in their fantasy, they deemed necessary.

I admit that if the United States were governed by a consolidated government, the power to regulate commerce would, in the absence of the journals of the convention and Mr. Martin's report, have authorized the protection of manufactures. If the state government and state laws were obliterated, the protection of manufactures might be effected under the power to regulate commerce, because it has been done by most civilized states in the world. But the tariff is clearly a measure of consolidation, and so are measures of internal improvement which have been carried on by congress without the shadow of authority. It is this reckless legislation of congress that has produced the present alarming crisis in the affairs of the union, and the present is but a commencement of difficulties of that kind, unless a speedy return to the true principles of the constitution be the result. The difficulty of warding off the blow aimed by South Carolina ought to admonish the federal government of the necessity of moderation and rigid adherence to the powers granted, and such as are necessarily incident to them, and without which they cannot be carried into effect. The publication of the journal of the federal convention, and other documents connected with it, has thrown much light upon the powers of the federal government, and has shown, if they had been published before the organization of the federal government, neither the bank of the United States, the assumption of the state debts or a protective tariff, would have ever been found in the federal statute book.

When I made up my opinion upon the bank question in 1811, that opinion was founded exclusively upon the constitution. The publication of the journals, which I have now perused for the first time, has changed that opinion. You formed your opinion upon the protective system in the same way, before the publication of the journal, and probably without having seen Luther Martin's report.

Review, I beseech you, of the whole ground; lay aside during the review all pre-conceived opinions upon the subject, and I

entertain a hope that we shall agree in the conclusion. You say the revenue may be reduced to the necessary expenses of the government, by reducing or entirely abolishing the duties upon unprotected articles; that this course will relieve the nation from a large portion of its burdens, and ought to be acceptable to the states. This is a mistake. Such a reduction will only increase the inequality which already exists. But the tariff states are wholly mistaken; they think the murmurs of the south are principally produced by the revenue collected for the use of the government. No; the people of the south have never complained of articles; what was necessary to support the government; but they complain, and will complain as long as congress, by its legislation, shall enable the manufacturers to levy contributions upon them equal to those they pay to the government; and rest assured, if these exertions are continued much longer, the union will be dissolved. But you say if the protective system be abolished, the union will be more certainly dissolved, than by its continuance. This is possible. I can offer no opinion upon it; but if it be so, look at the difference in the situation of the southern and tariff states. The former say, hands off, "Laissez nous faire." The latter say, if we are not authorized to fleece the southern states of *libitum*, we will dissolve the union; or, as Hezekiah Niles says, "we will present a million of muskets in defiance of our legal rights, secured to us by the tariff." You disbelieve that the tariff does operate oppressively. You say no complaint arises against it any where but at the south, for the simple reason that there is no oppression. I can verify innumerable reasons why there is no excitement against the tariff in the tariff states. Most of the men of wealth and influence in those states have capital invested in manufactures. Wherever there is the tariff does operate oppressively, it is furnished to a certain distance around it, for every article that can be raised on a farm. All those who furnish the market are compensated, and more than compensated for the burdens of the tariff. I am not sufficiently acquainted with the location or extent of the manufacturing establishments in those states, to determine upon the relative proportion of the population thus benefited by those establishments. Besides these two classes, all those who are employed in those establishments, and their families, are reconciled to the tariff. But, independent of these classes, there can be little doubt that the popular name with which the tariff has been dubbed, has had a tendency to render it popular. In Kentucky, there can be no other cause for its popularity, aided by Mr. Clay's address and influence. It may be safely laid down as a general rule, that manufactures cannot be beneficially introduced into any country, except where there is labor and capital which cannot find employ without their introduction. In Kentucky there is neither a superabundance of capital or labor. Manufactures can only exist there as a hot-house plant, and must be supported at an expense greatly beyond the value of the article produced. Such manufactures have been introduced in disregard and defiance of the principles of southern political economy.

You say that manufactures to the amount of ten or fifteen millions of dollars, purchased by the produce of the southern states, are annually consumed by the northern and middle states, and then triumphantly ask if that is not a benefit derived from the union; and that those states are destructive of furnishing these articles themselves, but that southern states object, and insist upon their consuming that amount of British manufactures, for the benefit of British manufacturers. In reply to these serious allegations, I will say, in the first place, the south never has objected, and does not now object to the tariff states furnishing themselves with all the articles necessary for their convenience and comfort. They have never insisted that the tariff states should consume 12 or 15 millions annually of British manufactures, or any other amount. I will say, further, it is the first time in the world that a party, who has been obliged, at his own request, with an advance of 12 or 15 millions annually, should conceive that he had laid the party making the advances under any obligations, or that the true state of the question is this: that tariff states not only insist upon furnishing themselves with these articles, but also the southern states, and that the southern states should pay them, not only to enable them to supply themselves, but the southern states also. The southern states have never requested any thing to be done for them at the expense of a sister state; whereas the tariff states ask that the whole people of the United States should be enormously taxed for their special benefit. But you deny that the tariff has operated to raise the price of manufactured articles; on the contrary, you allege the tariff has reduced the price of the protected articles. In other words, you have adopted the theory and opinions of the manufacturers. Actions speak louder than words, and words and actions are contradictory, actions are to be believed in preference to words. During the last session of congress, Mr. Appleton, of Boston I believe, alleged that cottons under 16 cents the yard were not protected by the tariff of 1828, and needed no protection. The provision of the bill under consideration decreed that all plain cottons costing less than 30 cents should be estimated as if they cost 30 cents, and hence cost 30 cents. A motion was made to strike out all cottons costing less than 16 cents. This motion was resisted successfully by the friends of the tariff. I am informed that cottons are made in England as low as 6 cents.

A duty of 25 per cent. levied on such cottons, estimated as having cost 30 cents, would amount to one hundred and twenty-

five per cent. *ad valorem*. This single fact proves conclusively that no reliance can be placed upon the representations of the manufacturers, and ought to discredit their evidence with all impartial men of common sense. For what would they desire to keep up an enormous duty upon an article that needed no protection? Was it merely to insult the people, or to shew them the absolute power that they wielded over them? If this was their object, they have certainly succeeded in it, and if protection, in order to vend their goods at an enormous profit, was their object, they have equally succeeded in it. If, after considering this fact the advocates of the protective system will cease to tell us, that the tariff reduces the price of manufactured articles. If this be true, the tariff is injurious to them and beneficial to us. We do not think so. We wish it repealed, and they ought so to wish it. Why, therefore, is it not repealed? Simply because it enables the manufacturers to levy contribution upon the people. All their declarations of this kind are hypocritical and false.

I reject nullification. I equally reject Mr. McDuffie's doctrine, that the producer pays all the duty. I admit that this doctrine has aggravated the discontents of the south. I admit, also, that the oppressions of the tariff upon the south are exaggerated, and yet, I assert, that the south is oppressed beyond the measure of the middle states, and the tariff states. Even in Pennsylvania, as I hope I have proved to your satisfaction, unconstitutional, or at least an abuse of the constitution. It operates more oppressively on the southern than upon the people of the tariff states. 1st. Because there are no manufacturing establishments in those states, consequently no local market created. 2d. Because some of the laboring class are employed by means of the southern states than of the tariff states. Even in Pennsylvania, I was informed by an intelligent gentleman of that state, the people are beginning to open their eyes to the oppressions of the tariff. He informed me that the member of congress elected from the district, was elected under a written pledge to reduce the tariff. There can be no doubt that the tariff is injurious to the interests of the great body of citizens in every part of the United States. 3d. It is a measure for the benefit of the few at the expense of the many. It is worse still; it is for the benefit of the few, rich men at the expense of the great body of the people. It is calculated to make the rich richer, and the poor poorer. Inequalities in wealth, in civilized communities, will necessarily arise. So far as the inequality is inherent in the nature of man, it is inevitable, and has been submitted to by every nation which has a tendency to create, or increase, such an inequality, serves the execution of the human race. Such is the tariff system. But this is not all the objection to it. If it were constitutional and exempt from the tendency to produce inequality between the citizens of the republic, it would still be injurious to the United States. The manufacturing state of society will arise in all well regulated and civilized societies. It is as natural for such a society eventually to become manufacturing, as it is for due time to become a man. When the period arrives, it ought to be submitted to as all other dispensations of Providence, and then they are introduced without any other effort or sacrifice, and are productive of no other inconvenience than what results from sedentary instead of active laborious employment; and even this should not be considered an evil, for, in my supposition, it only employs those who, without the introduction of manufactures, would be idle, and any employment not absolutely mischievous, is little better than idleness. If this theory be correct, and it is believed to be so, is it not mischievous to hasten this state of things by legislation, to the great injury of the existing state of society? Conceding the constitutional power to pass such laws, is it not apparent, that the order of nature's laws is deranged by such legislation? That state of society is prematurely forced upon the nation, to the injury of its national force, and to the destruction of the capital that would otherwise have been more profitably employed?

But you justify the tariff on the ground of retaliation upon England, because she refuses to receive the bread stuffs of the grain growing in our states. Let us examine this proposition. Great Britain, in order to encourage agriculture, and to produce, if possible, bread stuffs enough to support the people, prohibits the introduction of bread stuffs generally, except when her crops fall short of supply. This prohibition extends to us in common with other nations. Every nation has a right to manage its own internal affairs in its own way, and other nations have no right to complain or interfere with its provisions. Great Britain does not receive the grain of other nations, we have no right to say to Great Britain—take our grain, or you shall not give our cotton and rice, especially when she is almost our only customer, and certainly our best in those articles. The grain growing states have no right to jeopard those great interests, with a view to force Great Britain to abandon a policy which she had a perfect right to adopt, if she thought proper. Commerce between nations has been properly defined to be an exchange of those articles of which one nation has a redundancy, and the other a deficiency. When two nations have only redundancies or deficiencies of the same article, there can be no beneficial commerce between them in their indigenous products. In the pre-

sent case, if the grain-growing states make a redundancy of grain, and Great Britain feels no deficiency of grain, there can be no beneficial commerce between them in grain. But there is no cause of complaint, no cause of retaliation, least of all a retaliation in which a mutually profitable commerce is carried on to a very great amount. The tariff cannot be justly approved as a measure of retaliation.

I think I have shown—first, that the protection of manufactures was not confided by the constitution to congress; second, that it has been confided to the states; third, that the tariff is unjust and oppressive to the great body of the people of the United States; fourth, that it is still more oppressive to the people of the southern states; fifth, that it tends directly to produce inequality of wealth in the republic, which is unfriendly to a republican government; and that it cannot be supported as a measure of retaliation. If, all, or even one of these points are made out to your satisfaction, I hope you will concur with me in the result at which I have arrived. In discussing various questions presented by your very interesting letter, I have endeavored to avoid every thing calculated to irritate or offend your feelings, and the feelings of any person with whom I differ upon this all-absorbing question. Before I conclude, I think it necessary to state, that by the term manufactures in the preceding pages, no allusion is made to the household manufactures. To them I am decidedly friendly. It is owing to those manufactures that we have been enabled to withstand so long the injurious effects of the tariff.

If I had intended at one time to say something about nullification; but I will say only, be temperate, and resort to force only to compel force. It is in times of high excitement that the most violent stabs are given to liberty. God bless you, and direct your counsels at this alarming crisis. Contrary to my predictions of last spring, you are permitted once more to deliberate within the walls of the capitol, on the tariff. The question now presented to the manufacturers is, will you be content with the incidental protection afforded by the collection of duties for revenue, or will you dissolve the union? If the union is dissolved, the tariff will be worthless. It is true, your respective states can afford you protection within your states, except against smuggling. They can afford the same protection under the union. Why will you, therefore, insist upon dissolving the union, since its dissolution cannot benefit you? In this controversy the southern states have acted on the defensive. You have been, and now are, the aggressors. Will you cease to oppress? If you say no, I cannot say God speed! but I will say, on your heads fall all the evil which the dissolution of the union will inevitably cause.

I am, my dear sir, your friend and most obedient servant,  
WM. L. CRAWFORD.

The hon. Mahlon Dickerson, Washington city.

#### INTERESTING JUDICIAL DOCUMENT.

We are indebted to a friend who takes pleasure in re-developing the intellectual treasures of by-gone generations, for a copy of the "*Charge of chief justice Jay, to the grand inquest of the county of Ulster, Dec. 24—1772.*"

This charge was delivered upon the opening of the first term of the supreme court, held under our present constitution. Kingston was then the seat of government; and the legislature was at that time assembling to put in motion the blessed system of government under which we have so long lived, happy and prosperous.

This charge will be admired as much for its beauty of style and purity of sentiment, as for its ardent and elevated piety and patriotism—

JUDGE JAY'S CHARGE TO THE GRAND JURY, &c.

*Genlemen*—It affords me very sensible pleasure to congratulate you on the dawn of that free, mild and equal government, which now begins to rise and break in amidst those clouds of anarchy, confusion and levitation, which the arbitrary and violent domination of the king of Great Britain had spread, in greater or lesser degrees, throughout this and the other American states. And it gives me particular satisfaction to remark, that the first fruits of our excellent constitution appear in a part of this state, whose inhabitants have distinguished themselves by having unanimously endeavored to dissolve them.

This is one of those signal instances in which divine Providence has made the tyranny of princes instrumental in breaking the chains of their subjects; and rendered the most inhuman designs, productive of the best consequences to those against whom they were intended.

The infatuated sovereigns of Britain, forgetful that kings were the servants, not the proprietors, and ought to be the fathers, not the tyrants, of their people; misled by designing and former constitutions, enabled us to erect more eligible systems of government on their ruins; and, by unwarrantable attempts, to bind us in all cases whatever, has reduced us to the happy necessity of being free from his control in any.

Whoever compares our present with our former constitution, will find abundant reason to rejoice in the exchange, and readily admit, that all the calamities incident to this war, will be amply compensated by the many blessings flowing from this glorious revolution. A revolution which, in the whole course of its rise and progress, is distinguished by so many marks of the Divine favor and interposition, that no doubt can remain of its being finally accomplished.

It was begun and has been supported, in a manner so singular, and I may say, miraculous, that when future ages shall

read its history, they will be tempted to consider a great part of it as fabulous. What, among other things, can appear more unworthy of credit, than that in an enlightened age, in a civilized and Christian country, in a nation so celebrated for humanity, as well as love of liberty and justice, as the *English* once justly were, a prince should arise, who, by the influence of corruption alone, should be able to reduce liberty into a conglomeration, to reduce millions of his most loyal and affectionate subjects, to absolute slavery, under pretence of a right, appealing to God alone, of binding them in all cases whatever, not even excepting cases of conscience and religion?

What can appear more improbable, although true, than that this prince and this people, should obstinately steel their hearts, and shut their ears, against the petitions, remonstrances, and affectionate remonstrances; and unjustly determined by violence and force, to execute designs which were reprobated by every principle of humanity, equity, gratitude and policy—designs which would have been execrable, if intended against savages and enemies, and yet formed against men, descended from the same common ancestors with themselves; men, who had liberally contributed to their support, and cheerfully fought their battles, even in remote and baneful climates? Will it not appear extraordinary, that thirteen colonies, the object of their wicked designs, divided by variety of governments and manners, should immediately become one people, and though without funds, without magazines, without disciplined troops, in the face of their enemies, unanimously determine to be free; and, in the support of their rights, raise the standard of the avenger of the Almighty, and resolve to compel force by force; thereby presenting to the world an illustrious example of magnanimity and virtue scarcely to be paralleled? Will it not be matter of doubt and wonder, that, notwithstanding these difficulties, they should raise armies, establish funds, carry on commerce, grow rich by the spoils of their enemies, and bid defiance to the power of their monarch, and the mercies and the avenges of the wilderness? But however incredible these things may in future appear, we know them to be true, and we should always remember, that the many remarkable and unexpected means and events, by which our wants have been supplied, and our enemies repelled or restrained, are such strong and striking proofs of the interposition of heaven, that our having been hitherto delivered from the threatened bondage of Britain, ought, like the emancipation of the Jews from Egyptian servitude, to be forever ascribed to its true cause, and instead of availing our breasts with arrogant ideas of our prowess and importance, kindle in them a flame of gratitude and piety, which may consume all remains of vice and irreligion.

Blessed be God! the time will now never arrive, when the prince of this country, in another quarter of the globe, will command your obedience and hold you in vassalage. His consent has ceased to be necessary to enable you to enact laws essential to your welfare; nor will you, in future, be subject to the imperious sway of rulers, instructed to sacrifice your happiness, whenever it might be inconsistent with the ambitious views of their royal master.

There are still the first people whom heaven has favored with an opportunity of deliberating upon, and choosing the forms of government under which they should live; all other constitutions have derived their existence from violence or accidental circumstances, and are therefore probably more distant from their perfection, which though beyond our reach, may nevertheless be approached under the guidance of reason and experience.

How far the people of this state have improved the opportunity, we are at no loss to determine. Their constitution has given general satisfaction at home, and been not only approved, but applauded abroad. It would be a pleasing task to take a minute view of it, to investigate its principles, and remark the connection and use of its several parts—but that would be the work of too great length to be proper on this occasion. I must therefore confine myself to general observations; and among those which naturally arise from a consideration of this subject, one is more obvious, than that the highest respect has been paid to those great and equal rights of human nature, which should forever remain inviolate in every society; and that such should have been taken in the disposition of the legislative, executive and judicial powers of government, as to promise permanence to the constitution, and give energy and impartiality to the distribution of justice. So that while you possess wisdom to discern and virtue to appoint men of worth and abilities to fill the offices of the state, you will be happy at home and respectable abroad. Your lives, your liberties, your property, will be at the disposal only of your Creator; to yourselves, you will know no power, and in such manner you will create; no authority unless derived from your grant; no laws, but such as acquire all their obligation from your consent.

Adequate security is also given to the rights of conscience and private judgment. They are, by nature, subject to no control but that of the Deity and in that free situation they are now left. Every man is permitted to consider, to advise, to vote, to opine, in the manner most agreeable to his conscience. No opinions are dictated; no rules of faith prescribed; no preference given to one sect to the prejudice of others. The constitution, however, has wisely declared, that the liberty of conscience, thereby granted, shall not be so construed as to excuse acts of licentiousness, or justify practices inconsistent with the peace or safety of this state. In a word, the constitution, by whom that constitution was formed, were of opinion, that the

gospel of Christ, like the ark of God, would not fall, though unsupported, by the arm of flesh; and happy would it be for mankind, if that opinion prevailed more generally.

But let it be remembered, that whatever marks of wisdom, experience and patriotism there may be in your constitution, yet, like the beautiful symmetry, the just proportions and elegant forms of our first parents, before their maker breathed into them the breath of life, it is yet to be animated, and till then, may indeed excite admiration, but will be of no use from the people it must receive its spirit, and by them be quickened. Let virtue, honor, the love of liberty and of science be, and remain, the soul of this constitution, and it will become the source of great and extensive happiness to this and future generations. Vice, ignorance, and want of vigilance, will be the only enemies that it has. Against these, be forever jealous. Every member of the state should diligently read and study the constitution of his country, and teach the rising generation to be free. By knowing their rights, they will sooner perceive when they are violated, and be the better prepared to defend and assert them.

This, gentlemen, is the first court held under the authority of our constitution, and I hope its proceedings will be such, as to merit the approbation of the friends, and avoid giving cause of censure to the enemies of the present establishment.

It is proper to observe, that no person in this state, however exalted or low his rank, however dignified or humble his station, but has a right to the protection of, and is amenable to, the laws of the land; and that if those laws be wisely made and duly executed, innocence will be defended, oppression punished and vice restrained. Hence it becomes the common duty, and indeed the common interest, of every subject of the state, and particularly of those concerned in the distribution of justice, to unite in repressing the licentious, in supporting the laws, and thereby diffusing the blessings of peace, security, order and good government, through all degrees and ranks of men among us.

I presume it will be unnecessary to remind you, that neither fear, favor, resentment, or other personal or partial considerations, should influence your conduct. Calm deliberate reason, candor, moderation, a dispassionate, and yet a determined resolution to do your duty, will, I am persuaded, be the principles by which you will be directed.

You will be pleased to observe, that all offenses committed in this county against the peace of the people of this state, from treason to trespass, are proper objects of your attention and inquiry.

You will pay particular attention to the practice of counterfeiting the bills of exchange, emitted by the general congress, or other of the American states, and of knowingly passing such counterfeit—practices no less criminal in themselves, than injurious to the interest of that great cause, on the success of which the happiness of America so essentially depends.

#### FRIGATE CONSTITUTION;

COMMONLY CALLED OLD IRONSIDES.

From the Boston Commercial Gazette.

As in the course of a few days the above noble ship will be hauled into the new and splendid dry dock, which has recently been completed at the navy yard, in the presence probably of the president of the United States, and many other distinguished officers of the government, as well as of an immense concourse of our fellow citizens, and as every circumstance relative to this pose to offer a brief history of her splendid and glorious career, part of which is from memory, having been present when she was launched, part from official documents, and part we have gleaned from the old newspapers of the day. She was built at Hart's ship yard, at the north end, situated between the Winthrop ferry ways and the marine rail way, and was launched under the superintendance of col. CLARSON, the builder, on Saturday, the 21st of October, 1797; and consequently she is now nearly thirty-six years old. In Kussell's Boston Commercial Gazette of the next Monday, we find the following account—

"THE LAUNCH—A magnificent spectacle! On Saturday last, at fifteen minutes past 10, the frigate CONSTITUTION was launched into the adjacent sea, on which she now rides an elegant and superb specimen of American naval architecture, combining the unity of wisdom, strength and beauty of design. The tide being amply full, she descended into the bosom of the ocean with an ease and dignity, which, while it afforded the most exalted and heart felt pleasure and satisfaction to the many thousand spectators, was the guarantee of her safety, and the pledge, that no occurrence should mar the joyous sensations that every one experienced; and which burst forth in reiterated shouts, which 'trod the sea.' On a signal being given from on board, her ordnance, on shore, announced to the neighboring country, that the CONSTITUTION WAS SECURE. Too much praise cannot be given to col. CLARSON, for the coolness and regularity displayed in the whole business of the launch; and the universal congratulations he received, were evidences of the public testimony of his skill, intelligence and circumspection."

The severe labor that attended her birth, which was only effected at the third trial, was seized upon by the enemies of a navy, who at that time were numerous and powerful, as prophetic of ill-luck! With how little reason, her brilliant career has fully demonstrated. We may safely challenge the annals of naval history to name the ship that has done so much to fill

the measure of her country's glory. She sailed on her first cruise, in the month of July, 1798, and in the Commercial Gazette of the next morning, we find the following account—

"Yesterday sailed on a cruise for the protection of our commerce, the frigate Constitution, commanded by captain Samuel Nicholson. This noble frigate reflects honor on all concerned in her construction—on the agent for obtaining every material of the best kind for her equipment, and for having the same manufactured in a superior manner; on the builder for the execution of the hull, in a style demonstrating our equality of building ships of war, at least equal to any in Europe. The captain is a brave and experienced commander, in whom may be reposed perfect confidence. Her lieutenants young men, who have commanded merchant ships with approbation, and of whom high expectations may be entertained. Her crew are, with very few exceptions, natives of Massachusetts, many of them connected by the strongest ties of family with us and children. Upwards of one hundred seamen have given orders in favor of their families, to draw monthly, half of their pay, the public having made arrangements for this purpose, evincing of its paternal care and encouragement of our marine. It would seem that nothing is wanting, to render this ship and her crew perfect, but that experience, which can only result from actual exercise at sea."

She returned from this cruise in the middle of November. This was during the brief war with the French republic. We notice the appointment of Isaac Hull, as her 4th lieutenant, who, after the lapse of fourteen years, was fortunate enough to occupy a higher station on her quarter deck, when the charm of British invincibility was destined to be forever broken. On the 29th December of the same year, she again sailed from Boston harbor, on her second cruise, for the purpose of cruising against the enemy's national ships. Less fortunate in this respect than the Constitution, under the gallant Truxton, who, about this time, succeeded in capturing the French frigate L'Inouergent, of 40 guns and 417 men. La Veengeance, a large French national ship of 50 guns and 520 men, likewise struck her colors, but was fortunate enough to escape in a squall, and arrived at Curacao five days after, a complete wreck.

Shortly after this, our commerce in the Mediterranean having suffered severely from the depredations and insults of the Barbary cruisers, our government determined at once on chastising them. In May, 1803, commodore Edward Preble was appointed to the command of this favorite ship, and in June he sailed with the squadron destined to act against the pirates. To all concerned with this scene of war, it is well known the Constitution acted a conspicuous part, in fact bore the brunt of the battle. After the destruction of the Philadelphia, of 44 guns she was for a long time the only frigate on the station, and being able to record by the gallant Decatur and the smaller vessels, did more in a single year to humble the pride of the Barbary states than all Christendom could have effected in a century.

In short, such a variety of service, her breadth escapes, hard knocks, and perilous adventures has never been achieved by any single vessel. Peace having been concluded with Tripoli, she soon after returned home, where she remained unemployed, or nearly so, till the commencement of the late war with Great Britain. Her cruise was on the 19th of June, 1813. On the 12th of July she left the Chesapeake for New York, on board a long cruise, and on the 17th discovered and was captured by a British squadron, consisting of the Africa 64; Shannon and Guerriere 38; Belvidere 36; and Embu 22; under the command of commodore Broke, of the Shannon. During the most critical period of the chase, when the nearest frigate, the Belvidere, had already commenced firing, and the Guerriere was training her guns for the same purpose, the possibility of kedging the ship, although in nearly thirty fathoms of water, was suggested by lieutenant, now commodore Morris, and was eagerly adopted, with the most brilliant success. The enemy, who had before been gaining, was now almost imperceptibly fallen astern, without their being able to conceive of the mysterious manner in which it was effected. A lucky mile or three tows had been gained in this way, before the day was over, and then it was altogether too late to avail themselves of it, with a probability of success; a propitious breeze springing up at this moment, of which the Constitution felt the first effects, soon increased the distance, and rendered any further exertions in warping and towing unnecessary.

The Shannon had for some hours all her sails completely furled—with 13 boats towing ahead. The Constitution had three boats towing—the remainder being engaged in catching out kedges, while the crew on board found sufficient employment in warping up to them; and to this most fortunate expedient is her miraculous escape to be attributed. She bid a final adieu to her kind friends on the 19th, after a chase of nearly three days and three nights, and arrived safe in Boston on the 26th of July. This has always been considered, an undoubtedly was, one of the most brilliant exploits that occurred during the war. The deep feeling—the intense anxiety that reigned throughout the ship during this long and arduous chase, and which was pictured in the countenances of all on board, cannot be described. Let us suppose for a moment, it had been the destiny of this fine ship to have fallen thus early in the war, into the hands of the enemy—a misfortune as has already been shown which was only escaped as it were, by a miracle—what a vast difference it would have made at the close of the

war, not to speak of the great moral influence of a first victory, in the profit and loss of our naval glory; and although the balance would still have been greatly upon our side, yet the sum total would have been very sensibly or nearly one half diminished. In the first place the loss of so fine a frigate at this early period would have been irreparable, and in following up the consequences—three of the most splendid victories of the war, together with the same number of hair breadth escapes from a superior enemy, would now have to be deducted from the aggregate of our glory, making a difference, both ways, of more than 200 guns and almost 1,500 men.

After remaining a few days in port she sailed again, and on the 19th of August—precisely one month after her escape—was lucky enough to fall in with one of the same frigates cruising alone and with her name emblazoned in hair breadth escapes before her. Nothing daunted at this, however, the Constitution took the liberty of edging down for the purpose of ascertaining the object of such a close pursuit a few weeks before.

As soon as the two ships were within whispering distance, an explanation commenced which after a close conference of thirty minutes, ended to the complete satisfaction of capt. Hull. She proved to be H. M. frigate *Diadem*, captain Dacres, of 49 guns and 302 men, and had been totally dismantled and in other respects was rendered such a complete wreck, that getting her into port was altogether out of the question. She was accordingly burned, and the Constitution returned again to Boston, where she arrived on the 30th August. Never shall we forget the enthusiasm with which she was received. Her arrival was hailed as news arrived in town during divine service on Sunday morning, and the crowds that flocked to State street to hear the particulars of such a glorious victory, and shouts that rent the air, fully evinced the deep interest that was felt by every class of the community.

The ship had anchored in President roads about 5 miles from town, and in the afternoon she was sighted by a privateer, who boats and sails to take a closer view of *Old Ironsides*, and to exchange congratulations with her gallant crew. We among hundreds of others sailed round her several times, endeavoring in vain to trace the effects of an engagement with a British frigate of nearly equal force, that had occurred only eleven days before, and in which her antagonist was entirely demolished in the short space of half an hour. We could hardly believe our own eyes—no serious damage was visible; now and then a place or two were pointed out where a splinter had been driven off, but on the whole she appeared in almost as perfect order as when she left the harbor only about three weeks before; indeed it seemed to us that like *Sidraech*, *Meshech* and *Abednego*, who had passed the fiery ordeal entirely unscathed. This was indeed a new state of affairs, as it served not a little to increase the hope and confidence of the friends of our gallant navy throughout the Union.

Captain Hull, being now called upon, if we remember right, to attend to the affairs of a deceased brother, gave up the command of the ship to captain William Bainbridge, who, with the same crew, shortly after sailed on another cruise to South America—the station of the *Berard*, captain Lawrence, also under his command, from whom however he was soon after separated. On the 29th of December of the same year, while cruising about 10 leagues from the coast of Brazil, she fell in with, and after a close engagement of nearly two hours captured, H. M. ship *Java*, of 49 guns and upwards of 400 men; captain Lambert being mortally wounded during the engagement. In addition to her full crew, she bore upwards of one hundred supernumeraries on board—officers and seamen—to join the British ships of war on the East India station. Besides these there was a number of land officers; among the rest lieutenant general Hishop, major Walker and captain Wood.

This was one of the best contested battles that was fought during the war—the *Java* indeed only struck her flag, when every man, boy and all had, one after another, gone by the board. "The great distance" from our own shores, and the perfect wreck we made of the enemy's frigate, forbade every idea of attempting to take her to the United States. I had therefore no alternative left but burning her, which I did on the 31st of December, after receiving all the prisoners and their baggage, which was very hard work, only leaving one boat left out of eight, and not one left of her crew, the rest being blown up. Her capture returned to Boston, where she arrived on the 18th of February, 1813.

Well do we remember being at the Federal street theatre, when the news of this victory was announced from the stage by the manager, Mr. Powell, and shortly after when the gallant commander, together with some of his officers appeared in one of the boxes, the whole house resounded for many minutes with the cheering of the audience. The veteran Cooper, then in the prime of life, was in the second act of *Macbeth*, and although he stood a little behind the scenes, entirely forgetting the gracious Duncan he had murdered, we saw him swing his cap round with as much enthusiasm as any one.

In June, 1813, capt. Charles Stewart was appointed to her command; and on the 30th of December she proceeded to sea, her commanding officer was then blockaded by seven ships of war, and safely ran the gauntlet through the whole of them. She returned on the 4th of April, 1814, and was chased into Martha's-head by two of the enemy's heavy frigates, *La Nymphe* and *Junon*.

About the middle of December, 1814, she proceeded on her second cruise under capt. Stewart, and on the 26th of February,

off Madeira, fell in with, and after a severe action of 40 minutes, succeeded in capturing H. M. ships *Cyane* of 34, and *Levant* of 21 guns, and 225 men. A more perfect specimen of nautical skill was probably never witnessed, than was exhibited throughout the whole of this memorable battle. The advantages of a divided force, or as the boys call it, of two upon one, are well known to all, particularly to men of naval science. A raking fire is almost always very sure to be decisive of the fate of a battle; and to have avoided this from either of her opponents, and with a leading breeze too, is indeed miraculous, especially when we recollect that the Constitution succeeded in raking both of her antagonists more than once during the engagement.

After taking possession of her prizes the three ships made sail for the red islands, and on the 10th of March came to anchor in the harbor of Port Praya in the island of St. Jago. Two days after this, a squadron of the enemy hove in sight, consisting of the *Newcastle* and *Lander*, of 50 guns each, and the *Acosta* frigate of 40, the whole under the command of Sir George Collier, and in seven minutes after the discovery was made, the Constitution with her two prizes had cut their cables and were under way, being at this time only about gun shot to windward of the enemy. The *Levant* was recaptured. The *Cyane* had the good fortune to escape, and now forms a part of our navy. The Constitution continued her cruise, and shortly after returned to Boston, where she was for the third time received with every possible demonstration of joy and exultation. The last news from her had been brought by the *Cyane*, arrived at New York, when the above squadron was left in chase, and she had healthily anchored shortly after losing sight of her, so that the most intense anxiety had for some time been entertained for her safety.

Peace had now been proclaimed, and to have lost this noble vessel and her gallant crew at this late hour, and after such a catalogue of glorious services too, would have cast a gloom over the whole country.

No wonder that her safe arrival, after so many "moving accidents by flood and field;" and after having escaped so many perils of "blue waters, winds and rocks"—should be greeted with such universal enthusiasm. Captain Stewart not only received the thanks of congress, but of almost every state legislature then in session, and from many quarters some more substantial marks of approbation.

After this, *Old Ironsides* was taken to the navy yard and immediately dismantled, where she remained unemployed, we believe with a single exception, till the spring of 1825, when she was again fitted out, and sailed under the command of captain Daniel T. Patterson, to join the squadron in the Mediterranean. She remained there about three years, after which she returned again to the United States, and as if to add one more to the many instances of good luck that have always attended her—she was so fortunate as to arrive and fire a federal salute in her native city—during the celebration of the 4th July, 1828, and contributed not a little, as well by her beautiful appearance as by the delightful associations that are ever uppermost in the presence of such a glorious vessel, to heighten the splendor and add to the brilliancy of the day.

We have now, we believe, briefly touched upon most of the leading incidents in the eventful history of this favorite ship; doubtless there are many others well worth recording, but which can be only known to those who, at the time of their occurrence, were on board of her. We have never been able to find any but very unsatisfactory accounts of her operations before 1711, and in the United States, and as if to add one more to the history of the movements of our several squadrons in those seas from 1603 to the present moment, would not only prove extremely interesting, but as a matter of record would be invaluable—we sincerely hope some competent person may be found who is willing to undertake it.

About twelve years since, the Constitution was hove out and completely examined at the navy yard at Annapolis, when, we are told, she was found to be in remarkable good order, a fact which, after twenty five years wear and tear and hard service, reconfirms not a little to the credit of the old fashioned mechanics of Boston.

In her actions with the *Guerriere* and *Java* she mounted 54 guns, and 52 when engaged with the *Cyane* and *Levant*, her armament being 30 long 24 pounders on the main deck, and 24 32 pound carronades on the upper deck. Her loss in the action with the *Guerriere* was killed and wounded, 14; with the *Java*, 34, and with the *Cyane* and *Levant*, 14 more—total, 62. The *Guerriere's* loss, killed, wounded and missing, was 103; the *Java's* 161; *Cyane's* 28; *Levant's* 30—total, 341, or in the proportion of five and a half to one. The prisoners were nearly one thousand.

The dry dock into which *Old Ironsides* is now about to be taken, as well as the one which has recently been completed at Norfolk, is undoubtedly one of the most splendid specimens of stonemasonry to be found in the world.

We have heard it spoken of by intelligent travellers, who have visited most of the naval depots in Great Britain, France and Russia, as by far surpassing any thing of the sort they had ever before witnessed. Indeed no expense has been spared by the government to render these magnificent public works as complete and perfect in every respect as possible. They were planned and have been constructed under the superintending care of colonel Loammi Baldwin, a gentleman who, for skill in our science, has no superior in the country.

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